

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

In the Matter of the Joint Application of Moore )  
Bend Water Company, Inc. and Moore Bend )  
Water Utility, LLC for Authority of Moore Bend )  
Water Company, Inc. to Sell Certain Assets to )  
Moore Bend Water Utility, LLC Sewer )

**Case No. WM-2012-0335**

**STAFF'S STATUS UPDATE AND RECOMMENDATION**

**COMES NOW** the Staff of the Missouri Public Service Commission (Staff), by and through counsel, and for its *Status Update and Recommendation*, hereby states:

1. On April 11, 2012, Moore Bend Water Company, Inc. (MBWC) and Moore Bend Water Utility, LLC (MBWU), filed a joint application for approval of the sale of certain assets from MBWC to MBWU.

2. On April 12, 2013, the Missouri Public Service Commission (Commission) issued an *Order Directing Filing of Application for Certificate of Convenience and Necessity*, which directed MBWU to file an application for a Certificate of Convenience and Necessity (CCN).

3. On April 24, 2013, the Commission issued an *Order Authorizing Transfer of Assets*, which was to be effective concurrently with the effective date of an order from the Commission granting MBWU a CCN.

4. Staff has been in periodic contact with MBWU and MBWC during the five months since the Commission issued its orders and believes the two entities are now in a position to effectuate the transfer of assets by having MBWU file an application for a CCN. However, despite Staff's encouragement, MBWU has not done so.

5. Staff has gathered no information from MBWU indicating it would be unable to file an application for a CCN by September 30, 2013.

**WHEREFORE**, Staff respectfully recommends the Commission order Moore Bend Water Utility, LLC to file its application for a Certificate of Convenience and Necessity or, in the alternative, a status report explaining why it is unable to do so, by September 30, 2013.

Respectfully submitted,

**/s/ Amy E. Moore**

Amy E. Moore

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### **CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed with first-class postage, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 16<sup>th</sup> day of September, 2013.

**/s/ Amy E. Moore**