

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

The Staff of the Missouri Public Service
Commission,

Complainant,

v.

Aspen Woods Apartment Associates, L.L.C.,
Barry Howard, Aspen Woods Apartments,
Sapal Associates, Sachs Investing Co.,
Michael Palin, Jerome Sachs, and National
Water & Power, Inc.,

Respondents.

File No. WC-2010-0227

**ORDER SETTING ORAL ARGUMENT, DIRECTING FILING AND
AMENDING FILE CAPTION**

Issue Date: December 1, 2010

Effective Date: December 1, 2010

There is a pending motion for summary determination before the Commission. To aid the Commission with its decision as to whether to grant or deny that motion the Commission shall schedule oral arguments. Additionally, the Commission will direct the parties to make additional informational filings, and will amend the caption on this file to reflect the only remaining Respondents.

THE COMMISSION ORDERS THAT:

1. Oral arguments will be held regarding the Respondents' pending motion for summary determination on January 3, 2011, beginning at 10:00 a.m.
2. The proceeding will be held in Room 310 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. This proceeding will be held in a building that

meets accessibility standards required by the Americans with Disabilities Act. Anyone requiring additional accommodations to participate in this proceeding shall call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the proceeding.

3. No later than December 31, 2010, the parties shall file a report delineating the number of Missouri apartment complexes that are similarly situated to the complexes owned and/or managed by Aspen Woods Apartment Associates, L.L.C., that pass-through costs of utility services to their tenants and that may be affected by this litigation should the Commission determine it has jurisdiction in this instance.

4. The file caption in this matter shall be amended to: "The Staff of the Missouri Public Service Commission, Complainant, v. Aspen Woods Apartment Associates, L.L.C. and National Water & Power, Inc. , Respondents."

5. This order shall be effective immediately upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Harold Stearley, Senior Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 1st day of December, 2010.