

Cm
Ro
B✓

5/22

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application)
of Gary L. Smith d/b/a Incline)
Water & Sewer Co., to sell and)
transfer its franchise, works)
or system to Warren County Water)
and Sewer Company, a Missouri)
corporation, and to expand its)
operating area, and for such)
other related matters.)

CASE NO. WA-96-449

ORDER REGARDING PROCEDURAL SCHEDULE

On May 20, 1997, the Trustees of Incline Village (Trustees) filed their Motion to Compel Responses to Data Requests and to Extend Time in which to file rebuttal testimony. Within this motion the Trustees allege that they have submitted data requests to the applicant in this case and have yet to receive a timely, full and complete response. Trustees further allege that the lack of a complete response to their data requests will inhibit their ability to properly prepare their rebuttal testimony. According to the current procedural schedule, that rebuttal testimony is to be filed on May 22, 1997.

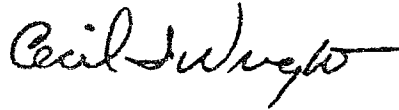
In order to allow the Commission time in which to consider the Trustees' motion to compel data responses, the Commission will suspend the filing deadline for rebuttal testimony. The Commission will issue an order addressing the motion to compel responses to data requests and in that same order will re-establish a deadline for the filing of rebuttal testimony.

IT IS THEREFORE ORDERED:

1. That the deadline of May 22, 1997, for filing rebuttal testimony is hereby suspended and will be re-established in an order to be issued by the Commission in this docket.

2. This order is effective on the date hereof.

BY THE COMMISSION



Cecil I. Wright
Executive Secretary

(S E A L)

Dale Hardy Roberts, Chief Administrative Law
Judge, by delegation of authority pursuant to
4 CSR 240-2.120(1) (November 30, 1995) and
Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,
on this 22nd day of May, 1997