

The Staff of the Missouri Public Service Commission,)	
)	
)	<u>File No. WC-2017-0007</u>
Complainant,)	
)	
v.)	
)	<u>File No. SC-2017-0008</u>
Missouri Utilities Company,)	
)	
Respondent.)	

COMES NOW the Staff of the Missouri Public Service Commission, by and through counsel, and for its *Response to Motion to Stay all Missouri Utilities Company Cases Until the Transfer to Elm Hills Utility Operating Company, Inc. is Complete* respectfully states as follows:

1. On November 17, 2016, the Commission issued an *Order Granting Motion for Default Determination*.
2. On November 21, Missouri Utilities Company (“Missouri Utilities” or “Company”) filed a *Motion to Set Aside Order Granting Motion for Default Determination*. In its motion, the Company requested that the Commission approve the sale of the Company’s assets to Elm Hills Utility Operating Company, Inc. (“Elm Hills”).
3. On November 28, 2016, Staff filed its *Response to Motion to Set Aside Order Granting Motion for Default Determination*, in which it recommended that the Company and receiver resolve the annual reports or, in the alternative, that the

Company file a motion requesting a stay of all pending Missouri Utility Cases until the transfer to Elm Hills is complete.

4. On November 29, 2016, Missouri Utilities Company (“Missouri Utilities” or “Company”) filed a *Motion to Stay all Missouri Utilities Company Cases Until the Transfer to Elm Hills Utility Operating Company, Inc. is Complete*. In its motion, the Company requested that the Commission stay all proceedings against and involving Missouri Utilities.

5. On November 30, 2016, the Commission filed its *Order Granting Motion to Set Aside Order Granting Motion for Default Determination*. In its order, the Commission ordered Missouri Utilities to file an answer to Staff’s Complaint no later than December 16, 2016.

6. Staff does not object to the Company’s request for a stay of these proceedings until the transfer to Elm Hills is complete.

WHEREFORE, Staff respectfully submits its response and recommends that the Commission grant a stay in cases WC-2017-0007 and SC-2017-0008, and for such other and further relief as the Commission deems appropriate.

Respectfully submitted,

/s/ Marcella L Forck

Associate Staff Counsel
Missouri Bar No. 66098
Attorney for the Staff of the
Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-4140 (Telephone)
(573) 751-9265 (Fax)
Marcella.Forck@psc.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing were mailed, electronically mailed, or hand-delivered to all counsel of record this 1st day of December, 2016.

/s/ Marcella L. Forck