

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

In the Matter of the Small Company Rate)
Increase Request of Raytown Water) Case No. WR-2009-0098
Company.)

OFFICE OF THE PUBLIC COUNSEL’S NOTICE TO THE COMMISSION

COMES NOW the Office of the Public Counsel (Public Counsel) and for its Notice to the Commission states as follows:

1. On September 12, 2008, Raytown Water Company (Raytown or Company) initiated a small company revenue increase request pursuant to the Missouri Public Service Commission (Commission) Rule 4 CSR 240-3.050.
2. On February 9, 2009, the Staff of the Missouri Public Service Commission (Staff) filed a Notice of Company/Staff Agreement Regarding Disposition of Small Sewer Company Rate Increase Request (Staff/Company Disposition) indicating an agreement between Staff and Raytown for a water rate increase of \$317,990 annually (approximately 11.67%). Public Counsel did not join in the agreement.
3. Subsequent to the filing of the Staff/Company Disposition, Public Counsel, Staff and Raytown have been in active discussion regarding a resolution of this matter.
4. Public Counsel believes that a resolution to its issues has been achieved through these discussions and now gives notice to the Commission of its belief that a Unanimous Disposition Agreement between Staff, Raytown and Public Counsel will be filed with the Commission shortly.

5. However, out of an abundance of caution, Public Counsel does not wish to waive its right to a local public hearing in this matter should the Unanimous Disposition Agreement not come to fruition in a timely manner. The amount of increase proposed in the Staff/Company Disposition is quite significant and, given the lack of a Unanimous Disposition, the customers should have the opportunity to voice their comments to the Commission at a local public hearing. Therefore, pursuant to 4 CSR 240-3.050(15), Public Counsel requests a local public hearing.

6. Should a Unanimous Disposition Agreement be timely filed with the Commission, Public Counsel will then withdraw its request for a local public hearing.

WHEREFORE, Public Counsel respectfully submits its Notice and, out an abundance of caution, its request for a local public hearing.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

/s/ Christina L. Baker

By: _____

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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 16th day of March 2009:

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