

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of Lake Region)
Water & Sewer Company for a Certificate of)
Convenience and Necessity Authorizing It to)
Construct, Install, Own, Operate, Control, Manage) **Case No. WA-2005-0463, et al.**
and Maintain a Water and Sewer System for the)
Public Located in an Unincorporated Area in)
Camden County, Missouri)

ORDER DIRECTING APPLICANT TO RESPOND

Issue Date: April 10, 2006

Effective Date: April 10, 2006

On June 2, 2005, Lake Region Water & Sewer Company filed an application requesting authority to provide water and sewer service to an unincorporated portion of Camden County, Missouri. The Commission initially directed its Staff to file a recommendation regarding that application no later than August 26. At the request of Staff, the date for the filing of a recommendation was extended to October 25, December 27, February 27, and then again to March 29. On March 29, Staff filed a motion asking the Commission to order Lake Region to show cause why its application should not be dismissed without prejudice.

Staff explained that it has been unable to file a recommendation regarding Lake Region's application because that company is involved in continuing negotiations with the developer of the subdivision that the company intends to serve. Those negotiations will affect the development of an appropriate customer connection charge and Staff cannot offer its recommendation until those negotiations are complete. Staff believes that, rather

than allow the current application to remain unresolved, the Commission should dismiss Lake Region's pending application and give the company leave to file a new application after it completes its negotiations with the developer.

Lake Region has not responded to Staff's motion for a show-cause order and that may mean that the company does not object to the dismissal of its application. However, Staff's motion never actually asks the Commission to dismiss the application, so Lake Region's failure to respond may simply mean that it awaits the opportunity to show cause why its application should not be dismissed. To avoid any possible confusion, the Commission will direct Lake Region to explain why its application should not be dismissed.

IT IS ORDERED THAT:

1. No later than April 20, 2006, Lake Region Water & Sewer Company shall file a pleading explaining why its application for certificates of convenience and necessity to operate a water and sewer system should not be dismissed.
2. This order shall become effective on April 10, 2006.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Morris L. Woodruff, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 10th day of April, 2006.