

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

In the Matter of the Application of)
Confluence Rivers Utility Operating Company, Inc.,)
For Authority to Acquire Certain Water and Sewer) File No. WA-2019-0299
Assets and for a Certificate of Convenience and)
Necessity)

MOTION TO MODIFY PROCEDURAL SCHEDULE

COMES NOW Confluence Rivers Utility Operating Company, Inc. (“Confluence Rivers” or “Company”), and, as its *Motion to Modify Procedural Schedule*, states as follows to the Missouri Public Service Commission (“Commission”):

1. As a result of the Commission’s *Order Scheduling Local Public Hearing*, surrebuttal testimony in this matter is currently due on September 17, 2019.

2. Confluence Rivers counsel and witnesses are also scheduled to participate in a hearing before the Commission beginning on September 17, 2019 (File No. WA-2019-0185). The preparation for the hearing and other pre-hearing matters in File No. WA-2019-0185 have been time consuming and have made preparation of surrebuttal testimony in this case challenging. Further, as the Commission is aware, the local public hearing in this case was held on September 10, 2019, and the transcript will be filed by Friday, September 13, 2019. However, that still leaves somewhat limited time to use surrebuttal testimony “to respond to testimony or evidence offered at the local public hearing,” as was provided for in the *Order Scheduling Local Public Hearing*.

3. Perhaps equally important is the fact that the existing schedule has enough time between surrebuttal testimony and the hearing dates in this case to allow for modification without disrupting the existing hearing dates.

4. With this in mind, Confluence Rivers requests that the procedural schedule be modified as follows:

Surrebuttal Testimony – September 23, 2019 (currently September 17, 2019);

List of issues – September 25, 2019 (currently September 23, 2019); and,

Statements of Position – September 30, 2019 (currently September 27, 2019).

5. The following events, as ordered in the Commission’s *Order Setting Procedural Schedule*, would remain unchanged:

Evidentiary Hearing - October 7-8, 2019;


Initial Post-Hearing Briefs - October 24, 2019;

Reply Briefs - October 31, 2019, by 10 a.m.

6. *Counsel for Confluence Rivers has discussed this proposed modification with counsel for the other parties and counsel for the Office of the Public Counsel, counsel for the Staff of the Commission, and counsel for the Lake Perry Lot Owners' Association have all stated that they have no objection to this Motion.*

WHEREFORE, Confluence Rivers respectfully moves the Commission for an order modifying the procedural schedule as set forth herein.

Respectfully submitted,



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**ATTORNEYS FOR CONFLUENCE RIVERS
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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail, on September 12, 2019, to the following:

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