

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 4th day of  
December, 2013.

The Staff of the Missouri Public Service Commission,	)	
	)	
	)	
v.	)	<b><u>File No. WC-2014-0101</u></b>
	)	
Port Perry Service Company,	)	
	)	
Respondent	)	

**ORDER OF DEFAULT AND  
ORDER AUTHORIZING STAFF TO SEEK PENALTIES**

Issue Date: December 4, 2013

Effective Date: December 12, 2013

On October 16, 2013, the Staff of the Missouri Public Service Commission filed a complaint against Port Perry Service Company. In its complaint, Staff states that Port Perry is a water and sewer company operating under a Certificate of Convenience and Necessity granted to it by this Commission. For its complaint, Staff states that after a number of attempts to work with the company to cure deficiencies in its 2011 annual report, the report remains deficient. Staff also states that the company has failed to submit its 2012 annual report. For its relief, Staff seeks Commission authority to seek penalties in circuit court.

On October 17, 2013, the Commission issued notice of this complaint to Port Perry and directed the company to file an answer no later than November 16, 2013. The time for filing an answer has expired and the company has not responded to Staff's complaint.

Commission rule 4 CSR 240-2.070 (10) states that if a respondent does not file a timely answer to a complaint, the Commission may deem the averments of the complaint admitted and enter an order of default. Complainant has not filed an answer to this complaint. The Commission therefore finds the company in default and will authorize Staff to seek penalties in circuit court.

Under Commission rule 4 CSR 240-2.070(1), the company has 7 days from the issue date of this order to file a motion to set aside this order of default and extend the filing date of the answer. The request must be supported by good cause.

**THE COMMISSION ORDERS THAT:**

1. The averments in the Staff of the Commission's complaint are deemed admitted and an order of default is entered against Port Perry Service Company.
2. The Staff of the Commission is authorized to seek penalties in circuit court against Port Perry Service Company.
3. This order shall become effective on December 12, 2013.



R. Kenney, Chm., Stoll and  
W. Kenney, CC., concur.

Jones, Senior Regulatory Law Judge

**BY THE COMMISSION**

A handwritten signature in dark ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary