



- c. The status of the Respondents' actions pertaining to the issue of billing for service;  
and
- d. The reasons why the Commission should or should not enter an order in this case directing its General Counsel to proceed to Circuit Court with an appropriate penalty action against the Respondents.

3. Regarding the manner in which the above-referenced information should be provided at the on-the-record presentation, the Staff believes the parties should be prepared to provide the subject information, and to respond to questions from the bench, either through presentations by counsel or testimony by appropriate witnesses.

4. In order for the best available information to be provided to the Commission, the Staff believes it would be beneficial for the AGO and the DNR to be added as parties to this case. In that regard, the Staff has attempted to contact the appropriate AGO and DNR representatives to inquire as to their willingness to be joined as parties, but has not yet been successful in doing so. Staff will make another pleading after the AGO and DNR have been reached.

**WHEREFORE**, the Staff respectfully submits this Motion for the Commission's consideration and further respectfully requests that the Commission issue an order consistent with the Staff's request herein.

Respectfully Submitted,

**/s/ Lera Shemwell**

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**CERTIFICATE OF SERVICE**

I hereby certify that copies of this Motion have been mailed with first class postage, hand-delivered, transmitted by facsimile or transmitted via e-mail to all counsel of record this 3rd day of March 2006.

**/s/ Lera Shemwell**