

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Small Company Rate Increase)
of Timber Creek Sewer Company.) **Case No. SR-2010-0320**

THE OFFICE OF THE PUBLIC COUNSEL’S STIPULATION

COMES NOW the Office of the Public Counsel (Public Counsel) and for its Stipulation states as follows:

1. On May 10, 2010, Timber Creek Sewer Company (Timber Creek) filed a small company rate increase request with the Missouri Public Service Commission (Commission).
2. On October 7, 2010, the Staff of the Missouri Public Service Commission (Staff) filed a Unanimous Partial Agreement (Partial Agreement) indicating resolution between the parties of some of the issues in this case.
3. On October 14, 2010, the Commission issued an Order Directing Filing setting a deadline to give Timber Creek and Public Counsel an opportunity to file a stipulation to the factual assertions in the two attachments to the Partial Agreement; a schedule of depreciation rates and the “Report of Customer Service and Business Operations Review” from the Staff’s Engineering and Management Services Department.
4. Public Counsel now states that while in general it may not agree with Attachment A - Schedule of Depreciation Rates, Public Counsel has no objections to its use for the purposes of this case and stipulates to the factual assertions it contains.

5. Public Counsel also states that it agrees with Attachment B – EMSD Implementation Review (“Report of Customer Service and Business Operations Review”) and stipulates to the factual assertions it contains.

WHEREFORE, Public Counsel respectfully submits its Stipulation.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

/s/ Christina L. Baker

By:_____

Christina L. Baker (#58303)

Senior Public Counsel

P O Box 2230

Jefferson City, MO 65102

(573) 751-5565

(573) 751-5562 FAX

christina.baker@ded.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to the following this 20th day of October 2010:

General Counsel Office
Missouri Public Service Commission
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
GenCounsel@psc.mo.gov

Ott Jaime
Missouri Public Service Commission
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
jaime.ott@psc.mo.gov

Woodsmall David
Timber Creek Sewer Company
428 E. Capitol Ave., Suite 300
Jefferson City, MO 65101
dwoodsmall@fcplaw.com

Finnegan D Jeremiah
Timber Creek Sewer Company
3100 Broadway, Suite 1209
Kansas City, MO 64111
jfinnegan@fcplaw.com

/s/ Christina L. Baker
