

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

In the Matter of a Requested Rate Increase)
For Annual Sewer Operating Revenues by)
Hickory Hills Water and Sewer)

Case No. SR-2014-0166

In the Matter of a Requested Rate Increase)
For Annual Water Operating Revenues by)
Hickory Hills Water and Sewer)

Case No. WR-2014-0167

MOTION FOR EXTENSION OF TIME TO FILE DISPOSITION AGREEMENT

COMES NOW the Staff of the Missouri Public Service Commission, by and through counsel, and for its *Motion for Extension of Time to File Disposition Agreement*, states as follows:

1. On December 2, 2013, Hickory Hills Water & Sewer Company ("Hickory Hills") filed with the Missouri Public Service Commission a letter requesting Commission approval of an increase in its annual sewer and water system operating revenues, pursuant to Commission Rule 4 CSR 240-3.050, *Small Utility Rate Case Procedure*.

2. Pursuant to Commission Rule 4 CSR 240-3.050(5), Staff must, within one week of the filing of the rate increase request, file a timeline specifying the dates by which the activities required by sections 9-11 of the rule will occur.

3. According to the timeline filed by the Staff on December 5, 2013, Staff must by Day 150 (May 1, 2014) file a disposition agreement between at least the Staff and the utility providing for a full or partial resolution of the utility's revenue increase request.

4. Staff is unable to file such a Disposition Agreement by Day 150 (May 1, 2014) in this case due to unusual complexities, to-wit: the sewage treatment lagoon is

irremediably out of compliance with the Clean Water Act as implemented and administered by the Missouri Department of Natural Resources (“MoDNR”) and that agency, acting through the Attorney General of the State of Missouri, has obtained an injunction requiring Hickory Hills’ compliance forthwith. Given the small size of the Company’s customer base, its precarious finances and its inability to obtain capital, remediation of the problem has been difficult to accomplish.

5. Staff has been working diligently with the other parties towards a temporary solution that will meet the needs of Hickory Hills, benefit the ratepayers to the extent possible, and meet MoDNR’s discharge requirements. However, due to the complexity of the issues involved, the solution is not yet in place and its cost is unknown. For that reason, a Disposition Agreement is not yet possible. Staff respectfully requests an extension of sixty days in each of these related cases and has attached new, proposed timelines to this pleading as Attachments A and B.

WHEREFORE, Staff prays that the Commission will grant the requested sixty-day extension in each of these related cases, accept the attached proposed timelines and order their implementation; and grant such other and further relief as is just in the circumstances.

Respectfully submitted,

/s/ Kevin A. Thompson
KEVIN A. THOMPSON
Chief Staff Counsel
Missouri Bar No. 36288

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Attorney for the Staff of the
Missouri Public Service Commission

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed with first-class postage, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this **30th day of April, 2014**.

/s/ Kevin A. Thompson

Small Utility Rate Case Timeline

MO PSC Case No. SR-2014-0166

Utility Name & Contact Info	Hickory Hills Water & Sewer Company
Contact Person	Gary Cover
Mailing Address	P.O. Box 506 Clinton MO 64735
Phone Contact (land line)	(660) 885-6914
Phone Contact (mobile)	
Fax Contact	(660) 885-6780
E-Mail Address	
Date Case Opened	December 2, 2013
Agreement Filing Due Date	June 30, 2014
9-Month Deadline	September 2, 2014
11-Month Deadline	November 2, 2014

Set out on the following pages is the activities timeline pertaining to the processing of the above-referenced small utility revenue increase request. This timeline assumes that the Staff's investigation of the revenue increase request will result in a conclusion that an increase in the subject utility's operating revenues is needed, that at least the Utility and Staff will reach an agreement regarding the overall resolution of the request without the need for time extensions, and that the request will be resolved without an arbitration process being used or an evidentiary hearing being held. For cases where an arbitration process is going to be used or an evidentiary hearing is going to be held, it is anticipated that a procedural schedule will be set when that becomes known. In such instances, the 9-month and 11-month deadlines will need to be considered in setting the procedural schedule.

The schedule set out in the timeline establishes the Target Due Date for the completion of certain activities needed to process the request in a timely manner. Extensions of the disposition agreement filing deadline, which is 150 days after the date the utility files its request, and certain other deadlines are allowed (and under some circumstances are required) and if executed will result in changes to the timeline. Agreements for such extensions, which are limited to a maximum of 60 days, will be reduced to writing and filed in the case file, along with an updated timeline.

The entries in the Target Day column represent the number of days from the date the utility filed its request. The entries in the Target Due Date column show the date when the Target Day hits the calendar. To determine the entries for the Calendar Due Date column, Target Due Dates falling on a weekend or a holiday are moved to the next regular working day, except that the effective dates for pending revised tariff sheets cannot be adjusted.

