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STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
TRANSCRIPT OF PROCEEDINGS

Procedural Conference

December 10, 2012

Jefferson City, Missouri

Volume 1

The Staff of the Missouri Public )  
Service Commission, )  
Case No.  
Complainant, ) WC-2013-0087  
vs. )  
Cedar Green Land Acquisition, )  
L.L.C., and Gary F. Myers, Owner, )  
Respondents. )

HAROLD STEARLEY, presiding,  
DEPUTY CHIEF REGULATORY LAW JUDGE

REPORTED BY:  
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1 P R O C E E D I N G S

2 JUDGE STEARLEY: All right. Good morning.

3 It's Monday, December 10th, 2012. The Commission has  
4 set this time for a prehearing conference -- or a  
5 procedural conference in File No. WC-2013-0087, which is  
6 captioned as the Staff of the Missouri Public Service  
7 Commission versus Cedar Green Land Acquisition, L.L.C.  
8 and Gary F. Myers, Owner.

9 My name is Harold Stearley, and I'm the  
10 presiding officer over today's conference. We will  
11 begin by taking entries of appearance, starting with  
12 Cedar Green and Gary Myers.

13 MR. PAULSON: Yes. This is Robert Paulson,  
14 and I'm the attorney for those entities, Cedar Green and  
15 Mr. Myers.

16 JUDGE STEARLEY: All right. Thank you,  
17 Mr. Paulson.

18 For the Staff of the public Service  
19 Commission.

20 MS. MCCLOWRY: Meghan McClowry and Rachel  
21 Lewis for the Staff of the Public Service Commission.  
22 Our business address is P. O. Box 360, Jefferson City,  
23 Missouri 65102.

24 JUDGE STEARLEY: Thank you, Ms. McClowry.

25 And, Mr. Paulson, I believe we have your

1 address on file with your answer.

2 MR. PAULSON: Yes. Which address? I changed  
3 in the summer. Do you have P. O. Box 6422?

4 JUDGE STEARLEY: Yes, that's the one I have.

5 MR. PAULSON: Okay.

6 That's good. Thank you.

7 JUDGE STEARLEY: That's in Branson?

8 MR. PAULSON: Yes.

9 JUDGE STEARLEY: Public Counsel has been  
10 excused from this conference. They have indicated to me  
11 that they intend to monitor this case and participate in  
12 the certificate case. I don't believe that we have any  
13 other entries today.

14 All right. I had delayed setting this  
15 prehearing conference because I knew the certificate  
16 case was filed, and sometimes parties work these  
17 complaints out through the process of the certificate  
18 case, but I know Staff requested some additional time on  
19 a recommendation in the certificate case, so I went  
20 ahead and set this procedural conference.

21 Are there any matters we need to take up?

22 MS. MCCLOWRY: I was going to suggest that I  
23 think -- we think at this time that a procedural  
24 schedule would be a little bit premature in this case,  
25 and we were going to request an additional 120 days when

1 Staff would file a status report, so we could pursue the  
2 complaint, but we think that it ultimately will probably  
3 resolve itself with the application cases.

4 We did want to mention that there hasn't been  
5 an application in a sewer case yet, which we expect  
6 should be filed.

7 JUDGE STEARLEY: All right. Is that your  
8 understanding, Mr. Paulson?

9 MR. PAULSON: It's my understanding, yes,  
10 that there will be a sewer application filed as well.  
11 We probably should have already had that done.

12 And we have no problem with the 120 days for  
13 the status report. We think this should resolve itself,  
14 but if not, we'll probably need one of those procedural  
15 conferences.

16 JUDGE STEARLEY: Did someone else join us on  
17 the phone?

18 (OFF THE RECORD.)

19 MR. PAULSON: You're saying that there should  
20 be a status report in 120 days, and I think that is a  
21 good idea because I think we are trying to resolve this  
22 thing.

23 JUDGE STEARLEY: Okay. The procedural order  
24 required a procedural schedule be filed by January 2nd.

25 MS. MCCLOWRY: Yes.

1 JUDGE STEARLEY: In lieu of that, why don't  
2 you just file a status report.

3 MS. MCCLOWRY: On the 2nd?

4 JUDGE STEARLEY: Or any time before.

5 MS. MCCLOWRY: Okay.

6 JUDGE STEARLEY: It's at your convenience,  
7 noting what we've decided here in the prehearing  
8 conference.

9 MS. MCCLOWRY: Okay.

10 JUDGE STEARLEY: Or maybe I'll just issue --  
11 that will be easier, because we're talking 120 days out  
12 for that status report.

13 I'll go ahead and issue another procedural  
14 order, and I'll cancel the January 2nd deadline and  
15 change it to a status report due in 120 days from today.

16 All right. Is there anything else I need to  
17 take up at this point?

18 MS. MCCLOWRY: Not from Staff.

19 JUDGE STEARLEY: Mr. Paulson, anything else  
20 we need to address this morning?

21 MR. PAULSON: Not that I'm aware of.

22 JUDGE STEARLEY: All right. We're going to  
23 go ahead and conclude the on-the-record portion of this,  
24 but I'll leave the line open here and you can have some  
25 continuing discussions if you need to.

1 MS. LEWIS: Thank you.

2 JUDGE STEARLEY: All right. Thank you very  
3 much.

4 MR. PAULSON: Thank you.

5 MS. MCCLOWRY: Thank you.

6 WHEREIN, the on-the-record portion of the  
7 procedural conference concluded at 9:07 a.m.

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CERTIFICATE OF REPORTER

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2  
3 I, Patricia A. Stewart, RMR, RPR, CCR, a  
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11 or employee of any attorney or counsel employed by the  
12 parties thereto, nor financially or otherwise interested  
13 in the outcome of the action.

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16 \_\_\_\_\_  
17 Patricia A. Stewart

18 CCR No. 401  
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