

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at Harris-Stowe
University in St. Louis, Missouri on
the 8th day of July 2009.

In the Matter of)	<u>File No. SR-2009-0154</u>
Hickory Hills Water & Sewer Co., Inc.,)	Tariff No. YS-2009-0825
Small Company Rate Increase)	

ORDER APPROVING UNANIMOUS AGREEMENT

Issue Date: July 8, 2009

Effective Date: July 10, 2009

The Missouri Public Service Commission is approving the Unanimous Agreement Regarding Disposition of Small Sewer Company Revenue Increase Request (“Unanimous Agreement”) made among the Commission’s staff (“Staff”), Hickory Hills Water and Sewer Co., Inc., (“the company”) and the Office of the Public Counsel (“OPC”).

On October 23, 2008, the company initiated a small company rate increase action that cited 4 CSR 240-3.635.¹ The request sought an increase in the rates charged for sewer services of the company. The company provides sewer service to approximately 50 customers, all of whom are residential, in the Hickory Hills Estates and Temple Terrace subdivisions in Moniteau County.

On December 30, 2008, the Commission granted the Missouri Department of Natural Resources’ motion to intervene. On May 20, 2009, Staff filed a “Company/Staff Agreement Regarding Disposition of Small Sewer Company Revenue Increase Request” (“agreement”) between Staff and the company. OPC did not join in the agreement. The

¹ That regulation applies to small water companies. For small sewer companies, the analogous procedure appears at 4 CSR 240-3.330. For small utility rate actions generally, 4 CSR 240-3.050 provides procedures similar to 4 CSR 240-3.330 and 4 CSR 240-2.635.

agreement proposes a full resolution of all issues pertaining to the company's request. Pursuant to the agreement, the company filed revised tariffs ("tariffs") on May 26, 2009.

On June 22, 2009, the Commission convened a local public hearing on the agreement and tariffs. On June 25, 2009, Staff filed a pleading stating that no evidence offered at the local public hearing changed Staff's position. On July 7, 2009, OPC, Staff, and the company filed the Unanimous Agreement. The Unanimous Agreement provides for the filing of substitute tariff sheets no later than July 10, 2009, bearing an effective date of August 10, 2009.

Based on the Commission's examination of the verified documents and other evidence on file in these actions, the Commission independently finds and concludes that the Unanimous Agreement is in the public interest. Therefore, the Commission will approve the Unanimous Agreement, and will direct the company to comply with the Unanimous Agreement. The Commission will also incorporate the Unanimous Agreement, as if set forth at length, into this decision.

THE COMMISSION ORDERS THAT:

1. The Unanimous Agreement Regarding Disposition of Small Sewer Company Revenue Increase Request is approved and incorporated into this decision as if set forth at length.

2. Hickory Hills Water and Sewer Co., Inc., is directed to comply with the Unanimous Agreement Regarding Disposition of Small Sewer Company Revenue Increase Request.

3. No later than July 10, 2009, Hickory Hills Water and Sewer Co., Inc., will file substitute tariff sheets bearing an effective date of August 10, 2009.

4. This order shall become effective on July 10, 2009.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Clayton, Chm., Davis, Jarrett,
and Gunn, CC., concur.

Jordan, Regulatory Law Judge