Target Day	Target Due Date	Calendar Due Date	Case Activity	Responsible "Party"	Rule Section
0	12/02/13	N/A	Request Letter Filed and Case Opened (agreement filing due date calculated from this date)	Utility	3
5	12/07/13	12/09/13	Compliance with Section 4 of Rule Confirmed (case can be dismissed in case of non-compliance)	Case Coordinator	4
7	12/09/13	12/09/13	Case Activities Timeline Filed in Case File	Case Coordinator	5
10	12/12/13	12/12/13	Draft of Initial Customer Notice Sent to Utility & OPC	Case Coordinator	
			Letter Sent to Utility & OPC Regarding Expected Staff Activities and Identifying Participating Staff Members	Case Coordinator	
20	12/22/13	12/23/13	Requests for Information Needed for Audit Communicated to Utility by Assigned Staff (if done in writing, copies also sent to OPC)	Assigned Staff	
30	01/01/14	01/02/14	Initial Customer Notice Mailed to Customers (copy sent to Case Coordinator for filing in case file)	Utility	7
40	01/11/14	01/13/14	Responses to Requests for Information Provided to Staff by Utility (staff provides copies of information received to OPC) OR Extension of Agreement Filing Due Date Agreed to by Utility OR Staff May File Motion to Dismiss Case	Utility & Assigned Staff	4
			Copy of Initial Customer Notice Filed in Case File	Case Coordinator	7
50	01/21/14	01/21/14	Follow-Up Requests for Information Communicated to Utility by Assigned Staff (if done in writing, copies also sent to OPC)	Assigned Staff	
60	01/31/14	01/31/14	End of Response Period for Initial Customer Notice	N/A	7
70	02/10/14	02/10/14	Responses to Follow-Up Requests for Information Provided to Staff by Utility (staff provides copies of information received to the OPC) OR Extension of Agreement Filing Due Date Agreed to by Utility OR Staff May File Motion to Dismiss Case	Utility & Assigned Staff; Case Coordinator	4
75	02/15/14	02/18/14	Deadline for Completion of Construction Projects to be Included in Case OR Agreement Filing Due Date Extended So Projects Can be Included in Case	Utility; Case Coordinator	4
			Continued Compliance with Section 4 of Rule Confirmed (case can be dismissed in case of non-compliance)	Case Coordinator	
			Unless Notified Otherwise, or Unless Extensions Have Been Agreed Upon, Utility & OPC Can Assume the Process is On-Track for Timely Completion	Case Coordinator	

Target Day	Target Due Date	Calendar Due Date	Case Activity	Responsible "Party"	Rule Section
80	02/20/14	02/20/14	Basic Audit/Investigation Work Completed	Assigned Staff	9
85	02/25/14	02/25/14	Initial Audit/Investigation Reports Completed and Provided to Case Coordinator	Assigned Staff	
90	03/02/14	03/03/14	Overview of Staff's Initial Audit/Investigation Results Provided to the Utility & OPC	Case Coordinator	
100	03/12/14	03/12/14	Utility & OPC Submit Responses Regarding Staff's Case Overview to Case Coordinator (errors/ommissions to be identified and suggested changes to be included) OR Staff Assumes Information Provided is Acceptable (Staff's audit considered "complete" at this time)	Utility & OPC	
120	04/01/14	04/01/14	Staff's Settlement Proposal Packet Sent to Utility & OPC and Arrangements Made for Conference Call or Meeting to Discuss the Proposal	Case Coordinator	10
130	04/11/14	04/11/14	Conference Call or Meeting Held with Utility & OPC to Discuss Staff's Settlement Proposal	Utility, OPC & Staff	4
135	04/16/14	04/16/14	Utility & OPC Notify Staff of Whether They Agree with the Settlement Proposal (if not, the reasons for that and suggested changes to the settlement proposal documents are provided to the Case Coordinator)	Utility & OPC	
			Utility Must Respond OR Agree to Extension of Agreement Filing Due Date OR Staff May File Motion to Dismiss Case	Utility; Case Coordinator	
140	04/21/14	04/21/14	Agreed-Upon Changes to Settlement Proposal Documents Completed and Final Disposition Agreement Sent to Company for Signing (copy also sent to OPC; OPC may or may not sign)	Case Coordinator	4
			Continued Compliance with Section 4 of Rule Confirmed (case can be dismissed in case of non-compliance)	Case Coordinator	
145	04/26/14	04/28/14	Signed Disposition Agreement Returned to Staff	Utility; OPC (if applicable)	11
			Staff Sends Revised Tariff Sheets and Draft Tariff Filing Transmittal Letter to the Utility	Case Coordinator	
150	06/30/14	06/30/14	Staff Files Executed Disposition Agreement	Case Coordinator	

Activities needed from this point forward vary based on the approach taken by the OPC. The next three sections set out the activities needed based on the different OPC approaches that are possible.

