

NEWMAN, COMLEY & RUTH

PROFESSIONAL CORPORATION

ATTORNEYS AND COUNSELORS AT LAW

MONROE BLUFF EXECUTIVE CENTER

601 MONROE STREET, SUITE 301

P.O. BOX 537

JEFFERSON CITY, MISSOURI 65102-0537

www.ncrpc.com

ROBERT K. ANGSTEAD

ROBERT J. BRUNDAGE

MARK W. COMLEY

CATHLEEN A. MARTIN

STEPHEN G. NEWMAN

JOHN A. RUTH

TELEPHONE: (573) 634-2266

FACSIMILE: (573) 636-3306

January 19, 2005

The Honorable Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102-0360

Re: Case No. WO-2005-0086

Dear Judge Roberts:

Enclosed for filing in the referenced matter please find the original and five copies of a Motion for Leave To File Pretrial Brief One Day Out of Time.

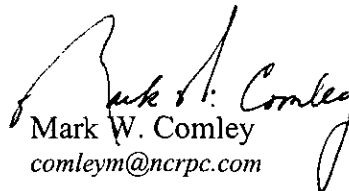
Would you please bring this filing to the attention of the appropriate Commission personnel.

Thank you.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:


Mark W. Comley
comleym@ncrpc.com

MWC:ab

Enclosure

cc: Office of Public Counsel
General Counsel's Office
Dean L. Cooper
Gregory Williams
Terry Allen
Tim Duggan
Karen Medders

FILED⁴

JAN 19 2005

Missouri Public
Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED⁴

JAN 19 2005

Missouri Public
Service Commission

In the Matter of the Joint Application of)
Missouri-American Water Company and Both)
Osage Water Company and Environmental)
Utilities, L.L.C. for Authority for Missouri-)
American Water Company to Acquire the)
Water and Sewer Assets of both Entities, and)
for the Transfer to Missouri-American Water)
Company of Certificates of Convenience and)
Necessity to Continue Operation of Such Assets)
as Water and Sewer Corporations Regulated)
by the Missouri Public Service Commission)

Case No. WO-2005-0086

MOTION FOR LEAVE
TO FILE PRETRIAL BRIEF ONE DAY OUT OF TIME

COMES NOW Cedar Glen Condominium Owners Association, Inc. (hereinafter sometimes Cedar Glen), and pursuant to 4 CSR 240-2.050(3) respectfully requests an extension of one day within which to file its pretrial brief in this matter. In support thereof, Cedar Glen submits the following to the Commission:

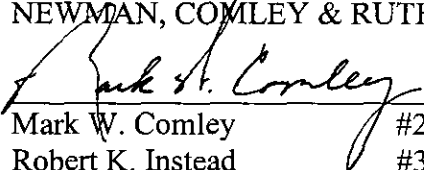
1. The Commission's revised procedural schedule provides that pretrial briefs of the parties are due today, January 19, 2005.
2. Because of their travel schedules this week, Cedar Glen representatives have not yet had a meaningful opportunity to review the pretrial brief in this matter and Cedar Glen requests that it be granted an additional day for that review and to file its pretrial brief.

WHEREFORE, Cedar Glen respectfully requests that it be allowed to file its pretrial brief one day out of time.

Respectfully submitted,

NEWMAN, COMLEY & RUTH P.C.

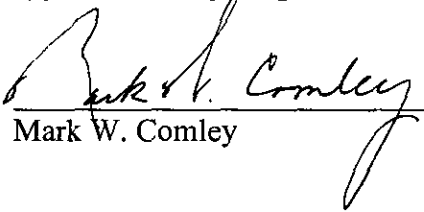
By:


Mark W. Comley #28847
Robert K. Instead #37795
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, MO 65102-0537
(573) 634-2266
(573) 636-3306 (FAX)

Attorneys for Cedar Glen Condominium Owners
Association, Inc.

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail on this 19th day of January, 2005, to General Counsel's Office at gencounsel@psc.state.mo.us; Office of Public Counsel at opcservice@ded.state.mo.us; Dean L. Cooper at dcooper@brydonlaw.com; Gregory Williams at gregwms@charterinternet.com; Terry Allen at tallen@allenholdenlaw.com; Tim Duggan at tim.duggan@ago.mo.gov.


Mark W. Comley