

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

The Staff of the Missouri Public Service)
Commission,)

Complainant,)

v.)

Dennis Kallash, Inc., Individually and as)
Agent for Bennington, Inc., and)
Bennington Water, Inc.; Toni Kallash,
individually and as agent for Bennington,
Inc., and Bennington, Water, Inc.;
Bennington, Inc.; and Bennington Water,
Inc.,)

File No. WC-2011-0253

Respondents

JOINT MOTION TO ESTABLISH PROCEDURAL SCHEDULE

COMES NOW, the Staff of the Missouri Public Service Commission (Staff), by and through counsel, and Dennis Kallash, Toni Kallash, Bennington Inc., and Bennington Water, Inc. (Respondents), by and through counsel, and respectfully request that the Missouri Public Service Commission (Commission) establish the following joint procedural schedule in this matter. In support of this request, Staff states the following:

1. On February 10, 2011, Staff filed its Complaint alleging that Respondents were operating Bennington Inc. and Bennington Water, Inc. in the manner of a regulated utility without a certificate of convenience and necessity from the Missouri Public Service Commission.
2. On March 17, 2011, Respondents timely answered Staff's complaint.
3. On April 5, 2011, a prehearing conference was convened at the Commission's office in Jefferson City, MO.

4. The parties are currently engaged in good-faith efforts to reach an agreeable solution to this case before it goes to hearing. The parties have agreed to the following procedural schedule:

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|--------------------|--|
| May 5, 2011 | First Staff Status Report |
| June 6, 2011 | Second Staff Status Report detailing whether modified procedural schedule is necessary based on likelihood of settlement or need to proceed to evidentiary hearing |
| July 6, 2011 | List of Issues, Witnesses and Order of Cross-Examination |
| August 15-16, 2011 | Evidentiary Hearing |

WHEREFORE, Staff and Respondents respectfully request the Commission establish the proposed joint procedural schedule detailed in this filing.

Respectfully submitted,

/s/ James D. Burlison

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ATTORNEY FOR RESPONDENTS

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**ATTORNEY FOR THE STAFF OF THE
MISSOURI PUBLIC SERVICE
COMMISSION**

Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 6th day of April, 2011.

/s/ Samuel D. Ritchie
