

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of U.S.
Water Company for An Extension
to File its 2011 Annual Report

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File No. WE-2012-0346

NOTICE OF DEFICIENCY

Issue Date: April 17, 2012

On April 16, 2012, the Missouri Public Service Commission received a request asking the Commission to extend the due date for U.S. Water Company's 2011 annual report. The company requests a 30-day extension of the filing date from April 15, 2012, to May 15, 2012. Commission Rule 4 CSR 240-3.640(1) requires all water utilities to "submit an annual report to the commission on or before April 15 of each year."

Commission Rule 4 CSR 240-3.640(7) states:

A water utility that is unable to meet the submission date established in section (1) of this rule may request an extension of greater than thirty (30) days for submitting its annual report by:

- (A) Filing a pleading, in compliance with the requirements of Chapter 2 of 4 CSR 240, which states the reason for and the length of the extension being requested, with the commission prior to April 15; and
- (B) Certifying that a copy of the pleading was sent to all parties of record in pending cases before the commission where the utility's activities are the primary focus of the proceedings.

U.S. Water Company has failed to meet the requirements of Chapter 2 of 4 CSR 240. Although the request states the reason for and the length of the extension being requested, the request filed, is not a pleading as required by 4 CSR 240-3.640(7)(A). In

addition, the request filed by U.W. Water Company does not comply with the requirements set forth in 4 CSR 240-3.640(7)(B).

U.S. Water Company's filing is deficient and the Commission will take no further action on the request for an extension to file the annual report. The Commission will leave the file open until May 1, 2012, to allow U.S. Water Company to correct the deficiency. If no response is filed by that time, the Commission will reject the application and close the file. Any future filings regarding this matter may be filed in this case, File No. WE-2012-0346.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'S. Reed', is positioned above the printed name of the Secretary.

Steven C. Reed
Secretary

(S E A L)

Dated at Jefferson City, Missouri,
on this 17th day of April, 2012.

Stearley, Deputy Chief Regulatory Law Judge