

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
St. Louis on the 30th day of
October, 2013.

In the Matter of the Request for an)
Increase in Sewer Operating Revenues of)
Emerald Pointe Utility Company)

File No. SR-2013-0016, et al.

**ORDER DENYING APPLICATION FOR REHEARING AND REQUEST
FOR STAY OR SEPARATE FUND**

Issue Date: October 30, 2013

Effective Date: October 30, 2013

On September 24, 2013, the Commission issued a revised report and order regarding Emerald Pointe Utility Company's request for an increase in sewer and water operating revenues. That revised report and order became effective on October 24. On October 23, the Office of the Public Counsel filed a timely application for rehearing and request for stay order pending appeal, or in the alternative, order for a separate fund for rate increase subject to refund.

Section 386.500.1, RSMo (2000), indicates the Commission shall grant an application for rehearing if "in its judgment sufficient reason therefor be made to appear." In the judgment of the Commission, Public Counsel has not shown sufficient reason to rehear the revised report and order. The Commission will deny the application for rehearing. Public Counsel also requests a stay order pending appeal, or in the alternative, an order for a separate fund for rate increase subject to refund. The Commission will also deny that request.

THE COMMISSION ORDERS THAT:

1. The Office of the Public Counsel's Application for Rehearing is denied.
2. The Office of the Public Counsel's Request for a stay order pending appeal, or in the alternative, an order for a separate fund for rate increase subject to refund is denied.
3. This order shall become effective upon issuance.



BY THE COMMISSION

Morris L. Woodruff

Morris L. Woodruff
Secretary

R. Kenney, Chm., Stoll, and
W. Kenney, CC., concur;
Hall, C., abstains.

Woodruff, Chief Regulatory Law Judge