

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

In the Matter of the Joint Application of Public)	
Water Supply District No. 3 of Franklin County,)	
Missouri, and the City of St. Clair, Missouri, for)	<u>Case No. WO-2006-0488</u>
Approval of a Water Service Territorial)	
Agreement in Franklin County, Missouri)	

PRELIMINARY RESPONSE TO JOINT APPLICATION

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), by and through counsel, and for its Preliminary Response to Joint Application ("Preliminary Response") states the following to the Missouri Public Service Commission ("Commission").

1. On June 21, 2006 (unless noted otherwise, all dates hereafter refer to the year 2006), Public Water Supply District No. 3 of Franklin County, Missouri, and the City of St. Clair, Missouri (collectively, the "Joint Applicants"), filed their Joint Application for Approval of a Water and Sanitary Sewer Service Area Territorial Agreement ("Joint Application"). In their Joint Application, the Joint Applicants requested that the Commission approve a Territorial Agreement concerning their respective water and sanitary sewer service territories, which they had executed on May 22 pursuant to the provisions of Section 247.172, RSMo.

2. On June 22, the Commission issued its **Order Directing Notice, Establishing Time for Filing Recommendations, Setting Date for Submission of Intervention Requests and Setting Date for Filing a Procedural Schedule** ("June 22 Order") in the instant case, wherein, among other things, it directed the Staff to file its recommendation or a preliminary response to the Joint Application no later than July 12. In its June 22 Order, the Commission also established July 12 as the deadline for the submission of intervention requests and July 19 as the date by which a proposed procedural schedule is to be filed.

3. As of July 12 at 3:30 p.m., no applications to intervene have been submitted.

4. The Staff has completed its initial review of the Joint Application and during that review did not identify any particular areas of concern regarding the application. As a result, the Staff notes that it anticipates that this Joint Application will likely be resolved through the filing of a Unanimous Stipulation and Agreement, and that a hearing will not be needed. Further, the Staff sees no reason that the parties will not be able to meet the established deadline for the filing of a proposed procedural schedule.

WHEREFORE, the Staff respectfully submits this Preliminary Response for the Commission's information and consideration in this case.

Respectfully Submitted,

/s/ Keith R. Krueger

Keith R. Krueger
Deputy General Counsel
Missouri Bar No. 23857

Attorney for the Staff of the
Missouri Public Service Commission

P.O. Box 360
Jefferson City, MO 65102
573-751-4140 (telephone)
573-751-9285 (facsimile)
keith.krueger@psc.mo.gov (e-mail)

CERTIFICATE OF SERVICE

I hereby certify that copies of this Preliminary Response have been mailed with first class postage, hand-delivered, transmitted by facsimile or transmitted via e-mail to all counsel and/or parties of record this 12th day of July 2006.

/s/ Keith R. Krueger