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July 3, 2002

HAND DELIVERY

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Judge
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

**Re: Office of the Public Counsel v Warren County Water and Sewer
Company and Gary L. Smith, WC-2002-155, et al.**

Dear Mr. Roberts:

Enclosed for filing in the above case is original and eight copies of **REQUEST FOR HEARING AND MOTION TO STAY BRIEFING SCHEDULE**.

If you have any questions concerning this filing, please contact Paul DeFord in our Kansas city office or Kurt Schaefer here in our Jefferson City office.

Thank you for your attention to this matter.

Sincerely,

LATHROP & GAGE L.C.

By: 

Susan Kliethermes
Paralegal

enclosures

cc: All parties of record

12403.2

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BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Office of the Public Counsel,)	
Complainant,)	
)	
v.)	Case No. WC-2002-155, et al.
)	
Warren County Water and Sewer)	
Company and Gary L. Smith,)	
Respondents.)	
)	

REQUEST FOR HEARING
AND MOTION TO STAY BRIEFING SCHEDULE

COMES NOW Warren County Water and Sewer Company and Gary L. Smith (collectively, "Warren County") and for their Request for Hearing and Motion to Stay Briefing Schedule state as follows:

1. On July 2, 2002, the Missouri Public Service Commission (the "Commission") issued its Order Regarding Motions to Reopen the Record and Establishing Briefing Schedule in the above- captioned matter. Therein, the Commission indicates that Respondents may file a response to Exhibit 21 or request the opportunity to conduct cross-examination with respect to Exhibit 21 no later than July 9, 2002. The Commission also indicated that Initial Briefs are due July 9 and Reply Briefs are due July 31, 2002.

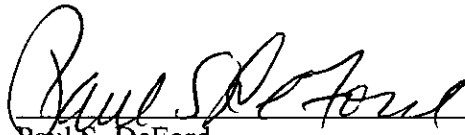
2. Respondents hereby request the opportunity to cross examine the sponsor or sponsors of Exhibit 21. Procedural due process mandates that Respondents be allowed the opportunity to conduct such cross examination.

3. In light of the fact that the record in this case is not complete, Respondents submit that it would be premature to submit briefs. Respondents therefore request that the briefing schedule of this case this case be stayed until such time as the evidentiary record before the Commission is complete.

WHEREFORE, for all of the foregoing reasons, Respondents Warren County Water and Sewer Company and Gary L. Smith request that the Commission schedule a hearing date upon which the sponsor or sponsors of Exhibit 21 may be cross examined and stay the briefing schedule in this matter until such time as the evidentiary record is complete.

Respectfully submitted,

LATHROP & GAGE, L.C.



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ATTORNEYS FOR WARREN COUNTY WATER
AND SEWER COMPANY AND GARY L.
SMITH

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing document were served to the following by first class mail or hand-delivery on this 3rd day of July, 2002:

Mr. Dan Joyce
Office of General Counsel
Missouri Public Service Commission
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200 Madison Street
Jefferson City, Missouri 65101

Mr. Keith Krueger
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