

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 19<sup>th</sup> day  
of August, 2015.

In the Matter of the Joint Application of Woodland	)	
Manor Water Company, LLC and Woodland Manor	)	
Water Utility, LLC for Authority for Woodland Manor	)	<b><u>File No. WO-2015-0077</u></b>
Company, LLC to Sell Assets to Woodland Manor	)	
Utility, LLC	)	

**ORDER DISMISSING REQUEST  
FOR AUTHORITY TO TRANSFER ASSETS**

Issue Date: August 19, 2015

Effective Date: September 18, 2015

Section 393.190.1 requires Commission approval for the transfer of assets of a regulated utility. On September 24, 2014, Woodland Manor Water Company, LLC (Transferor) and Woodland Manor Water Utility, LLC (Transferee) filed a joint application for authority to sell assets. After investigating the request, the Staff of the Commission filed a pleading on February 6, 2015, stating that it is unable to recommend approval of the transaction. Generally, Staff states that it has concerns about the Transferee's ability to properly operate current regulated utilities and that adding another would not be in the public interest.

On May 27, 2015, The Commission directed the applicants to file a response to Staff's pleading, specifically stating whether they wanted to proceed to an evidentiary hearing. The applicants failed to file a response.

Commission rule 4 CSR 240-2.116(2) states that cases may be dismissed for lack of prosecution if no action has occurred in 90 days and no party has filed a pleading

requesting a continuation beyond that time. Staff filed its recommendation on February 6, 2015. After the passing of 110 days with no activity in the case, the Commission directed the applicants to file a pleading stating whether they wished to proceed toward a hearing. They failed to respond. Commission rule 4 CSR 240-2.116 (3) states that an applicant may be dismissed from a case for failing to respond to a Commission order.

Due to the passage of time in this case, with no action by either party, and for the applicant's failure to respond to a Commission order, the Commission will dismiss this case.

**THE COMMISSION ORDERS THAT:**

1. This case is dismissed without prejudice.
2. This order shall become effective on September 18, 2015.
3. This file shall be closed on September 19, 2015.



**BY THE COMMISSION**

A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Hall, Chm., Stoll, Kenney,  
Rupp, and Coleman, CC., concur.

Jones, Senior Regulatory Law Judge