

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

In the Matter of the application of P.C.B.,       )  
Inc., for permission, approval and a certificate    )  
of convenience and necessity authorizing it to     )  
own, operate, install, reconstruct, control,      )  
manage and maintain a sewer system for the       )  
public located in an unincorporated area in       )  
Jefferson County, Missouri.                        )

Case No. SA-87-53  
(Tariff File No. JS-2006-0645)

**RECOMMENDATION FOR APPROVAL OF REVISED TARIFF SHEETS**

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), by and through counsel, and for its Recommendation for Approval of Tariff Sheets ("Recommendation") states the following to the Missouri Public Service Commission ("Commission").

1. On March 13, 1987, the Commission issued its Order Granting Application ("Order") in this case, which became effective on March 23, 1987, in which it granted P.C.B., Inc. ("Company") additional service area, amending what was its existing service area.. As a part of its Order, the Commission directed the Company to file tariff sheets with a map and description reflecting the amended service area consistent with the Order within thirty (30) days of the effective date of the Order.

2. By an undated cover letter that was stamped "Filed" at the Commission's offices on February 24, 2006, the Company submitted three (3) revised tariff sheets intended to be in compliance with the above-referenced Commission Order. The subject tariff sheets bore an issue date of February 13, 2006 and an effective date of March 15, 2006. Upon receipt of the tariff filing, personnel in the Commission's Data Center entered the filing into the Commission's

electronic filing and information system and the filing was assigned Tariff File No. JS-2006-0645.

3. On March 9, 2006 substitute tariff sheets were submitted, with the assistance of the Staff, reflecting an extension of the effective date to March 26, 2006 which is thirty (30) days after receipt in the Data Center, and to correct a typographical error with regard to the "Date of Issue."

4. The Staff has reviewed the Company's February 24, 2006 tariff filing, and is of the opinion that the subject tariff sheets are in compliance with the Order, except for the obvious problem of the timeliness of the filing. Jim Merciel of the Commission's Water & Sewer Department performed the review of the subject tariff sheets on behalf of the Staff.

5. The Staff believes that the Company has conducted its affairs in a manner that is consistent with the tariff sheets that should have been filed in 1987, and that no harm has resulted from the failure to timely file the subject tariff sheets. The Staff is unable to explain why this tariff filing was overlooked by both the Company and the Staff in 1987, when there was frequent communication between the Company and the Staff. The Water & Sewer Department's files indicate that the Company made several tariff filings regarding various matters within a matter of months both before and after the date that this current filing should have been submitted. The Staff recently discovered the omission while studying the Company's current tariff in answering an inquiry from a resident in the service area, who sought a sewer extension in order to get service from the Company.

6. The Staff has also reviewed the status of the Company's assessment payments and annual report filings and notes that the Company has no delinquencies in regard to either of these matters. The assessment payment information reviewed covers fiscal year 2000 through the third

quarter of fiscal year 2006, and the annual report filing information reviewed covers calendar years 1997 through 2004. Additionally, the Staff notes that this tariff filing does not affect any other matter pending before the Commission with regard to the Company. Jim Merciel of the Commission's Water & Sewer Department performed the review of these matters on behalf of the Staff.

7. Upon Commission approval of the subject tariff sheets, no further action will be needed in this case.

**WHEREFORE**, the Staff respectfully recommends that the Commission issue an order that approves the revised tariff sheets pending in Tariff File No. JS-2006-0645 to become effective as of March 26, 2006.

Respectfully Submitted,

/s/ Keith R. Krueger

Keith R. Krueger  
Deputy General Counsel  
Missouri Bar No. 23857

Attorney for the Staff of the  
Missouri Public Service Commission

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**Certificate of Service**

I hereby certify that copies of this Recommendation have been mailed with first class postage, hand-delivered, transmitted by facsimile or transmitted via e-mail to all counsel and/or parties of record this 10th day of March 2006.

**/s/ Keith R. Krueger**

**AFFIDAVIT OF JAMES A. MERCIEL, JR.**

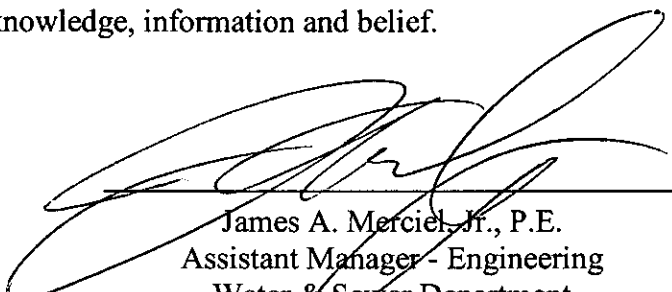
STATE OF MISSOURI )

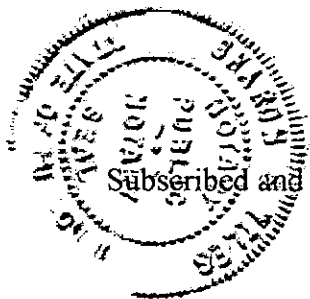
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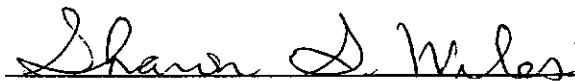
COUNTY OF COLE )

James A. Merciel, Jr., of lawful age, on his oath states: (1) that he is a member of the Staff of the Missouri Public Service Commission; (2) that he participated in the preparation of this RECOMMENDATION FOR APPROVAL OF REVISED TARIFF SHEETS ("Recommendation"); (3) that he has knowledge of the matters set forth in this Recommendation; and (4) that the matters set forth in this Recommendation are true and correct to the best of his knowledge, information and belief.

  
James A. Merciel, Jr., P.E.  
Assistant Manager - Engineering  
Water & Sewer Department  
Utility Operations Division



Subscribed and sworn to before me this 10<sup>th</sup> day of March 2006.

  
Notary Public

SHARON S WILES  
Notary Public - Notary Seal  
STATE OF MISSOURI  
COLE COUNTY  
MY COMMISSION EXP. SEPT 11, 2006

My Commission Expires: \_\_\_\_\_