

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

The Staff of the Missouri Public Service Commission,	)	
	)	
Complainant,	)	<b><u>Case No. WC-2017-0318</u></b>
	)	
v.	)	
	)	<b><u>Case No. SC-2017-0319</u></b>
Highway H Utilities, Inc.,	)	
	)	
Respondent.	)	

**MOTION TO DISMISS**

**COMES NOW** the Staff of the Missouri Public Service Commission, through counsel, and hereby states as follows:

1. Staff filed its *Complaints* on June 2, 2017, and on September 19, 2017, the Commission issued its *Order Granting Motion for Default Determination*.
2. On October 17, 2017, Highway H Utilities, Inc. ("Highway ") filed a *Motion to Stay Proceedings* during the pendency of its transfer of assets, which is being handled in case no. SM-2018-0095.
3. On October 25, 2017, the Commission issued its *Order Granting Motion to Stay Proceedings*.
4. On April 20, 2018, the Commission granted Highway H the authority to transfer its water system assets to the City of Waynesville and its sewer system assets to Pulaski County Sewer District Number 1, in case no. SM-2018-0095.
5. On April 30, 2018, the Commission received notice of the closing on the assets.

6. The concerns that caused Staff to file the Complaint are resolved by the transfer of assets to non-regulated utilities and no longer need to be pursued in this complaint case.

7. Staff now moves to dismiss its Complaints against Respondents, Case Nos. WC-2017-0318 and SC-2017-0319.

**WHEREFORE**, Staff respectfully submits its *Motion to Dismiss* for the Commission's information and consideration and further requests that this matter be dismissed and the case be closed.

Respectfully submitted,

**/s/ Marcella L. Forck**

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### **CERTIFICATE OF SERVICE**

I hereby certify that true and correct copies of the foregoing were mailed, electronically mailed, or hand-delivered to all counsel of record this 2<sup>nd</sup> day of May, 2018.

**/s/ Marcella L. Forck**