

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

The Staff of the Missouri Public Service Commission,  
Complainant,  
v.  
Dennis Kallash, Individually and as agent for Bennington, Inc., and Bennington Water, Inc.;  
Toni Kallash, individually and as agent for Bennington, Inc., and Bennington Water, Inc.;  
Bennington Inc.; and, Bennington Water, Inc.,  
Respondents

**File No. WC-2011-0253, et al.**

**ORDER GRANTING MOTION  
TO DISMISS WITH PREJUDICE**

Issue Date: August 2, 2012

Effective Date: August 12, 2012

The above-named Respondents were providing water and sewer service without authorization from the Commission. Accordingly, on February 10, 2011, the Staff of the Missouri Public Service Commission filed a complaint with the Commission. To resolve the complaint, Respondents filed applications for certificates of convenience and necessity; reflected in separate Commission cases.<sup>1</sup> The Commission granted those certificates on July 6, 2012. Because the underlying reasons for Staff filing this complaint have been resolved, Staff, on July 23, 2012, filed a motion to dismiss its complaint.

The Commission has reviewed Staff's motion and finding it reasonable will grant the requested relief.

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<sup>1</sup> Commission Case Nos. WA-2012-0018 and SA-2012-0019.

**THE COMMISSION ORDERS THAT:**

1. The Staff of the Commission's Motion to Dismiss with Prejudice is granted.
2. This complaint, filed by the Staff of the Commission, is dismissed with prejudice.
3. This order shall become effective on August 12, 2012.
4. This case shall be closed on August 13, 2012.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

( S E A L )

Kennard L. Jones, Senior Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo.

Dated at Jefferson City, Missouri,  
on this 2nd day of August, 2012.