

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

In the Matter of the Application of Ozark Meadows,)
Aqua Development Company, d/b/a Aqua Missouri,)
Inc. Request for Increase in Annual Sewer System) <u>Case No. SR-2010-0023</u>
Operating Revenues MPSC Sewer Utility Small)
Company Rate Increase Procedures.)

**MOTION TO EXTEND FILING OF
DISPOSITION AGREEMENT**

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through counsel, and for its Motion to Extend Filing of Disposition Agreement (Motion) states the following:

1. On July 15, 2009, the Missouri Public Service Commission (the Commission) received a Rate Increase Request Letter from Aqua Development Company d/b/a Aqua Missouri, Inc. (Aqua Development or the Company), requesting that the Commission allow an increase of \$13,200 in its annual sewer service operating revenues pursuant to Commission Rule 4 CSR 240-3.050 (Small Utility Rate Case Procedure).

2. Commission Rule 4 CSR 240-3.050(11) states that “[n]o later than one hundred fifty (150) days after a case is opened, the staff shall file a disposition agreement between at least the staff and the utility providing for a full or partial resolution of the of the utility’s revenue increase request....”

3. Commission Rule 4 CSR 240-3.050(12) states that “[t]he staff and the utility may agree that the deadlines set out in sections (9), (10) and (11) be extended for up to two (2) months. If an extension is agreed upon, the staff shall file a written agreement regarding the extension and an updated timeline reflecting the extension in the case file.”

4. Pursuant to Commission 4 CSR 240-3.050(12), Staff requests that the Commission grant an extension of the date by which a disposition agreement must be filed until December 16, 2009. Staff reports that Staff and the utility have reached an agreement in principle and that if granted, the two (2) day extension will be used to formalize the terms thereof.

5. Staff proposes to have this extension be of no effect on the remainder of the dates contained in the Small Utility Rate Case Procedure.

WHEREFORE, Staff respectfully submits this Motion and requests that the Commission enter an Order extending until December 16, 2009, the date by which a disposition agreement must be filed in this matter.

Respectfully submitted,

/s/ Eric Dearmont

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 14th day of December, 2009.

/s/ Eric Dearmont