

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

The Office of Public Counsel,	)	
Complainant,	)	
	)	
v.	)	<b><u>Case No. WC-2016-0252</u></b>
	)	
Moore Bend Water Utility, LLC,	)	
Respondent.	)	

**MOTION TO MODIFY PROCEDURAL SCHEDULE AND HEARING DATE**

Under authority of, and in accordance with, 4 CSR 240-2.110(2), the Office of the Public Counsel (“OPC”) requests an order modifying the procedural schedule in this case to move the evidentiary hearing to an available date no sooner than 30 days from April 27, 2017. In support of their motion, OPC states:

1. On January 24, 2017, the parties filed a Joint Motion to Modify Procedural Schedule for the stated reason that “[r]ecent developments suggest an option for resolving all outstanding issues may be available that, if successful, would make an evidentiary hearing unnecessary. To allow additional time to pursue that option, the undersigned counsel, who represent each of the parties to the case, jointly request extension of the evidentiary hearing date to an available date on the Commission’s calendar in mid to late April 2017.”
2. The same motion stated that, “[i]f the Commission grants this request and the parties are unable to informally resolve some or all outstanding issues, they will so inform the Commission no later than ten days prior to the rescheduled hearing date.”
3. On January 24, 2017, the Commission granted the joint motion to modify procedural schedule and ordered the hearing to be set for April 27, 2017.

4. On April 12, 2017, the parties discussed the case, and the parties jointly agreed that it would be appropriate for OPC to file a motion to continue the hearing.
5. OPC submits this motion for good cause, and the parties continue to work in good faith toward an option for resolving all outstanding issues, which would make an evidentiary hearing unnecessary.
6. OPC submits this request to modify the procedural schedule and request the Commission set a new day for hearing no earlier than 30 days from April 27, 2017.
7. If the Commission grants this request and the parties can still not resolve some or all outstanding issues, they will so inform the Commission no later than ten days prior to the rescheduled hearing date.

WHEREFORE, for the reasons stated above, OPC requests the Commission to issue an order modifying the procedural schedule by rescheduling the evidentiary hearing to an available date no sooner than 30 days from April 27, 2017, and by taking such other action with respect to the procedural schedule as the Commission deems appropriate.

Respectfully submitted,

/s/ Hampton Williams

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Acting Public Counsel

/s/ Ryan D. Smith

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**ATTORNEYS FOR THE  
OFFICE OF THE PUBLIC COUNSEL**

**CERTIFICATE OF SERVICE**

On this 13<sup>th</sup> day of April, 2017, I hereby certify that a true and correct copy of the foregoing motion was submitted to all relevant parties by depositing this motion into the Commission's Electronic Filing Information System ("EFIS").

/s/ Ryan D. Smith