

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

The Staff of the  
Missouri Public Service Commission,

Complainant,

v.

Missouri Utilities Company,

Respondent.

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**Case No. WC-2006-0029**

**NOTICE OF COMPLAINT AND ORDER DIRECTING RESPONSE AND**  
**SCHEDULING EVIDENTIARY HEARING**

Missouri Utilities Company  
328 S. Frontage Road  
Osage Beach, Missouri 65065  
**CERTIFIED MAIL**

William P. Mitchell  
Highway 54 E, P.O. Box 824  
Linn Creek, Missouri 65062  
**CERTIFIED MAIL**

Issue Date: July 22, 2005

Effective Date: July 22, 2005

This order notifies Missouri Utilities Company of the complaint filed against it by the Staff of the Commission, orders the company to respond to that complaint, and schedules a hearing to consider that complaint.

On July 21, 2005, the Staff of the Commission filed a complaint against Missouri Utilities Company. The complaint indicates that the owner of Missouri Utilities Company

has abandoned the company and that there is an imminent danger that the customers of Missouri Utilities will lose their water and sewer service. Staff seeks authority from the Commission to file a petition in circuit court seeking the appointment of a receiver to take control and responsibility over Missouri Utilities Company and to liquidate the company. Staff further requests that the Commission appoint an interim receiver to take control of the company while the petition for appointment of a receiver proceeds through the circuit court.

Because of the imminent danger that it describes, Staff asks the Commission to consider its complaint expeditiously. To that end, Staff asks the Commission to order Missouri Utilities Company to file an answer to the complaint no later than August 5, and to schedule a hearing on the complaint, to take place not later than August 26.

The Commission is concerned about the situation described in Staff's complaint and wishes to hear that complaint as soon as possible. Therefore, Missouri Utilities Company will be directed to file its answer to Staff's complaint no later than August 5. Furthermore, an evidentiary hearing will be scheduled for August 15. Because this hearing is being expedited, there will not be enough time to allow for the submission of prefiled testimony. Therefore, all testimony will be presented live at the hearing. Post-hearing briefs will not be permitted. Rather, the parties are directed to present oral arguments at the conclusion of the evidentiary hearing.

**IT IS THEREFORE ORDERED:**

1. That Missouri Utilities Company shall file its answer to Staff's complaint no later than August 5, 2005.
2. That an evidentiary hearing will take place on August 15, 2005, beginning at 8:30 a.m. The hearing will be held in Room 310 of the Governor Office Building, 200

Madison Street, Jefferson City, Missouri. This hearing will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the hearing.

3. That this order shall become effective on July 22, 2005.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

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

Dated at Jefferson City, Missouri,  
on this 22nd day of July, 2005.