

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

In the Matter of Hickory Hills Water)
and Sewer Co., Inc. Small Company) Case No. SR-2009-0154
Rate Increase)

ORDER Granting Intervention

Issue Date: December 30, 2008

Effective Date: December 30, 2008

The Commission grants the motion to intervene (“the motion”) filed by the Missouri Department of Natural Resources (“DNR”).

DNR filed the motion on December 16, 2008. December 29, 2008, was the last day for filing any response to the motion with the Commission.¹ The Commission received no response to the motion.

The motion cites DNR's statutory duty to administer the Missouri Clean Water Law, including the enforcement of clean water standards.² The standard for a motion to intervene is:

The commission may on application permit any person to intervene on a showing that—

(A) The proposed intervenor has an interest which is different from that of the general public and which may be adversely affected by a final order arising from the case; or

(B) Granting the proposed intervention would serve the public interest.^[3]

¹ 4 CSR 240-2.080(15), 4 CSR 240-2.010(13) and 4 CSR 240.050(1).

² Section 640.011, RSMo 2000.

³ 4 CSR 240-2.075(4).

The interest that DNR cites is different from that of the general public and a final order arising from the case may adversely affect that interest. Also, DNR's intervention would serve the public interest. Therefore, the Commission will grant the motion.

THE COMMISSION ORDERS THAT:

1. The motion to intervene, filed by the Missouri Department of Natural Resources, is granted.
2. This order shall be effective immediately upon issuance.

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)

Dated at Jefferson City, Missouri,
on this 30th day of December, 2008.

Daniel Jordan, Regulatory Law Judge