

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of Big Island)	
Water & Sewer Company for a Certificate of)	
Convenience and Necessity Authorizing It to)	
Construct, Install, Own, Operate, Control, Manage)	<u>Case No. WA-2006-0480, et al.</u>
and Maintain a Water and Sewer System for the)	
Public Located in an Unincorporated Area in)	
Camden County, Missouri)	

ORDER DENYING MOTION TO QUASH SUBPOENAS AS MOOT

Issue Date: February 6, 2007

Effective Date: February 6, 2007

On February 1, 2007, Big Island Water & Sewer Company, Inc., Folsom Ridge, LLC, and Big Island Homeowners Water and Sewer Association, Inc., filed a motion in this case, as well as in Case No. WC-2006-0082, asking the Commission to quash certain subpoenas directing various persons to appear at a hearing in this case that was set to begin on February 5, 2007. The Commission dismissed this case on January 26, after the applicant, Big Island Water & Sewer Company, withdrew its application. When the case was dismissed the February 5 hearing was canceled. Since the subpoenas about which the Movants complain direct the subpoenaed witnesses to appear at a canceled hearing, the subpoenas and the motion to quash have been rendered moot.

Case No. WC-2006-0082 has been set for hearing beginning on February 28. If subpoenas are again served on witnesses for that hearing, the Movants are free to file a new motion to quash.

IT IS ORDERED THAT:

1. The Motion to Quash Subpoenas filed by Big Island Water & Sewer Company, Inc., Folsom Ridge, LLC, and Big Island Homeowners Water and Sewer Association, Inc., is denied as moot.

2. This order shall become effective on February 6, 2007.

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)

Morris L. Woodruff, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 6th day of February, 2007.