

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Central Jefferson)
County Utilities, Inc. for an Order Authorizing the)
Transfer and Assignment of Certain Water and) **Case No. SO-2007-0071, et al.**
Sewer Assets to Jefferson County Public Sewer)
District and in Connection Therewith, Certain Other)
Related Transactions)

ORDER GRANTING LEAVE TO FILE OUT OF TIME AND ADOPTING JOINT SPONSORS' PROPOSED LIST OF ISSUES, ORDER OF WITNESSES AND ORDER OF CROSS-EXAMINATION

Issue Date: December 5, 2006

Effective Date: December 5, 2006

On October 10, 2006, the Commission set the procedural schedule in this matter. This schedule was subsequently amended on November 20 directing the parties to file a Proposed List of Issues, Order of Witnesses, and Order of Cross-Examination no later than December 1. On December 4, the Staff of the Missouri Public Service Commission filed a motion for leave to file the Proposed List of Issues, Order of Witnesses, and Order of Cross-Examination one business day late. In its motion, Staff states that the parties had met and generally agreed on said matters, but that severe winter weather had prevented the parties from completing the filing of these lists by December 1. Staff requests leave to file said matter one business day late or on December 4.

The Commission takes official notice of the severe winter weather that struck Mid-Missouri on November 30 and December 1, blanketing the area with between 12 and 16

inches of mixed ice and snow. In light of the severe weather, the Commission finds Staff's request to be reasonable and shall grant Staff's motion for leave to file out of time.

In conjunction with its motion for leave to file out of time, Staff also submitted the Proposed List of Issues, Order of Witnesses, and Order of Cross-Examination. Staff submitted said matter on its own behalf and on behalf of Central Jefferson County Utilities, Inc., Jefferson County Public Sewer District, the Office of the Public Counsel, the Missouri Department of Natural Resources, and Raintree Plantation Property Owners Association (collectively "Joint Sponsors"). The Joint Sponsors do not include Environmental Management Corporation ("EMC"), which was made a party to this action on December 4.

The Joint Sponsors' Issues List is composed of two "Ultimate Issues of Fact" and ten "Preliminary Issues of Fact." The list appears to be a reasonable statement of the issues that will actually be presented for resolution by the Commission. EMC, not having had the opportunity to participate in the preparation of this list, may not agree that all of these issues are properly before the Commission in this case. If so, EMC may state that position when they file their Statement of Position.

The Commission will adopt the Joint Sponsors' Proposed List of Issues, Order of Witnesses, and Order of Cross-Examination submitted by Staff as the list of issues in this case. The parties will be directed to file their statements of position regarding those issues by December 8, as required by the previously established procedural schedule.

IT IS ORDERED THAT:

1. The Staff of the Missouri Public Service Commission's Motion for Leave to File List of Issues One Day Late is sustained.

2. The Proposed List of Issues, Order of Witnesses, and Order of Cross-Examination filed by the Staff of the Missouri Public Service Commission on behalf of all parties to this action, with the exception of Environmental Management Corporation, is adopted.

3. All parties shall file Position Statements as previously directed no later than December 8, 2006.

4. All parties shall provide an electronic copy of their positions statements to the regulatory law judge at harold.stearley@psc.mo.gov.

5. This order shall become effective on December 5, 2006.

BY THE COMMISSION

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

Colleen M. Dale
Secretary

(S E A L)

Harold Stearley, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 5th day of December, 2006.