

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

The Staff of the
Missouri Public Service Commission,

Complainant,

v.

Osage Water Company,

Respondent.

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Case No. WC-2006-0064

NOTICE OF COMPLAINT AND ORDER DIRECTING RESPONSE AND
SCHEDULING EVIDENTIARY HEARING

Osage Water Company
P.O. Box 650
Sunrise Beach, Missouri 65079
CERTIFIED MAIL

William P. Mitchell
328 S. Frontage Rd.
Osage Beach, Missouri 65065
CERTIFIED MAIL

Issue Date: August 5, 2005

Effective Date: August 5, 2005

This order notifies Osage Water 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 August 5, 2005, the Staff of the Commission filed a complaint against Osage Water Company. The complaint indicates that Osage Water Company has failed to provide

safe and adequate service to its customers, that it is unable or unwilling to take the steps that are necessary to provide safe and adequate service to its customers, and that the owners of Osage Water Company have effectively abandoned the company. 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 Osage Water 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 Osage Water Company to file an answer to the complaint no later than August 19, and to schedule a hearing on the complaint, to take place not later than September 16.

The Commission is concerned about the situation described in Staff's complaint and wishes to hear that complaint as soon as possible. Therefore, Osage Water Company will be directed to file its answer to Staff's complaint no later than August 19. Furthermore, an evidentiary hearing will be scheduled for September 14 and 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 Osage Water Company shall file its answer to Staff's complaint no later than August 19, 2005.

2. That an evidentiary hearing will take place on September 14 and 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 August 5, 2005.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

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 5th day of August, 2005.