

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

In the Matter of TUK LLC for)
Certificates of Convenience and)
Necessity Authorizing it to Install, Own,)
Acquire, Construct, Operate, Control,) File No. _____
Manage and Maintain Water and Sewer)
Systems in Jefferson County, Missouri.)
)

APPLICATION AND MOTION FOR WAIVER

COMES NOW TUK LLC (TUK) pursuant to Sections 393.140 and 393.170, RSMo and 4
CSR 240-2.060, 4 CSR 240-3.015, 4 CSR 240-3.305, and 4 CSR 240-3.600, and for its
Application, states as follows to the Missouri Public Service Commission (Commission):

BACKGROUND

1. This Application is being filed by TUK to obtain certificates of convenience and
necessity to install, own, acquire, construct, operate, control, manage and maintain water and
sewer systems in Jefferson County, Missouri.

2. TUK is a Missouri limited liability company, in good standing, with its principal
office and place of business at 94 Ivy Gate Drive, Eureka, MO 63025. A certified copy of
TUK’s certificate of good standing is attached hereto as **Appendix A**. TUK currently provides
water and sewer service to customers in Jefferson County, Missouri.

3. In Commission Case No WC-2015-0124, the Staff of the Commission has alleged
that is a “water corporation,” a “sewer corporation” and a “public utility” as those terms are
defined in Section 386.020 RSMo, and is subject to the jurisdiction and supervision of the
Commission as provided by law. TUK has not been assessed Commission assessment fees and
has not yet been required to file an annual report. There is no pending action or final unsatisfied
judgment or decision against TUK from any state or federal agency or court which involves

customer service or rates, which action, judgment or decision has occurred within three years of the date of this Application.

CERTIFICATE

4. TUK requests permission, approval and a Certificate of Convenience and Necessity to install, own, acquire, construct, operate, control, manage and maintain water and sewer systems for the public in an area of Jefferson County, Missouri. A legal description of the area sought to be certificated for water and sewer is attached to this Application as Appendix B.

5. A map of the area sought to be certificated for water and sewer is attached to this Application as Appendix C.

6. Attached hereto and marked as Appendix D is a list of ten residents or land owners within the proposed service area.

7. Attached hereto and marked as Appendix E-W and E-S are documents for the water and sewer systems containing proposed rates and an estimate of the number of customers.

8. TUK will not require any franchises or permits from municipalities or counties, or in connection with the proposed systems. Permits for the operation of these facilities have been issued by the Missouri Department of Natural Resources. TUK is not aware of any other governmental approval that it must obtain.

9. TUK currently owns a water distribution system and sewer system in the referenced area, which it purchased on November 1, 2013. To TUK's knowledge, these systems have not previously been regulated by the Commission. TUK has financed a portion of its purchase of these systems. That financing is secured by a Deed of Trust.

10. TUK proposes to generally use the sample rules and regulations for water and sewer service maintained by the Commission's Water and Sewer Department to govern its provision of water and sewer service to the referenced area.

11. The areas TUK proposes to certificate have a need for water and sewer systems and otherwise have no water or sewer service available. TUK's experience in the operation of these systems gives it the ability to provide this service in a safe and efficient manner. For these reasons, a grant of the application will further the public convenience and necessity.

MOTION FOR WAIVER

12. Commission Rule 4 CSR 240-3.305(1)(A)5 and 4 CSR 240-3.600(1)(A)5 require that an application for a certificated area include the following:

A feasibility study containing plans and specifications for the utility system and estimated cost of the construction of the utility system during the first three (3) years of construction; plans for financing; proposed rates and charges and an estimate of the number of customers, revenues and expenses during the first three (3) years of operations.

13. TUK has provided plans for financing; proposed rates and charges; and, an estimate of the number of customers. However, TUK did not construct this system and instead purchased this system from another owner. TUK does not have any plans and specifications for the construction of the utility system or a cost associated with the construction, and has no way to obtain such information.

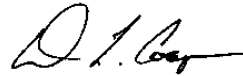
14. Further, as stated above, these systems are in operation and providing a necessary service to the customers. A feasibility study will not impact whether or not the facilities are constructed and this proceeding will provide the most accurate measure of the reasonable expenses and projected revenues associated with the water and sewer operations.

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been sent by electronic mail this 20th day of January, 2015, to:

Kevin Thompson
General Counsel's Office
Kevin.Thompson@psc.mo.gov
staffcounsel@psc.mo.gov

Christina Baker
Office of the Public Counsel
christina.baker@ded.mo.gov
opcservice@ded.mo.gov



APPENDICES

Appendix A Certificate of Good Standing

Appendix B Legal Description

Appendix C Map of Area

Appendix D List of Ten Residents or Land Owners

Appendix E Feasibility Study (water and sewer)

APPENDIX A

See separate file.

