

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

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| Application of KMB Utility Corporation for) | |
| Authority to File A Proposed Tariff to Increase) | Case No. WR-2006-0286 |
| Water Service Rates) | |

MOTION TO CLOSE CASE

COMES NOW the Staff of the Missouri Public Service Commission (Staff), and for its motion to close case states the following:

1. On April 11, 2006, in the above-captioned case, the Commission issued its *Order Approving Small Company Rate Increase and Accompanying Tariff* (Order), effective April 21, 2006.
2. The Order approved the Company/Staff Agreement Regarding Disposition of Small Water Company Rate Increase Request and the Unanimous Supplemental Agreement Regarding Disposition of Small Company Rate Increase Request signed by the Staff, the Office of the Public Counsel and KMB Utility Corporation (KMB or Company).
3. Ordered paragraph 3 of the Order required the Staff to file a notice no later than June 10, 2008, verifying that KMB has complied with all the applicable terms of the agreements.
4. On June 10, 2008, pursuant to the Order the Staff filed its *Staff Notice* verifying the Company had complied with all of the date-certain items contained as numbered agreements within the Unanimous Supplemental Agreement Regarding Disposition of Small Company Rate Increase Request.
5. On June 13, 2008, the Commission issued its *Order Directing Filing* requiring that any responses to the *Staff Notice* be filed no later than June 23, 2008. No responses have been filed with the Commission.

6. In the interest of efficient case management and because there are no remaining issues to be addressed in this matter, the Staff requests the Commission issue an order closing case. Staff notes KMB is currently before the Commission in pending Case No. SO-2009-0174 styled "In the Matter of KMB Utility Corporation and Triple C Development LLC's Transfer of Assets".

WHEREFORE, for the above-stated reasons, the Staff respectfully requests the Commission grant its motion and issue an Order closing Case No. WR-2006-0286.

Respectfully submitted,

/s/ Robert S. Berlin

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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 10th day of December 2008.

/s/ Robert S. Berlin