

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

In the matter of the application of Timber)
Creek Sewer Company, for permission,)
approval, and a certificate of convenience)
and necessity authorizing it to construct,) CASE NO. SA-2010-0063
install, own, operate, control, manage and)
maintain a sewer system for the public,)
located in an unincorporated area in Platte)
County, Missouri.)

**TIMBER CREEK SEWER COMPANY'S
RESPONSE TO STAFF'S RECOMMENDATION**

Comes now Timber Creek Sewer Company ("Applicant" or "Timber Creek"), and pursuant to the Commission's Notice of Pre-Hearing Conference and Order Directing Filing dated November 3, 2009, states as follows:

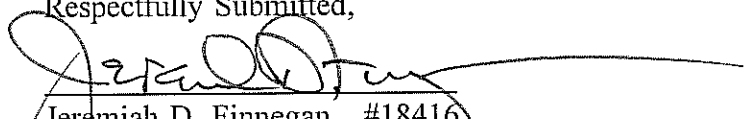
1. Applicant, Timber Creek Sewer Company, has received and reviewed Staff's Recommendation filed with the Commission on October 30, 2009, in which Staff recommended that the Commission: 1) grant Timber Creek's a certificate of convenience and necessity to serve the area to the east of Platte City as requested in its application; 2) approve Timber Creek's existing monthly customer rates for sewer service, general service charges and depreciation rates to be applicable to the proposed service area; and 3) approve the existing contribution-in-aid-of construction (CIAC) charge for the Company's Platte County service area to apply to the proposed service area and in addition recommended that the Commission direct Timber Creek to take certain actions regarding: 4) the filing of new and revised tariff sheets; 5) the submission of proof of clear title to the treatment facilities and easements for the collection system; 6) to note

the number of customers in each of its service areas separately in its annual reports; and 7) to maintain its books and records in a manner sufficient to allow for area-specific cost-of-service analyses so that area-specific rates can be developed if needed in the future and, finally recommended that the Commission: 8) make no finding that would preclude the Commission from considering the ratemaking treatment to be afforded any matters pertaining to the granting of the requested certificate, including future expenditures by Timber Creek in any later proceeding.

2. After review of the Staff's Recommendation, Timber Creek is of the opinion that it fully supports and approves of the Staff's Recommendation and that it plans to comply with the Staff's Recommendations should the Commission grant it a certificate for the proposed service area and directs the Company to take the actions recommended by Staff.

WHEREFORE, Timber Creek, having fully responded to Staff's Recommendation prays that the Commission find that the public convenience and necessity requires the granting of this Application with the terms and conditions recommended in Staff's Recommendation.

Respectfully Submitted,



Jeremiah D. Finnegan #18416

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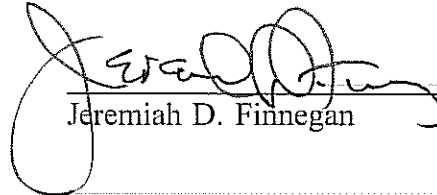
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ATTORNEYS FOR APPLICANT

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this Response to Staff's Recommendation has been provided, either by first-class mail, by electronic mail, by facsimile transmission or by hand-delivery, to each attorney and/or party of record for this case on this case on this 4th day of November 2009.


Jeremiah D. Finnegan