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

In the Matter of the Rate Increase for ) Whiteside Hidden Acres, LLC. ) File No. WR-2011-0024

## THE OFFICE OF THE PUBLIC COUNSEL'S POSITION STATEMENT

COMES NOW the Office of the Public Counsel (Public Counsel) and for its Position Statement states as follows:

1. On July 28, 2010, Whiteside Hidden Acres, LLC (Whiteside) initiated a small company rate increase proceeding with the Missouri Public Service Commission (Commission) requesting an increase in its water rates of \$8,505.76 (125%) per year.

2. On December 23, 2010, the Staff of the Missouri Public Service Commission (Staff) filed a Notice of Agreement Regarding Disposition of Small Company Rate Increase Request (Company/Staff Agreement) indicating an agreement between Staff and Whiteside for a water rate increase of \$7,464 annually (approximately 103.75%). Public Counsel did not join in the agreement.

3. Revised tariff sheets reflecting the proposed rates agreed to in the Company/Staff Agreement were filed by Whiteside on December 30, 2010.

4. On March 7, 2011, a local public hearing was held to provide customers the opportunity to comment on the proposed rate increase.

5. 4 CSR 240-3.050 (19) requires Public Counsel to file, no later than ten (10) working days after the local public hearing, a pleading stating its position regarding the Company/Staff Agreement and the related tariff revisions, or requesting that the Commission hold an evidentiary hearing, and providing the reasons for its position or request.

6. Pursuant to the requirements in 4 CSR 240-3.050 (19), Public Counsel now states that it does not object to the Company/Staff Agreement or the related tariff revisions filed in the above stated case.

WHEREFORE, Public Counsel respectfully submits its Position.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

## /s/ Christina L. Baker

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## **CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to the following this 16<sup>th</sup> day of March 2011:

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/s/ Christina L. Baker