

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

In the Matter of the Petition for an Interim)
Receiver and for an Order Directing the)
General Counsel to Petition the Circuit)
Court for the Appointment of a Receiver)
for Misty Water Works.)

Case No. WO-2024-0036

MOTION FOR CONTINUANCE

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”), by and through counsel, and moves for a continuance of the September 14, 2023 evidentiary hearing in this matter, and in support, states as follows:

1. On August 15, 2023, Staff filed a Petition for Interim Receiver pursuant to § 393.145, RSMo, asking the Commission to direct its General Counsel to petition the Circuit Court of Cole County, Missouri to appoint a receiver for Misty Water Works and to appoint an interim receiver for Misty Water Works. Staff’s Petition included a motion for expedited treatment.

2. The evidentiary hearing in this matter is scheduled for September 14, 2023.

3. Staff’s counsel assigned to this case will be out of town from September 13, 2023 through September 19, 2023. This absence was scheduled prior to the hearing in this case being set by the Commission.

4. The other Staff counsel assigned to this case will be leaving her employment with the Commission prior to September 14, 2023, and will not have a replacement in place prior to the scheduled hearing.

5. Staff's Petition was served upon Misty Water Works and upon Leon Travis Blevins and Patricia Blevins, the individual(s) identified as its owners, by certified mail on or about August 21, 2023. The certified mail receipts of service were filed in EFIS on August 25, 2023.

6. Staff asks that the hearing in this matter be rescheduled to a date after September 21, 2023, so that counsel for Staff will be available. The Staff provides the following conflict dates:

September: 13 – 19 and 22 – 29

October: 6, 13, and 16 - 20

7. The Staff's request is made in the interest of justice and not for the purpose to unnecessarily impede or delay these proceedings.

WHEREFORE, Staff request the Commission issue an order rescheduling the hearing in this matter to a date after September 21, 2023, and for such other orders and relief as it deems just and reasonable under the circumstances.

Respectfully submitted,

/s/ Carolyn H. Kerr

Carolyn H. Kerr

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Missouri Public Service Commission

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 30th day of August, 2023, to all parties and counsel of record.

/s/ Carolyn H. Kerr