

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

Susan D. Jaeger,	)	
	)	
Complainant,	)	
	)	
v.	)	<b><u>Case No. WC-2006-0550</u></b>
	)	
Joe Hybl, 2312 Highway "F,"	)	
Wright City, Missouri 63390,	)	
	)	
Respondent.	)	

**ORDER DIRECTING FILING**

Issue Date: March 5, 2007

Effective Date: March 5, 2007

Susan D. Jaeger filed a complaint against Joseph Hybl on June 27, 2006. In that complaint, Ms. Jaeger claims the water service at her residence, 124-Kit Drive, Wright City, Missouri, was disconnected on May 4, 2006. On August 28, 2006, Mr. Hybl answered the complaint. The Staff of the Missouri Public Service Commission filed its verified investigation report on August 23, 2006.

On September 19, 2006, Staff filed a Motion to Cancel Expedited Hearing. In support of its motion, Staff stated that the hearing was no longer needed for three reasons. First, Complainant's water service had been restored. Second, the Staff filed a formal complaint against Mr. Hybl and the homeowners' association alleging they were operating a water utility without a certificate of convenience and necessity resulting in the opening of Case No. WC-2007-0088. Third, on August 29, 2006, a consent order was entered in the

Warren County Circuit Court. As part of the consent order, Respondent agreed to restore Complainant's water service and file for a certificate of convenience and necessity.

The Commission agreed with its Staff that the issues before the Commission in this case would likely be made moot by actions taken in either the complaint or certification case. Further, Complainant's water service had been restored. The Commission found that the Staff's request to cancel the expedited hearing in this case was reasonable and granted it in an order dated September 18, 2006.

Since that date, the Complaint filed by the Staff against Mr. Hybl and the homeowner's association has been dismissed and Commission Case No. WC-2007-0088 has been closed. Further, neither Mr. Hybl nor the homeowner's association has filed an application for a certificate of convenience and necessity.

So that it may be aware of progress in this case, the Commission will direct its Staff to file a pleading indicating the status of Ms. Jaeger's complaint and a recommendation regarding her complaint.

**IT IS ORDERED THAT:**

1. The Staff of the Commission shall, no later than March 16, 2007, file a pleading advising the Commission of the status of Susan D. Jaeger's complaint against Joe Hybl and when Staff will be able to file its recommendation regarding her complaint.

2. This order shall become effective on March 5, 2007.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

( S E A L )

Cherlyn Voss, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 5th day of March, 2007.