

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 16th day
of December, 2015.

In the Matter of Staff's Investigation into the
Conduct of the Court-Appointed Receiver for
M.P.B., Inc.; P.C.B., Inc.; and Rogue Creek
Utilities, Inc.

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File No. WO-2016-0139

ORDER OPENING AN INVESTIGATION

Issue Date: December 16, 2015

Effective Date: December 16, 2015

On December 8, 2015, the Commission's Staff filed a motion asking the Commission to open an investigation into the conduct of the court-appointed receiver for three small water and sewer utilities (M.P.B., Inc.; P.C.B., Inc.; and Rogue Creek Utilities, Inc.). The motion explains that Staff is concerned that the receiver – Johansen Consulting, LLC – is failing to properly attend to the business of those utilities.

Section 393.270.1, RSMo 2000, gives the Commission authority to investigate the operations of the water and sewer utilities, including the actions of the receiver in operating those utilities. The Commission does not need to open a formal case for Staff to conduct such an investigation, but the creation of an investigative case will assist Staff in working with the companies and the receiver, to ensure their compliance with all statutes and regulations. In addition, an open case will afford Staff an opportunity to report to the Commission as appropriate.

This is only an investigative case and is not a contested case. The Commission will not take any action against the utilities or the receiver within the confines of this case. If the investigation reveals that any such action may be appropriate, Staff may file a formal

complaint or other appropriate pleading within a new case file to institute contested case procedures.

THE COMMISSION ORDERS THAT:

1. The Commission's Staff shall undertake an investigation of the conduct of Johansen Consulting, LLC as receiver for M.P.B., Inc.; P.C.B., Inc.; and Rogue Creek Utilities, Inc.
2. The Commission's data center shall provide a copy of this order to Johansen Consulting, LLC; M.P.B., Inc.; P.C.B., Inc.; and Rogue Creek Utilities, Inc.
3. Staff shall file a progress report regarding its investigation no later than February 16, 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

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

Woodruff, Chief Regulatory Law Judge