

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 31st day of  
July, 2013.

In the Matter of the City of Chillicothe, Missouri	)	
and Public Water Supply District No. 2 of	)	<b><u>File No. WO-2013-0193</u></b>
Livingston County, Missouri	)	

**ORDER DISMISSING CASE  
AND CLOSING FILE**

Issue Date: July 31, 2013

Effective Date: August 30, 2013

On October 16, 2012, the City of Chillicothe, Missouri and Public Water Supply District No. 2 of Livingston County, Missouri filed an application for approval of a Joint Service Agreement. Rather than file a legal description, as required by Commission rule<sup>1</sup>, the Applicants filed a photo map of their respective territories and requested a waiver of the Commission's rule.

On December 21, the Staff of the Commission recommended that the Commission deny the application until Applicants file a legal description as required by the Commission's rule.

On January 10, the Commission issued an order denying the Applicants' request for a waiver and directed that Applicants file a legal description. The order was effective on January 20.

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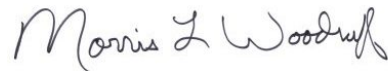
<sup>1</sup> Commission rule 4 CSR 240-3.625(1)(A).

To date, Applicants have not responded to the Commission's order. Nor have they filed a request for continuance. Commission rule 4 CSR 240-2.116(2) states that cases may be dismissed for lack of prosecution if no action has occurred for 90 days and no party has requested a continuance. Well over 90 days have passed and no action has occurred in this case. The Commission will therefore dismiss this case and close the file.

**THE COMMISSION ORDERS THAT:**

1. This case is dismissed for failure to prosecute.
2. This order shall become effective on August 30, 2013.
3. This file shall be closed on August 31, 2013.

**BY THE COMMISSION**

A handwritten signature in dark ink, appearing to read "Morris L. Woodruff". The signature is fluid and cursive, with the first name "Morris" being the most prominent.

Morris L. Woodruff  
Secretary

R. Kenney, Chm., Jarrett, Stoll,  
and W. Kenney, CC., concur.

Jones, Senior Regulatory Law Judge