

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

The Staff of the Missouri Public Service Commission,  
  
Complainant,  
  
v.  
  
Aspen Woods Apartment Associates, L.L.C.,  
Barry Howard, Aspen Woods Apartments,  
Sapal Associates, Sachs Investing Co.,  
Michael Palin, Jerome Sachs, and National  
Water & Power, Inc.  
  
Respondents.

**File No. WC-2010-0227**

## ORDER DIRECTING FILING

Issue Date: October 12, 2010

Effective Date: October 12, 2010

On October 12, 2010, the Commission directed its Staff to reply to National Water and Power, Inc.'s ("NWP") response objecting to the Commission's Staff's motion for leave to amend its complaint. The Commission expands that order to cover responding to Aspen Woods Apartment Associates, L.L.C.'s ("Aspen Woods") pleading in opposition filed today. Aspen Woods will also be directed to join in the scheduled briefing concerning whether the Commission has jurisdiction over apartment complexes that do not individually meter the water and sewer usage of their tenants.

### THE COMMISSION ORDERS THAT:

1. The Staff of the Missouri Public Service Commission shall reply to Aspen Woods Apartment Associates, L.L.C.'s October 12, 2010 pleading no later than October 22, 2010.
2. Aspen Woods Apartment Associates, L.L.C. may file a motion challenging the Commission's jurisdiction (fully briefing the issue) and any supporting evidence no later

than November 1, 2010.

3. The Staff of the Missouri Public Service Commission shall respond to any motion filed by Woods Apartment Associates, L.L.C. challenging the Commission's jurisdiction (fully briefing the issue), and any supporting evidence it may have, no later than November 22, 2010.

4. Any other party wishing to address the jurisdictional issues identified by Respondents shall comply with the briefing deadlines in this order.

5. This order shall become effective immediately upon issuance.

**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 )

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

Dated at Jefferson City, Missouri,  
on this 12th day of October, 2010.