

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

In the Matter of Osage Water Company) **Case No. WR-2009-0149, et al**
Small Company Rate Increase.) Tariff Nos. YW-2009-0830 & YS-2009-0827

**REVISED JOINTLY PROPOSED PROCEDURAL SCHEDULE
AND REQUEST FOR OTHER PROCEDURAL ITEMS**

COMES NOW the Staff of the Missouri Public Service Commission (Staff), on its own behalf and on behalf of the Office of the Public Counsel (OPC), and Osage Water Company (Osage), (collectively the parties), and submit to the Missouri Public Service Commission (Commission) this *Revised Jointly Proposed Procedural Schedule and Request for Other Procedural Items* (Revised Procedural Schedule) and state as follows:

1. On July 29, 2009, the Commission issued its *Order Adding Issues, Delaying Hearing, and Further Suspending Tariff* (Order). This Order added, per request of differing parties, the issues of rate case expense and receivership fees to be presented at the evidentiary hearing. The Order also suspended the procedural schedule approved by the Commission on July 21, 2009, and directed a revised procedural schedule be filed by August 3, 2009.

2. Due to the inclusion of the issue of rate case expense, the proposed amounts must be compiled and provided to the parties for evaluation in preparation of presentation to the Commission at hearing, and subsequently addressed in the Prehearing Briefs. Therefore, this procedural schedule built in one week for the compilation and dispersal of such numbers, and thereafter gives the parties one week to evaluate and incorporate these numbers into each respective Prehearing Brief.

3. The parties submit that it is proper in this case for the Commission to evaluate witness testimony taken at an evidentiary hearing in connection with prehearing and post hearing briefs, rather than the use of pre-filed testimony.

4. The proposed procedural schedule is as follows:

Prehearing Briefs (including Statements of Position)	August 11, 2009
Order of Witnesses and Cross-examination	August 17, 2009
Evidentiary Hearing	August 18, 2009 and August 20, 2009 ¹
Transcripts Filed in EFIS	August 25, 2009
Post Hearing Briefs	September 1, 2009
11 Month Deadline	September 23, 2009

5. In order for Post Hearing Briefs to be filed by September 1, 2009, the parties approximate that transcripts of the evidentiary hearing will be available no later than August 25, 2009. Therefore, the parties request the Commission provide for expedited transcripts of the evidentiary hearing for filing on the proposed dates above.

6. The parties agree to shorten the response interval for Data Request (DRs) to five business days, and agree to shorten the objection interval to five business days to file objections.

7. The parties request the Commission continue to waive rule 4 CSR 240-2.045(2) for the purposes of this proceeding and allow items filed electronically using the EFIS system to be deemed timely filed if received by midnight of the date on which the filing is due.

8. Staff notes that a Unanimous Agreement Regarding Disposition of Small Company Rate Increase Request (Unanimous Agreement) regarding the water system and the wastewater system, separately, have been signed by all the parties, but not yet filed as of the time of this filing. Therefore, this Revised Procedural Schedule is being filed to meet the deadline as set out in the Commission's Order.

¹ The parties note that Staff's primary witness and Osage's receiver are unavailable the week of August 10-15, 2009, while OPC's primary witness is unavailable August 19, 2009.

WHEREFORE, Staff, on behalf of the above-named parties, respectfully requests that the Commission adopt the above dates as the revised procedural schedule for resolution of this case; and request that the Commission incorporate the above proposed conditions in an order setting a procedural schedule.

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 this 3rd day of August 2009.

/s/ **Shelley Syler Brueggemann**