

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

In the Matter of the Joint Application of)
Missouri-American Water Company and)
Roark Water & Sewer, Inc., for Authority)
for Missouri-American Water Company to)
Acquire Certain Assets of Roark Water &)
Sewer, Inc., and, in Connection Therewith,)
Certain Other Related Transactions.)

File No. WO-2011-0213

In the Matter of the Joint Application of)
Missouri-American Water Company and)
Roark Water & Sewer, Inc., for Authority)
for Missouri-American Water Company to)
Acquire Certain Assets of Roark Water &)
Sewer, Inc., and, in Connection Therewith,)
Certain Other Related Transactions.)

File No. SO-2011-0214

ORDER DIRECTING NOTICE AND ORDER DIRECTING FILING

Issue Date: January 4, 2011

Effective Date: January 4, 2011

On December 31, 2010, Missouri-American Water Company and Roark Water & Sewer, Inc., filed a joint application with the Commission requesting authority to sell the water and sewer system assets of Roark to MAWC. Roark provides water and sewer service to the public in and around parts of Stone and Taney Counties in Missouri. Roark currently provides water and sewer service to approximately 650 customers. The applicants request that the certificates of Roark to provide water and sewer service in these areas be “transferred” to MAWC and that MAWC be granted a certificate to operate in these areas.

The joint applicants indicate that if the transactions are approved, there will be no effect on the tax revenue of either county.

The Commission finds that notice of this application should be sent to interested persons and an intervention date set. The Commission determines that notice of this application should be given by the Commission's Data Center sending a copy of this order to the County Commissions of Stone County and Taney County. The Commission further determines that the Information Officer of the Commission should provide notice to the members of the General Assembly representing Stone and Taney Counties and to the newspapers which serve that area.

Proper persons wishing to intervene shall do so as directed below. The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party requests a hearing, the Commission may determine that a hearing is not necessary and a decision may be made based upon the verified pleadings.¹

The Commission Staff shall also file a recommendation or preliminary response as directed below.

THE COMMISSION ORDERS THAT:

1. The Data Center shall send a copy of this order to the County Commissions of Stone and Taney Counties in Missouri.

2. The Information Officer of the Missouri Public Service Commission shall send notice the members of the General Assembly representing Stone and Taney Counties and to the newspapers which serve Stone and Taney Counties as listed in the newspaper directory of the current *Official Manual of the State of Missouri*.

¹ *State ex rel. Rex Deffenderfer Enterprises, Inc. v. P.S.C.*, 776 S.W.2d 494, 496 (Mo. App. 1989).

3. Any interested person wishing to intervene in this case shall file an application to intervene on or before January 24, 2011, with:

Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

4. No later than January 31, 2011, the Staff of the Missouri Public Service Commission shall file its recommendation or a preliminary response to the application.

5. This order shall become effective upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Nancy Dippell, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 4th day of January, 2011.