

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

In the Matter of the Joint Application of)
Consolidated Public Water Supply District)
No. 1 of Boone County, Missouri, and the)
City of Ashland, Missouri, for Approval of a)
Territorial Agreement Concerning Territory)
Encompassing Part of Boone County,)
Missouri.)

Case No. WO-2005-0242

PROPOSED PROCEDURAL SCHEDULE

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), on its own behalf, and on behalf of the Consolidated Public Water Supply District No. 1 of Boone County, Missouri, the City of Ashland, Missouri, and the Office of the Public Counsel ("OPC") ("OPC") (collectively, "the Parties"), by and through Counsel, and states the following to the Missouri Public Service Commission ("Commission").

1. On July 8, 2004, the City of Ashland (City) and the Consolidated Public Water Supply District No. 1 of Boone County (District) executed a water service area territorial agreement ("Territorial Agreement") that specifically designates the boundaries of the water service areas of the District and the City, pursuant to the provisions of Section 247.172, RSMo 2000. (Unless noted otherwise all statutory references herein are to RSMo 2000.)

2. On January 25, 2005, the City and the District filed a Joint Application seeking the Commission's approval of the above-referenced Territorial Agreement, as is also required by Section 247.172, RSMo.

3. On January 26, 2005, the Commission issued its **Order and Notice** ("Notice Order"), which required that notice of the Joint Application be given to potentially interested parties, the County Commission of Boone County and to the Department of Natural Resources of

the State of Missouri. In addition, the Order directed the Commission's Public Information Officer to make notice of this order available to the media serving Boone County and to the members of the General Assembly representing Boone County. The Order set a deadline of February 15, 2005 as the deadline for interventions.

4. As of the date of this filing, no party has submitted an application for intervention or a request for hearing in this case.

5. Additionally, the Commission issued an additional Order directing the parties to file a proposed procedural schedule on or before March 3, 2005.

6. Subsequent to the issuance of the Commission's Notice Order, the Parties have discussed the issues involved in this case and have agreed on the following matters: (a) that a unanimous stipulation and agreement (stipulation) resolving this case is likely; (b) that the Parties' stipulation, if one is executed, will include provisions stating the Parties' position that an evidentiary hearing is not necessary for this case; (c) that the Parties' stipulation, if one is executed, will include provisions requesting that the City and the District be allowed to participate by telephone in any hearing ordered by the Commission; and (d) the date for filing the anticipated stipulation.

7. To the extent it becomes clear to the Parties that the anticipated stipulation will not be reached, the Parties will so advise the Commission at the earliest practicable time and will suggest a date for an evidentiary hearing.

8. Based upon the above, the Parties hereby propose the following procedural schedule, which will allow the Commission to rule on the Joint Application within 120 days after the filing of the Joint Application, as required by Section 247.172.2, RSMo.

Filing of Unanimous Stipulation & Agreement April 1, 2005

WHEREFORE, on behalf of the Parties, the Staff respectfully requests that the Commission issue an order adopting the procedural schedule set forth above.

Respectfully Submitted,

DANA K. JOYCE
General Counsel

/s/ Cliff E. Snodgrass

Cliff E. Snodgrass
Senior Counsel
Missouri Bar No. 52302
Attorney for the Staff of the
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102
573-751-3966 (telephone)
573-751-9285 (facsimile)
cliff.snodgrass@psc.mo.gov (e-mail)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed with first class postage, hand-delivered, transmitted by facsimile or transmitted via electronic mail to all counsel of record this 3rd day of March, 2005.

/s/ Cliff E. Snodgrass

Cliff E. Snodgrass