

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Application of Tri-States     )  
Utility, Inc. for an Extension of Time Within     )     **Case No. WE-2011-0370**  
Which to File its 2010 Annual Report.             )

**STAFF RECOMMENDATION**

**COMES NOW** the Staff of the Missouri Public Service Commission (“Staff”), by and through counsel, and submits to the Missouri Public Service Commission (the “Commission”) its *Staff Recommendation* as follows:

1. On May 12, 2011, Tri-States Utility, Inc., (“Company”) filed a request for an extension, until July 15, 2011, of the time by which it must file its Annual Report regarding its water utility services.

2. In support of its request, the Company stated that it just concluded prosecuting a small water company revenue increase request, and it has been working to address the various recommendations required by the Unanimous Agreement approved in that matter, and as such, has been delayed in preparing its Annual Report.

3. On May 16, 2011, the Commission ordered the Staff to file its recommendation concerning the request for extension by no later than May 26, 2011.

4. Section 393.140 (6), RSMo 2000, requires that every corporation under the supervision of the Commission shall file an annual report. Additionally, 4 CSR 240-3.335 and 3.640, provide that sewer companies and water companies, respectively, must submit an annual report by April 15 of each year.

5. Commission Rule 4 CSR 240-2.015 provides that a rule may be waived by the Commission for good cause.

6. Upon reviewing the Company's requests, Staff concludes that the Company has demonstrated good cause for the granting of an extension of the time to file its annual report regarding water and sewer utility services.

7. Staff notes that the Company's Application complies with the requirements of Rule 4 CSR 240-2.060(1).

**WHEREFORE**, Staff respectfully submits this Staff Recommendation and further requests an extension until July 15, 2011, for Tri-States Utility, Inc., to file its Annual Report regarding its water utility services.

Respectfully submitted,

**/s/ Meghan E. McClowry**

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 26th day of May, 2011.

**/s/ Meghan E. McClowry**