

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

In the Matter of the Application of Osage            )  
Utility Operating Company, Inc. to                    )  
Acquire Certain Water and Sewer Assets            )  
and for a Certificate of Convenience and            )  
Necessity    )  
**Case No. WA-2019-0185**

**STATEMENT OF NON-OPPOSITION TO THE MOTION TO DISMISS  
REQUEST RELATED TO REFLECTIONS SUBDIVISION**

**COMES NOW** Osage Utility Operating Company, Inc. (“OUOC” or “Company”), and for its *Statement of Non-Opposition to the Motion to Dismiss Request Related to Reflections Subdivision*, states as follows to the Missouri Public Service Commission (“Commission”):

1. On December 19, 2018, OUOC filed an *Application and Motion for Waiver* proposing to purchase all water and sewer assets owned by Osage Water Company; proposing to purchase all water and sewer assets serving Reflections Subdivision Master Association, Inc., and Reflections Condominium Owners Association, Inc.<sup>1</sup>; requesting certificates of convenience and necessity authorizing it to operate the Associations’ systems and provide service to the public; and seeking acquisition incentives authorized under 4 CSR 240-10.085. The Application was amended on February 19, 2019, to correct the descriptions of the water and sewer systems and number of customer connections within the Reflections subdivision, as well as clarifying the stated costs for infrastructure upgrades to the water and sewer systems are estimates (“*Amended Application*”).

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<sup>1</sup> Reflections Subdivision Master Association, Inc., and Reflections Condominium Owners Association, Inc., are referred to jointly hereafter as the “Associations.”

2. On September 6, 2019, the Associations and GSB jointly filed a *Motion to Dismiss or, in the Alternative, Motion to Modify Osage Utility Operating Company, Inc.’s Amended Application* (“*Motion to Dismiss*”). The *Motion to Dismiss* alleged that GSB and the Associations had terminated the *Agreement for Sale* and “sold” the utility systems to third parties. There were no documents provided with the September 6 Motion indicating that a closing of the alleged third-party transaction had taken place.

3. On September 11, 2019, OUOC filed its *Response to Interveners’ Motion to Dismiss*, among other things, pointing out that no documents indicating that a closing had taken place were provided with the September 6 Motion.

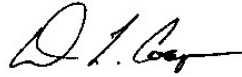
4. On September 12, 2019, the Associations and GSB filed a *Reply in Support of Motion to Dismiss or, In the Alternative, Motion to Modify Osage Utility operating Company, Inc.’s Amended Application* (“*Reply*”). The Reply supplied for the copies of deeds applicable to the Reflections Subdivision water and sewer systems that had been recorded by the Camden County Recorder in the afternoon of September 9, 2019.

5. In light of the documents supplied in the Reply indicating that a closing as to the Reflections Subdivision has taken place, OUOC hereby states its non-opposition to the Motion to Dismiss to the extent it would “dismiss the portion of Osage Utility Operating Company, Inc.’s . . . Amended Application and Motion for Waiver . . . that applies to water and sewer service at the Reflections subdivision.”

**WHEREFORE**, OUOC respectfully notes its non-opposition to the dismissal of that part of OUOC’s Amended Application that concerns the water and sewer service at

the Reflections subdivision.

Respectfully submitted,



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**ATTORNEYS FOR OSAGE  
UTILITY OPERATING COMPANY, INC.**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing was served electronically on all parties of record herein on this 30<sup>th</sup> day of September 2019.

