

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

In the Matter of the Small Company Rate	)	
Increase Request of Hickory Hills Water &	)	<u>Case No. WR-2006-0250</u>
Sewer Company, Inc.	)	

**STATEMENT OF POSITIONS AND MOTION FOR LEAVE TO FILE OUT OF TIME**

COMES NOW the Office of the Public Counsel and for its Statement of Positions and Motion for Leave to File Out of Time states as follows:

1. On April 10, 2006, Public Counsel drafted, and the Staff of the Commission filed, the list of issues for this case. Public Counsel submits the following position on those issues:

(a) What hourly wage for Randy Clifford should be allowed in rates?

**Public Counsel position: \$13.00/hour.**

(b) What number of hours worked by Randy Clifford should be allowed in rates?

**Public Counsel position: 539 hours.**

(c) How many compensated miles traveled should be allowed in rates?

**Public Counsel position: 4121 miles.**

(d) Should payments to a retirement account or accounts be allowed in rates?

**Public Counsel position: No.**

2. Public Counsel requests leave to file this statement of position out of time. Because of the press of other business, including other filings in this case, Public Counsel is filing this statement of positions two days late. The Commission and the parties will not be harmed by this late filing because the issues are straightforward, and Public Counsel's positions on them has been clear since the filing of rebuttal testimony.

WHEREFORE, Public Counsel respectfully requests that the Commission accept this statement of positions out of time.

Respectfully submitted,

OFFICE OF THE Public Counsel

**/s/ Lewis R. Mills, Jr.**

By:\_\_\_\_\_

Lewis R. Mills, Jr. (#35275)

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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to the following this 12th day of April 2006:

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/s/ **Lewis R. Mills, Jr.**

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