

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

In the Matter of the Joint Application of 188 North)
Summit, LLC, and Seges Utility Company, LLC)
For Authority to Sell the Water System and)
Wastewater System Assets of Seges Mobile Home) **File Nos. WM-2023-0065**
Park, LLC, to Seges Utility Company, LLC, and)
For a Certificate of Convenience and Necessity To)
Provide Water and Sewer Services.)

RESPONSE TO STAFF RECOMMENDATION

COME NOW 188 North Summit, LLC, (“188NS”) and Seges Utility Company, LLC, (“Seges Utility Co.”) and for their *Response to Staff Recommendation* respectfully state the following to the Missouri Public Service Commission (“Commission”):

1. On August 10, 2022, 188NS and Seges Utility Co. filed a *Joint Application and Motion for Waiver* requesting permission and approval for 188NS to sell, and Seges Utility Co. to acquire, substantially all of the water and sewer assets used to provide water and sewer service to customers in 188NS’ certificated service areas. Additionally, Seges Utility Co. requests permission, approval and CCNs to install, own, acquire, construct, operate, control, manage and maintain a water system and sewer system for the public in the area of Callaway County, Missouri, currently served by 188NS. The cases were assigned File Nos. WM-2023-0065 and SM-2023-0066.

2. On August 15, 2022, the Commission issued its *Order Directing Notice, Setting Deadline for Intervention Requests, and Directing Staff Recommendation* that directed Staff to file a recommendation regarding the *Joint Application and Motion for Waiver*, or a request for additional time, on or before September 29, 2022.

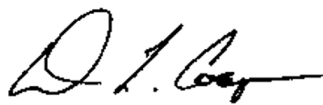
3. After filing motions for extension of time, Staff filed its *Staff Recommendation* and supporting *Memorandum* on November 1, 2022. Staff recommended the Commission

authorize 188NS and MHP Equity Group, LLC to enter into, execute, and perform in accordance with the terms described in the *Agreement for Sale and Transfer of Water Distribution System and Wastewater System*, attached as Appendix B-C to the *Joint Application and Motion for Waiver*. Staff further recommended that the Commission cancel 188NS' CCN and that Seges Utility Co. be granted a new CCN to provide water and sewer service in the territory 188NS currently serves, with the conditions described in the Staff *Memorandum*. Staff also stated it does not object to the Commission granting a waiver from the 60-day notice requirement of 20 CSR 4240-4.017.

4. 188NS and Seges Utility Co. have reviewed the proposed conditions and actions listed on pages seven (7) and eight (8) of Staff's Memorandum and state that they have no objection to the proposed conditions and actions.

WHEREFORE, 188NS and Seges Utility Co. request the Commission issue an order approving the *Joint Application and Motion for Waiver* and granting Seges Utility Co. a CCN as recommended in Staff's *Memorandum*, a waiver of the requirements of 20 CSR 4240-4.017, and for such other and further relief as deemed appropriate in the circumstances.

Respectfully submitted,



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**ATTORNEYS FOR 188 NORTH SUMMIT,
LLC AND SEGES UTILITY COMPANY, LLC**

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been sent by electronic mail this 11th day of November 2022 to all counsel of record.