

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of Lincoln County Utilities Co.'s)
Application to Sell Its Sewer/Treatment Facility)
to the Public Water Supply District No. 1 of)
Lincoln County, Missouri.)
Case No. SM-2006-0369

ORDER DIRECTING FILING

Issue Date: March 31, 2006

Effective Date: March 31, 2006

On March 27, 2006, Lincoln County Utilities Co. (Lincoln Utilities) filed an application with the Missouri Public Service Commission for authority to sell its sewer/treatment facility to the Public Water Supply District No. 1 of Lincoln County, Missouri (Water District).

Commission Rule 4 CSR 240-2.060(1) states, in part:

All applications shall comply with the requirements of these rules and shall include the following information: (A)...the street and mailing address of the principal office or place of business of each applicant and each applicant's electronic mail address, fax number and telephone number, if any...;

Lincoln Utilities' application did not comply with that part of Commission Rule 4 CSR 240-2.060(1) cited above in that it did not include the its electronic mail address, fax number and telephone number, if any.

Commission Rule 4 CSR 240-2.080(18) states that "the party filing a pleading or brief shall serve each other party a copy of the pleading or brief and cover letter." Commission Rule 4 CSR 240-2.080(19) states that "[e]very pleading or brief shall include a certificate of service." Lincoln Utilities' application did not comply with this rule in that it did

not include a certificate of service indicating that the application was served on the Office of the Public Counsel¹ or the General Counsel of the Commission.

The format of all pleadings filed with the Commission must comply with Commission Rule 4 CSR 240-2.080. Lincoln Utilities' application was not in compliance with Commission Rule 4 CSR 240.2.080.

Lincoln Utilities will be required to file a supplemental pleading curing these defects and to format all future pleadings in compliance with Commission Rule 4 CSR 240-2.080.

IT IS ORDERED THAT:

1. Lincoln County Utilities Co., shall file, no later than April 11, 2006, a supplemental pleading which shall include a statement indicating its electronic mail address, fax number and telephone number, if any.
2. Lincoln County Utilities Co., shall file, no later than April 11, 2006, a certificate of service indicating that its application has been served on the Office of the Public Counsel and on the General Counsel of the Commission.
3. Lincoln County Utilities Co., shall format all future pleadings filed with the Commission according to Commission Rule 4 CSR 240-2.080.

¹ Section 386.710.2, RSMo 2000, requires that all "proposed tariffs, initial pleadings and applications" must be served on the Office of the Public Counsel.

4. This order shall become effective on March 31, 2006.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Cherlyn D. Voss, Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 31st day of March, 2006.