

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

The Staff of the Missouri Public Service Commission,)	
)	
Complainant,)	
v.)	<u>File No. WC-2011-0253</u>
)	<u>and SC-2011-0254</u>
Dennis Kallash, individually and as agent)	
for Bennington, Inc. and Bennington Water)	
Inc.; Toni Kallash, individually and as agent)	
for Bennington, Inc., and Bennington Water)	
Inc.; Bennington, Inc., and Bennington)	
Water, Inc.,)	
Respondents)	

ORDER SETTING PREHEARING CONFERENCE

Issue Date: March 21, 2011

Effective Date: March 31, 2011

On February 10, 2011, the Staff of the Missouri Public Service Commission filed a complaint against the above-named Respondents. On March 17, Respondents filed an answer.

This matter is now at issue and a prehearing conference and procedural schedule are appropriate to ensure its prompt resolution. At the prehearing conference, the parties or their representatives should be prepared to discuss the nature of any discovery each will conduct and the interval necessary for its completion; the number of witnesses each expects to call at hearing; the number and nature of any exhibits each expects to offer at hearing; and the anticipated length of the hearing. The parties or their representatives should also be prepared to discuss the current status of settlement negotiations. It is expected that the prehearing conference will provide an opportunity for the parties to further

pursue settlement discussions. The Judge will also expect the parties to be prepared to discuss consolidating the water and sewer complaints.

The parties shall jointly file a proposed procedural schedule. The proposed procedural schedule shall establish dates for the filing of a list of the issues to be determined by the Commission and statements by the parties of their position on each such issue. The proposed procedural schedule shall also include a date for the filing of a list of the witnesses to be called on each day of hearing, the order in which they shall appear and the order of cross-examination agreed upon by the parties. The proposed procedural schedule shall also establish dates for the hearing of this matter. The parties will discuss the filing of a procedural schedule at the prehearing conference.

Any party wishing to participate in the hearing by telephone must contact the Judge no later than March 31, 2011 at 573-751-8518.

THE COMMISSION ORDERS THAT:

1. A prehearing conference shall be held on April 5, 2011, beginning at 10:00 a.m. The hearing will be held in room 305 of the Governor Office Building located at 200 Madison Street, Jefferson City, Missouri. This hearing will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this public hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the prehearing conference.

2. This order shall become effective on March 31, 2011.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Kennard L. Jones, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 21st day of March, 2011.