

March 07, 2006

FILED²

MAR 09 2006

Missouri Public
Service Commission

The Honorable Colleen M. Dale
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO. 65102-0360

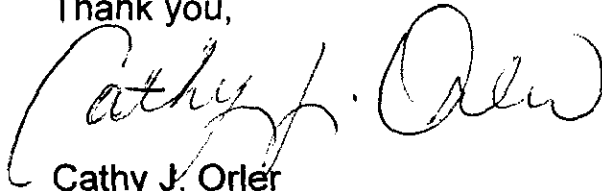
Re: Case Nos. WC-2006-0082, WC-2006-0090, WC-2006-0107,
WC-2006-0122, WC-2006-0121, WC-2006-0120, WC-2006-0129,
WC-2006-0139, WC-2006-0138

The Honorable Judge Dale:

Please find enclosed for filing, the "Complainant's Motion to Compel."
Five additional copies are also enclosed for the appropriate
Commission personnel; if you would be so kind as to bring this filing
to their attention.

Please contact me, if you should have any questions regarding this
filing.

Thank you,



Cathy J. Orlor
3252 Big Island Drive
Roach, MO. 65787
(573)317-1490

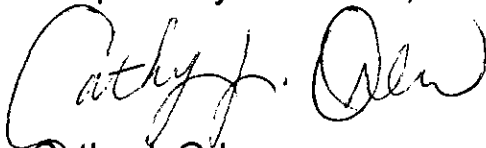
4. On January 31, 2006 – the Commission ordered: "...the Big Island Water and Sewer Association Inc. F/K/A BIHOA is made a respondent to each of the complaints."
5. On February 09, 2006 – the Commission staff filed its response to "Order Directing Filing," made by the Commission. In its report, the staff purported, (from a source assumingly representing Folsom Ridge, LLC, (Owning and Controlling the BIHOA), and/or BIHOA), that the water and sewer utility on Big Island currently has approximately 50 customers. Since this statement of information provided to the Commission staff as fact, is critical in achieving a resolve to this case, the Complainants request documentation to verify and confirm this statement.
6. As of the date of this filing, **NO PRODUCTION OF ANY INFORMATION, AND/OR DOCUMENTATION** to any of the numerous requests, has been made by either Folsom Ridge, LLC, (Owning and Controlling the BIHOA), and/or the BIHOA. This information is necessary as a critical and integral component to a resolve in this case. It is unlikely that either Folsom Ridge, LLC, and/or BIHOA can be "...without sufficient knowledge or information to form a belief as to the truth of the allegations....and therefore denies the same." **This documentation alone, in and of itself, disputes the Respondents' allegations denials.** The Respondents, also being "without sufficient knowledge or information to form a belief", additionally suggests and supports the claims of the complaints, as to the "misoperation" and "mismanagement" of the water and sewer utility of Big Island, and the fact that it is operating as an unlicensed public utility, and therefore should be regulated as a public utility by the Public Service Commission. It is the Complainants' opinions, that if properly managed and operated, this water and sewer utility should contain the appropriate bookkeeping and record keeping information, essential and fundamental to its management operations, (i.e. – a listing of its customers and all individuals

being billed and/or being serviced), and therefore should be readily available to the Respondents to provide them with the information necessary to possess the sufficient knowledge or information with which to form a belief.

Wherefore, the Complainants request the Commission:

1. To compel the BIHOA to produce the documents requested

Respectfully submitted,



Cathy J. Orlor

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent this 07th day of March, 2006 via U.S. mail, postage prepaid to: the General Counsel's Office, and the Office of Public Counsel, and Mark W. Comley, 601 Monroe Street, Suite 301, P.O. Box 537, Jefferson City, MO. 65102

CASE NO. WC-2006-0082
COMPLAINANT DATA REQUEST

Requested From: Charles E. McElyea – Big Island Water and Sewer Association, Inc.
f/k/a Big Island Homeowners Association,
Inc.
Phillips, McElyea, Carpenter, & Welch, PC
85 Court Circle
P. O. Box 559
Camdenton, MO. 65020
Attorneys for Big Island Water and Sewer
Association, Inc.

Date Requested: November 29, 2005

Information Requested: A membership listing of the Big Island Homeowners' Association and including a complete listing of all individuals being billed by the BIHOA, relating to the water/sewer system.

Also provide all such documents for the period of January 01, 2000 to the date of this request. Please treat this request as an ongoing one, and provide any updates to these documents as they are made.

Please send copies to:

Cathy J. Orlor
3252 Big Island Drive
Roach, MO. 65787

Requested By: Cathy Orlor

Phone: 573-317-1490

Fax: 573-317-1490

The information provided in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Complainant if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

Date Received: _____ Signed By: _____

Title: _____

CASE NO. WC-2006-0082

COMPLAINANT DATA REQUEST

Requested From: Charles E. McElyea – Big Island Water and Sewer Association, Inc.
f/k/a Big Island Homeowners Association,
Inc.
Phillips, McElyea, Carpenter, & Welch, PC
85 Court Circle
P. O. Box 559
Camdenton, MO. 65020
Attorneys for Big Island Water and Sewer
Association, Inc.

Date Requested: November 29, 2005

Information Requested: A signed and ratified copy of the “Amended and Restated Declaration of Covenants and Conditions,” and a signed and ratified copy of the “Amended and Restated By-Laws of the Big Island Homeowners Association, Inc.”

Also provide all such documents for the Period of January 01, 2000 to the date of this request. Please treat this request as an ongoing one, and provide any updates to these documents as they are made.

Please send copies to:

Cathy J. Orlor
3252 Big Island Drive
Roach, MO. 65787

Requested By: Cathy Orlor

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Date Received: _____ Signed By: _____

Title: _____

CASE NO. WC-2006-0082

COMPLAINANT DATA REQUEST

Requested From: Robin Engen -- Office Manager for Folsom Ridge, LLC, and/or Big Island Homeowners' Association at P. O. Box 54, Longmont, CO 80502

Date Requested: November 29, 2005

Information Requested: A membership listing of the Big Island Homeowners' Association and including a complete listing of all individuals being billed by the BIHOA, relating to the water/sewer system.

Also provide all such documents for the period of January 01, 2000 to the date of this request. Please treat this request as an ongoing one, and provide any updates to these documents as they are made.

Please send copies to:

Cathy J. Orlor
3252 Big Island Drive
Roach, MO. 65787

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Date Received: _____ Signed By: _____

Title: _____

CASE NO. WC-2006-0082

COMPLAINANT DATA REQUEST

Requested From: Robin Engen – Office Manager for Folsom Ridge, LLC, and/or Big Island Homeowners Association at P. O. Box 54, Longmont CO 80502

Date Requested: November 21, 2005

Information Requested: A signed and ratified copy of the “Amended and Restated Declaration of Covenants and Conditions,” and a signed and ratified copy of the “Amended and Restated By-Laws of the Big Island Homeowners Association, Inc.”

Also provide all such documents for the Period of January 01, 2000 to the date of this request. Please treat this request as an ongoing one, and provide any updates to these documents as they are made.

Please send copies to:

Cathy J. Orler
3252 Big Island Drive
Roach, MO. 65787

Requested By: Cathy Orler

Phone: 573-317-1490

Fax: 573-317-1490

The information provided in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Complainant if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

Date Received: _____ Signed By: _____

Title: _____