

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

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

**STAFF’S INVESTIGATION AND REPORT ON COMPLIANCE WITH ORDER**

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”), by and through counsel, and for its *Investigation and Report on Compliance with Order* states as follows to the Missouri Public Service Commission (“Commission”):

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”) ordered, at page 15, in part as follows:
  3. [Evergreen] shall, without charge, dig up the unused meter setting in Mr. Thomas’ yard and cap the service line at the main [by September 15, 2008].
  4. [Evergreen] 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 September 15, 2008].

The deadline for Evergreen to complete this work was extended by the Commission for good cause to October 31, 2008.<sup>1</sup>

3. The Commission’s Order, at page 15, also directed Staff to investigate Evergreen “to determine if it is in compliance with this order and file a report of its investigation...,” and “no later than ten days following the completion of the ordered relief.” See *Id.* at 3.

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<sup>1</sup> See *Order Granting Motion to Sustain Prior Commission Order and Setting Revised Deadline for Ordered Relief* (Order Revising Deadline), issued October 6, 2008, at 2 and 3, respectively.

4. In Staff's Report, labeled Attachment A herein, Staff informs the Commission that the repairs and other items directed by the Commission's Order to be performed have been completed.

5. Staff notes that the ground leveling to grade was not completed by October 31, 2008, due to an excavation accident where a telephone line was damaged. However, this telephone line was temporarily fixed the same day on October 31, 2008, and permanently fixed by the telephone company on November 3, 2008. Due to this unforeseen problem the ground was leveled to grade on November 3, 2008, and grass seed and straw were spread by Evergreen that same day.

6. Staff was informed by Mr. Thomas that he was satisfied that the work has been completed.

**WHEREFORE,** the Staff respectfully submits its *Investigation and Report on Compliance with Order* to the Commission.

Respectfully submitted,

/s/ Shelley Syler Brueggemann  
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Missouri Bar No. 52173

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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 7<sup>th</sup> day of November 2008.

/s/ Shelley Syler Brueggemann