

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

In the Matter of R.D. Sewer Company,  
L.L.C.'s Small Company Rate Increase

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Case No. SR-2009-0226

**STAFF RECOMMENDATION ON TARIFF COMPLIANCE**

**COMES NOW** the Staff of the Missouri Public Service Commission ("Staff"), through the undersigned counsel, and for its *Recommendation* respectfully states to the Missouri Public Service Commission ("Commission") the following:

1. On August 13, 2009, R.D. Sewer Company, L.L.C. ("R.D. Sewer") filed revised tariff sheets pursuant to the Commission's August 5, 2009 *Order Approving Unanimous Disposition Agreement And Authorizing Tariff Filing*.

2. On the same day, the Commission issued an *Order Directing Staff To File A Recommendation And Setting Deadline For Responses*, allowing until August 24, 2009, for Staff to file a recommendation as to whether the tariff sheets are in compliance with the Commission's August 5<sup>th</sup> *Order*.

3. James M. Russo, Rate and Tariff Examination Supervisor, has examined R.D. Sewer's revised tariff sheets, P.S.C. MO. No. 1, 4<sup>th</sup> Revised Sheet No. 7, canceling P.S.C. MO. No.1, 3<sup>rd</sup> Revised Sheet No. 7; P.S.C. MO. No. 1, Original Sheet No. 7a; P.S.C. MO. No. 1, 2<sup>nd</sup> Revised Sheet No. 8, Canceling P.S.C. MO. No. 1, 1<sup>st</sup> Revised Sheet No. 8, and states that to the best of his knowledge, information, and belief, the revised sheets comply with the Commission's *Order Approving Unanimous Disposition Agreement And Authorizing Tariff Filing*. See *Affidavit Of James M. Russo* attached hereto.

4. The Commission has the authority pursuant to Sections 393.140 (11) and 393.150 RSMo (2000) to approve the proposed tariff revisions.

**WHEREFORE**, the Staff recommends that the Missouri Public Service Commission issue an order approving the revised tariff sheets currently pending in Tariff File No. YS-2010-0082 with an effective date of September 12, 2009:

P.S.C. MO. No. 1, 4<sup>th</sup> Revised Sheet No. 7, canceling P.S.C. MO. No.1, 3<sup>rd</sup> Revised Sheet No. 7; P.S.C. MO. No. 1, Original Sheet No. 7a; and P.S.C. MO. No. 1, 2<sup>nd</sup> Revised Sheet No. 8, Canceling P.S.C. MO. No. 1, 1<sup>st</sup> Revised Sheet No. 8.

Respectfully Submitted,

**/s/ Jennifer Hernandez**

Jennifer Hernandez  
Staff Legal Counsel  
Missouri Bar No. 59814

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Missouri Public Service Commission  
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### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served via electronic mail on Terry C. Allen, attorney for R.D. Sewer, L.L.C., at [terry@tcallenlawoffices.com](mailto:terry@tcallenlawoffices.com), and The Office of Public Counsel of the State of Missouri, at [opcservice@ded.mo.gov](mailto:opcservice@ded.mo.gov) this 21<sup>st</sup> day of August, 2009.

**/s/ Jennifer Hernandez**

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

**AFFIDAVIT OF JAMES M. RUSSO**

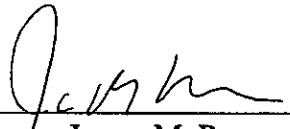
STATE OF MISSOURI     )

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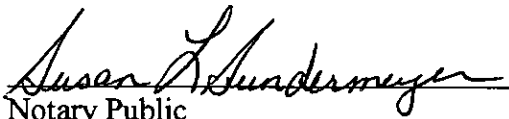
CASE NO. SR-2009-0226

COUNTY OF COLE     )

James M. Russo, of lawful age, on his oath states: (1) that he is the Rate and Tariff Examination Supervisor in the Water and Sewer Department of the Missouri Public Service Commission; (2) that he reviewed and examined the revised tariff sheets filed by R.D. Sewer Co., L.L.C. on August 13, 2009; (3) that he has knowledge of the matters set forth in the foregoing tariff sheets; (4) that the matters set forth in the foregoing tariff sheets are true and correct to the best of his knowledge, information and belief; and (5) that to the best of his knowledge, information and belief, the revised tariff sheets comply with the Missouri Public Service Commission's *Order Approving Unanimous Disposition Agreement and Authorizing Tariff Filing* issued on August 5, 2009 and effective August 15, 2009.

  
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James M. Russo  
Rate & Tariff Examination Supervisor  
Water and Sewer Department

Subscribed and sworn to before me this 20th day of August, 2009.

  
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Notary Public



SUSAN L. SUNDERMEYER  
My Commission Expires  
September 21, 2010  
Callaway County  
Commission #06942086