

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

In the Matter of the Small Company Rate)	<u>Case No. SR-2008-0080</u>
Increase Request of Timber Creek Sewer)	
Company)	

**STAFF’S MOTION FOR EXTENSION OF TIME
TO FILE MEMORANDUM AND RECOMMENDATION**

COMES NOW the Staff of the Missouri Public Service Commission and, for its Motion for Extension of Time to File Memorandum and Recommendation states the following to the Missouri Public Service Commission.

1. On September 14, 2007, Timber Creek Sewer Company (“Timber Creek”) filed a tariff proposing to increase its sewer service rates. The tariff carries an effective date of November 1, 2007.
2. On September 18, 2007, the Commission issued an order directing the Staff to file its recommendation and memorandum regarding Timber Creek’s rate increase request by no later than October 15, 2007.
3. Subsequently, the Commission granted the request of the Office of the Public Counsel for a local public hearing in this case. The hearing will be held on Wednesday, October 17, 2007, in Platte City, Missouri. The transcript of the local public hearing may not be available until October 22, 2007. The Commission also ordered the Office of the Public Counsel to file its pleading indicating its agreement or disagreement with the tariff sheets no later than October 24, 2007.
4. The Office of the Public Counsel also filed a request for an on-the-record presentation, which Timber Creek opposed. That request is still pending, and the Commission has placed this item on its agenda for October 16.

5. In addition, Hunt Midwest Real Estate Development, Inc. (“Hunt”) filed a motion to intervene, which Timber Creek also opposed. Hunt’s motion is also still pending, and the Commission has also placed this item on its agenda for October 16.

6. Pursuant to the provisions of the Disposition Agreement between Timber Creek and the Staff, the Staff has true-up its determination of Timber Creek’s revenue requirement through September 30, 2007. As a result of this true-up, the Staff has determined that, as of September 30, 2007, Timber Creek requires an annualized operating revenue increase of \$115,310, compared with the \$129,837 increase that Timber Creek and the Staff agreed upon in the Disposition Agreement. Further, the Staff understands that, pursuant to the provisions of Paragraph (19), on the fourth page of the Disposition Agreement, Timber Creek plans to file revised tariff sheets on Friday, October 19, 2007, that would result in a revenue increase of \$115,310.

7. The Staff requests a ten-day extension of the time to file its memorandum and recommendation, so that it may consider the evidence presented at the local public hearing in this case, the arguments and position of Hunt (if the Commission grants Hunt’s application to intervene), and the revised tariff sheets that Timber Creek plans to file on October 19, 2007.

WHEREFORE, the Staff respectfully requests that the Commission extend the deadline for the Staff to file its memorandum and recommendation by ten days, to October 25, 2007.

Respectfully Submitted,

/s/ **Keith R. Krueger**

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CERTIFICATE OF SERVICE

I hereby certify that copies of the Staff's Motion for Extension of Time to File Memorandum and Recommendation have been mailed with first class postage, hand-delivered, transmitted by facsimile or transmitted via e-mail to all counsel and/or parties of record this 15th day of October 2007.

/s/ **Keith R. Krueger**