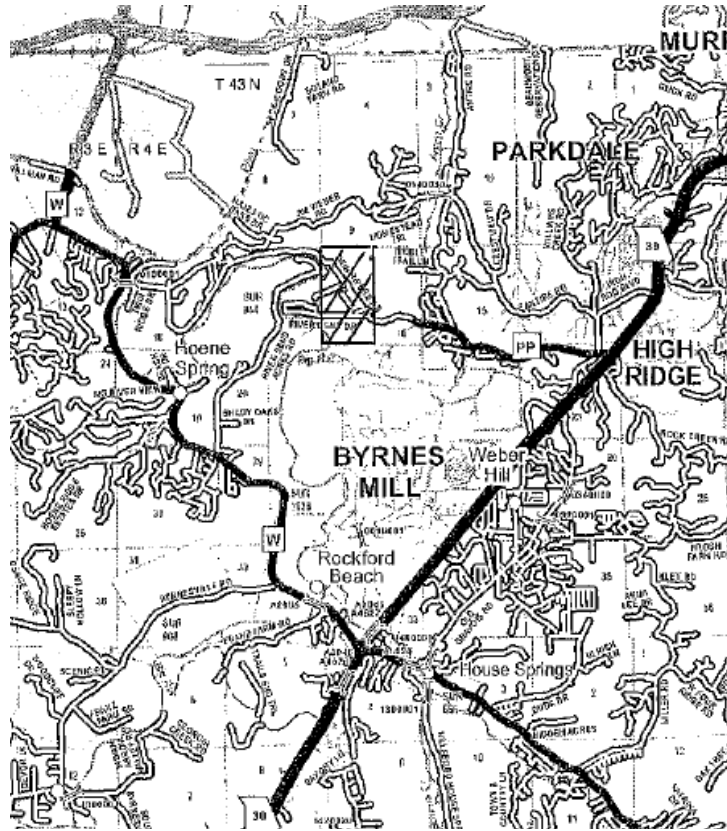
APPENDIX B

LEGAL DESCRIPTION

The West half of Section 16, Township 43 North, Range 4 East in Jefferson County, Missouri.

APPENDIX C

MAP – JEFFERSON COUNTY



APPENDIX D

List of Ten Owners/Residents Within Area to Certificated:

Thomas Martin
6866 Twin River Road
Eureka, Missouri 63025

Scott Martin
6860 Twin River Road
Eureka, Missouri 63025

Kevin Schwartz
17 Osage Drive
Eureka, Missouri 63025

Dan Matt
6780 Twin River Road
Eureka, Missouri 63025

Charles Moss
6827 Riverbend Drive
Eureka, Missouri 63025

Gary Schwartz
18 Osage Drive
Eureka, Missouri 63025

Cherdawn Danneman
6856 Riverbend Road
Eureka, Missouri 63025

Anthony Ingargiola, Jr.
6838 Riverbend Road
Eureka, Missouri 63025

Ryan Lovins
6850 Riverbend Road
Eureka, Missouri 63025

Robert Bohmie
6826 Riverbend Drive
Eureka, Missouri 63025

APPENDIX E-W

WATER

Rates and Miscellaneous Charges

The following water rates are proposed for Customers of TUK:

Customer Charge - \$45.00 per quarter (includes first 6,000 gallons)

Commodity Charge - \$5.92 per thousand gallons greater than 6,000

This rate does not include any municipal, state or federal taxes computed on either billing or consumption bases. Any such taxes applicable shall be added as separate items in rendering each bill.

It is Applicant's understanding that the Commission Staff will perform an independent analysis of the appropriate rate for this Company. Applicant reserves the right to take a different position based upon its review of that Staff analysis.

The following additional schedule of service charges and fees are also proposed:

Connection Fee – \$2,000.00

Late Payment Fee – \$5.00 or 5% of bill, whichever is greater

Returned Check Fee - \$20.00

Transfer Fee - \$25.00 for change of customer accounts at same service location when no physical disconnection occurs

Disconnection Fee -- \$40.00

Reconnection Fee After Physical Disconnection during normal business hours -- \$40.00

Reconnection Fee After Physical Disconnection for times other than normal business hours -- \$80.00

Estimated Number of Customers = 22 residential, plus 1 commercial

APPENDIX E-S

SEWER

Rates and Miscellaneous Charges

The following sewer rates are proposed for Customers of TUK:

\$500.00 per year, billed on or about January 1, of each year.

This rate does not include any municipal, state or federal taxes computed on either billing or consumption bases. Any such taxes applicable shall be added as separate items in rendering each bill.

It is Applicant's understanding that the Commission Staff will perform an independent analysis of the appropriate rate for this Company. Applicant reserves the right to take a different position based upon its review of that Staff analysis.

The following additional schedule of service charges and fees will also apply:

Connection Fee – \$2,000.00

Late Payment Fee – \$5.00 or 5% of bill, whichever is greater

Returned Check Fee - \$20.00

Transfer Fee - \$25.00 for change of customer accounts at same service location when no physical disconnection occurs

Disconnection Fee -- \$40.00

Reconnection Fee After Physical Disconnection during normal business hours -- \$40.00

Reconnection Fee After Physical Disconnection for times other than normal business hours -- \$80.00

Estimated Number of Customers = 18 residential, plus 1 commercial