

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

Paul Schaefer,	)	
Complainant,	)	
	)	
vs.	)	<b><u>File No. WC-2013-0357</u></b>
	)	
I.H. Utilities, Inc.,	)	
Respondent.	)	

**JOINT NOTICE OF MATERIAL ERROR CONTAINED IN  
FIRST STIPULATION OF MATERIAL FACTS**

**COMES NOW** the Staff ("Staff") of the Missouri Public Service Commission ("Commission"), by and through counsel, and jointly with I.H. Utilities, Inc., (IH), states as follows:

1. On May 17, 2013, Staff filed the *First Stipulation of Material Facts* on behalf of the parties to this matter.

2. On May 21, 2013, Staff learned of a possible error in the *First Stipulation of Material Facts*. In Paragraph 7, the parties agreed as follows:

The Company is currently providing service to a vacant lot, which provides service to a house outside of IH's certificated area using a three-quarter inch (3/4") service connection. The service connection was initiated prior to 1986 under tariff language and circumstances unknown to the Company's present ownership.

3. This statement was based upon information provided by IH in response to a Data Request submitted by Mr. Schaefer. A copy of that response was provided to Staff.

4. After filing the *First Stipulation of Material Facts*, and in the course of an investigation of the specific location referred to in Paragraph 7, by studying

IH's service area as well as additional maps, Staff determined that the service referred to in Paragraph 7 is taken in an area that is inside IH's certificated service area, although it is outside of the Indian Hills subdivision.

5. On May 23, 2013, Staff verified the location of the properties and facilities in question through a site visit to the relevant home and lots.

6. Accordingly, Staff and IH jointly state that Paragraph 7 of the *First Stipulation of Material Facts*, as filed, contains a material error. A corrected version would be as follows:

The Company is currently providing service to a vacant lot, which provides service to a house that is outside of the Indian Hills subdivision, but is inside of IH's certificated area. This service is provided using a three-quarter inch (3/4") service connection. The service connection was initiated prior to 1986 under tariff language and circumstances unknown to the Company's present ownership.

**WHEREFORE** Staff and IH respectfully submit this *Joint Notice of Material Error Contained in First Stipulation of Material Facts*.

Respectfully submitted,

**/s/ Paul Krispin Jr.**

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**/s/ Sarah Kliethermes**

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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 28<sup>th</sup> day of May, 2013.

**/s/ Sarah Kliethermes**