This section pertains to the situation where the Utility, Staff & OPC reach an agreement on the overall disposition of the request, and is thus based on the fact that the Utility will not send out a second customer notice. In this situation, a minimum of 30 days is needed between the filing date and the proposed effective date of the Utility's tariff revisions. The dates shown assume that the Utility will make a 30-day tariff filing on Day 155.

Target Day	Target Due Date	Calendar Due Date	Case Activity	Responsible "Party"	Rule Section
155	07/05/14	07/07/14	Utility Files Necessary Tariff Revisions	Utility	13
165	07/15/14	07/15/14	Staff Recommendation Filed if applicable OR ordered by the Commission. (includes confirmation of Utility's continued compliance with Section 4 of Rule OR motion for suspension of tariff revisions requesting correction of the deficiencies will be submitted)	Case Coordinator	
175	07/25/14	07/25/14	Order Approving Tariff Revisions Issued	Assigned RLJ	
185	08/04/14	08/04/14	Tariff Revisions Effective "On and After" this Date	N/A	13
190	08/09/14	08/11/14	Draft of Final Customer Notice Sent to Utility & OPC	Case Coordinator	
200	08/19/14	08/19/14	Final Customer Notice Mailed to Customers (copy sent to Case Coordinator for filing in case file)	Utility	22
210	08/29/14	08/29/14	Copy of Final Customer Notice Filed in Case File	Case Coordinator	22
215	09/03/14	09/03/14	Notice Closing Case Issued	Assigned RLJ	

This section pertains to the situation where only the Utility and Staff reach an agreement on the overall disposition of the request, and is thus based on the fact that the Utility will send out a second customer notice. This section is also based on the assumption that the OPC will not request a local public hearing. In this situation, a minimum of 45 days is needed between the filing date and the proposed effective date of the Utility's tariff revisions. The dates shown assume that the Utility will make a 45-day tariff filing on Day 155.

Target Day	Target Due Date	Calendar Due Date	Case Activity	Responsible "Party"	Rule Section
150	06/30/14	06/30/14	Draft of Second Customer Notice Sent to Utility & OPC	Case Coordinator	
155	07/05/14	07/07/14	Utility Files Necessary Tariff Revisions	Utility	14
160	07/10/14	07/10/14	Second Customer Notice Mailed to Customers (copy sent to Case Coordinator for filing in case file)	Utility	14
170	07/20/14	07/21/14	Copy of Second Customer Notice Filed in Case File	Case Coordinator	14
180	07/30/14	07/30/14	End of Response Period for Second Customer Notice	N/A	14
187	08/06/14	08/06/14	OPC Files Its Position Statement	OPC	15
188	08/07/14	08/07/14	Staff Recommendation Filed if applicable OR ordered by the Commission. (includes confirmation of Utility's continued compliance with Section 4 of Rule OR motion for suspension of tariff revisions requesting correction of the deficiencies will be submitted)	Case Coordinator	
190	08/09/14	08/11/14	Order Approving Tariff Revisions Issued	Assigned RLJ	
200	08/19/14	08/19/14	Tariff Revisions Effective "On and After" this Date	N/A	14
205	08/24/14	08/25/14	Draft of Final Customer Notice Sent to Utility & OPC	Case Coordinator	
215	09/03/14	09/03/14	Final Customer Notice Mailed to Customers (copy sent to Case Coordinator for filing in case file)	Utility	22
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190	08/09/14	08/11/14	Order Setting Local Public Hearing and Suspending Tariff Revisions Issued	Assigned RLJ	
195	08/14/14	08/14/14	Draft of LPH Customer Notice Sent to Utility & OPC	Case Coordinator	
200	08/19/14	08/19/14	Notice of Local Public Hearing Mailed to Customers (copy sent to Case Coordinator for filing in case file)	Utility	18
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229	09/17/14	09/17/14	OPC Files Its Position Statement** 10 WORKING DAYS	OPC	19
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260	10/18/14	10/20/14	Final Customer Notice Mailed to Customers (copy sent to Case Coordinator for filing in case file)	Utility	22
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245	10/03/14	10/03/14	Tariff Revisions Effective "On and After" this Date	N/A	14
250	10/08/14	10/08/14	Draft of Final Customer Notice Sent to Utility & OPC	Case Coordinator	
260	10/18/14	10/20/14	Final Customer Notice Mailed to Customers (copy sent to Case Coordinator for filing in case file)	Utility	22
270	10/28/14	10/28/14	Copy of Final Customer Notice Filed in Case File	Case Coordinator	22
275	11/02/14	11/03/14	Notice Closing Case Issued	Assigned RLJ	