

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

The Staff of the Missouri	)	
Public Service Commission,	)	
	)	
Complainant,	)	
	)	
v.	)	<b><u>Case No. WC-2007-0042</u></b>
	)	
Mike Ward,	)	
	)	
Respondent.	)	

**ORDER DIRECTING FILING**

Issue Date: September 6, 2006

Effective Date: September 6, 2006

On August 2, 2006, the Staff of the Commission filed a complaint against Mike Ward that alleges that Mr. Ward supplies water to the Stump Hollow Subdivision in Stone County, Missouri without the required certificate of convenience and necessity. Staff asked the Commission to find that Mr. Ward's water service is subject to the Commission's jurisdiction, to find that each day that Mr. Ward provides water without the required certificate is a separate violation of Section 393.170, RSMo,<sup>1</sup> and to authorize the General Counsel to seek penalties against Mr. Ward in circuit court for the above violations.

In addition to the complaint, Staff filed a Motion for Expedited Treatment, asking the Commission to require Mr. Ward to answer the complaint no later than August 18. The Commission granted Staff's motion, and ordered Mr. Ward to answer no later than

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<sup>1</sup> Unless stated otherwise, all statutory references are to Revised Statutes of Missouri 2000.

August 18. Although a certified mail receipt shows that Mr. Ward received the complaint on August 7, he failed to respond.

The Commission issued an order granting default on August 31, and Mr. Ward moved the Commission to set aside that default on September 5. The Commission will order Staff to respond to Mr. Ward's motion.

**IT IS ORDERED THAT:**

1. The Staff of the Commission shall respond to Mike Ward's Motion to Set Aside Default Judgment no later than September 12, 2006.

2. This order shall become effective on September 6, 2006.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

(S E A L)

Ronald D. Pridgin, Senior Regulatory Law  
Judge, by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 6th day of September, 2006.