

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

In the Matter of the Coordinated Effort)	
Concerning Missouri-American Water)	
Company's Facilities Located In Its)	Case No. WO-2004-0609
Jefferson City District.)	

STAFF'S MOTION FOR LEAVE TO FILE STUDY REPORT LATE

COMES NOW the Staff of the Missouri Public Service Commission, by and through counsel, and, for its Motion for Leave to File Study Report Late, states to the Missouri Public Service Commission as follows:

1. On April 6, 2004, the Commission issued an order in Case No. WR-2003-0500, directing the parties to that case to comply with the terms of the Fire Suppression Stipulation and Agreement that was filed in that case on March 4, 2004. That Stipulation and Agreement provided that the parties would study certain facilities in Missouri-American's Jefferson City District. It further provided that the parties would jointly or separately prepare a report describing the results of the study no later than 12 months after the effective date of the "Report and Order" in Case No. WR-2003-0500. The Staff understands that the original deadline for filing the study report was April 21, 2005.

2. On April 21, 2005, the Staff filed a Motion for Extension of Time to File Study Report, in which it requested that the deadline for filing the subject report be extended by 60 days, to June 20, 2005. On June 20, 2005, the Staff filed a Second Motion for Extension of Time to File Study Report, in which it requested that the deadline for filing the subject report be extended by another 10 days, to June 30, 2005. Both of the Staff's motions are still pending before the Commission.

3. The subject study report was not filed by June 30, 2005, as the Staff requested and proposed. However, Missouri-American, the Staff, and the City of Jefferson have now

completed preparation of the Study Report, and are filing the said report contemporaneously herewith.

4. Rule 4 CSR 240-2.050 (3) (B) provides that when an act is required to be done by order of the Commission at or within a specified time, the Commission, at its discretion, may permit the act to be done after the expiration of the specified period where the failure to act was the result of excusable neglect.

5. The parties diligently worked to prepare the study report on time, and the failure to file the report by June 30, as requested, was the result of excusable neglect. No party will be harmed by filing this Study Report one day late.

WHEREFORE, the Staff moves the Commission for leave to file the Study Report one day late.

Respectfully submitted,

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General Counsel

/s/ Keith R. Krueger

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered, transmitted by facsimile or e-mailed to all counsel of record as shown on the attached service list this 1st day of July 2005.

/s/ Keith R. Krueger