

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

The Office of the Public Counsel,	)	
	)	
Complainant,	)	
	)	
v.	)	<b><u>File No. WC-2016-0252</u></b>
	)	
Moore Bend Water Utility, LLC	)	
	)	
Respondent.	)	
	)	
CERTIFIED MAIL	)	

**ORDER GIVING NOTICE OF CONTESTED CASE, DIRECTING RESPONDENT  
TO FILE ANSWER, AND DIRECTING STAFF INVESTIGATION**

Issue Date: April 1, 2016 Effective Date: April 1, 2016

On March 31, 2016, the Office of the Public Counsel (“OPC”) filed a formal complaint with the Missouri Public Service Commission against Moore Bend Water Utility, LLC (“Moore Bend”), a public utility regulated by the Commission. A copy of the complaint accompanies this notice. This is a contested case<sup>1</sup> pursuant to Section 386.390, RSMo 2000.

The Commission will set a 30-day deadline for Moore Bend to file an answer. In the alternative, Moore Bend may file a written request that the complaint be referred to a neutral third-party mediator for voluntary mediation. Upon receipt of requests for mediation, the 30-day time period shall be tolled while the Commission ascertains whether OPC is also willing to submit to voluntary mediation. If OPC agrees to

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<sup>1</sup> A “[c]ontested case’ means a proceeding before an agency in which legal rights, duties or privileges of specific parties are required by law to be determined after hearing.” Section 536.010.4, RSMo Supp. 2013.

mediation, the time within which answers are due shall be suspended pending the resolution of mediation. Additional information regarding the mediation process is enclosed. If OPC declines to mediate the dispute, Moore Bend will be notified in writing that the tolling has ceased and will also be notified of the date by which answers must be filed. That period is usually the remainder of the original 30-day period.

As required by Section 536.067(2)(f), RSMo 2000, the Commission informs the parties that the Commission's provisions governing procedures before the Commission, including provisions relating to discovery, are found at Commission rule 4 CSR 240-2.090. The Commission will also set a deadline for its Staff to file a report on the complaint.

**THE COMMISSION ORDERS THAT:**

1. The Commission's Data Center shall send, by certified mail, a copy of this notice and order and a copy of the complaint to the following:

Attn: Moore Bend Water Utility, LLC  
David Wieland, Registered Agent  
1548 E. Primrose  
Springfield, Missouri 65804

2. Moore Bend Water Utility, LLC, shall file an answer to the complaint or request mediation no later than May 2, 2016. All pleadings (the answer, the notice of satisfaction of complaint, or request for mediation) shall be filed using the Commission's Electronic Filing and Information System ("EFIS") or by mail to the Secretary of the Commission.

3. The Staff of the Missouri Public Service Commission shall file a report with the Commission no later than June 2, 2016.

4. This order shall be effective when issued.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Kim S. Burton, Senior Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 1<sup>st</sup> day of April, 2016.