

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

Guy Thomas,)	
)	
)	
Complainant,)	
vs.)	<u>Case No. WC-2008-0248</u>
)	
Evergreen Lakes Water Supply,)	
)	
)	
Respondent.)	

**STAFF’S REQUEST FOR EXTENSION TO PERFORM
AND TO FILE STAFF REPORT**

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”), by and through counsel, and for its *Request for Extension to Perform and to File Staff Report* states to the Missouri Public Service Commission (“Commission”) the following:

1. On August 12, 2008, the Commission issued its *Order Granting Relief by Default* (“Order”), effective August 22, 2008.
2. This Order directed that Evergreen Lakes Water Supply (“Evergreen” or “Company”) do as follows:
 3. Evergreen Lakes Water Supply shall, without charge, dig up the unused meter setting in Mr. Thomas’ yard and cap the service line at the main by no later than September 15, 2008.
 4. Evergreen Lakes Water Supply shall, without charge, level to grade and install lids on both valve boxes in Mr. Thomas’ yard by no later than September 15, 2008, unless they are not active valve locations, in which case the company is ordered to remove the inactive valve boxes or bury them completely by no later than September 15, 2008.
 5. The Staff of the Missouri Public Service Commission shall investigate Evergreen Lakes Water Supply to determine if it is in compliance with this order and file a report of its investigation no later than September 23, 2008.

3. Section 386.420.3 states:

If an order cannot, in the judgment of the commission, be complied with within thirty days, the commission may grant and prescribe such additional time as in its judgment is reasonably necessary to comply with the order, and may, on application and for good cause shown, extend the time for compliance fixed in its order.

4. Staff informs the Commission that due to heavy rains and flooding occurring over the last few weeks Evergreen has not been able to perform the grading, installation, removal and capping of service lines, the unused meter setting and lids.

5. Complainant Mr. Thomas also informs Staff that he does not want Evergreen entering his yard to remove the meter pit until the ground has dried out so as to avoid damage to the yard. The Company echoes this concern. In fact, Mr. Thomas has expressed that he does not want the meter pit removed at all.

6. Staff also notes that Evergreen does not own a backhoe and therefore must rent or hire an operator with a backhoe to complete the required grading, installation, removal and capping.

7. Pursuant to § 386.420.3, Staff requests an extension until October 20, 2008, for completion of ordered paragraph 3 and 4 of the Commission's Order at page 15 or to advise the Commission of further developments in this matter.

8. Therefore, Staff also requests an extension for filing its investigation report to October 28, 2008.

WHEREFORE, the Staff respectfully requests the Commission grant an extension of time for completion of ordered paragraph 3. and 4, respectively, of the Commission's Order, to October 20, 2008; and, subsequently, grant an extension for the filing of Staff's report to October 28, 2008.

Respectfully submitted,

/s/ **Shelley Syler Brueggemann**

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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 and/or parties of record this 19th day of September 2008.

/s/ **Shelley Syler Brueggemann**