

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

Kim Sullens,)	
)	
Complainant,)	
v.)	<u>File No. SC-2009-0342</u>
)	
Aqua Missouri, Inc.,)	
Respondent.)	

NOTICE CLOSING CASE

Date Issued: September 3, 2009

Kim Sullens filed a complaint against Aqua Missouri, Inc. On August 19, 2009, Aqua filed a motion to close the case. Aqua explained that the parties reached an agreement and that, as part of the agreement, Kim Sullens dismissed her complaint. Aqua attached the agreement to its motion. The agreement shows that Kim Sullens agrees to dismiss the complaint. The Commission therefore takes notice of Kim Sullens' dismissal.

Commission rule 4 CSR 240-2.116(1) states that a complainant may voluntarily dismiss a complaint without an order of the Commission prior to the filing of testimony or the offering of oral evidence by filing a notice of dismissal with commission. There has been no testimony filed nor oral evidence offered. Although Kim Sullens has not actually filed a document entitled Notice of Dismissal, the Commission has been put on notice by the stipulation in the agreement between the parties.

There remains no Commission action in this matter. Therefore, this file may be closed.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'S. Reed', is positioned above the printed name and title.

Steven C. Reed
Secretary

(S E A L)

Dated at Jefferson City, Missouri,
on this 3rd day of September, 2009.

Jones, Senior Regulatory Law Judge