

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

In the Matter of a Rate Increase Request of)
House Springs Sewer Company.) **Case No. SR-2012-0399**

**THE OFFICE OF THE PUBLIC COUNSEL'S NOTICE AND
WITHDRAWAL OF EVIDENTIARY HEARING REQUEST**

COMES NOW the Office of the Public Counsel (Public Counsel) and for its Notice and Withdrawal of Evidentiary Hearing Request states as follows:

1. On May 30, 2012, House Springs Sewer Company, Inc. (House Springs) initiated a small company rate increase proceeding with the Missouri Public Service Commission (Commission).
2. On October 29, 2012, the Staff of the Missouri Public Service Commission (Staff) filed a *Notice of Company/Staff Agreement Regarding Disposition of Small Company Rate Increase Request* (Company/Staff Agreement) indicating agreement between Staff and House Springs for a proposed sewer rate increase of \$143,929 (approximately 29.7%). Public Counsel did not join in the agreement.
3. On January 22, 2013, Public Counsel requested an evidentiary hearing on its concerns regarding the Company/Staff Agreement. Public Counsel stated that, should adjustments be agreed upon and filed with the Commission, Public Counsel would withdraw its evidentiary hearing request.
4. Public Counsel now notifies the Commission that it believes a resolution has been achieved and that in the near future a Unanimous Agreement will be filed with the Commission which adequately resolves Public Counsel's concerns. Once a Unanimous Agreement is filed, an evidentiary hearing would no longer be necessary.

5. Therefore, once the Unanimous Agreement is filed with the Commission, Public Counsel asks that the Commission accept the withdrawal of its evidentiary hearing request.

WHEREFORE, Public Counsel respectfully submits its Notice and Withdrawal of Evidentiary Hearing Request.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

/s/ Christina L. Baker

By: _____

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to the following this 1st day of February 2013:

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