

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 28th day
of May 2010.

In the Matter of I.H. Utilities, Inc.,)
Small Company Rate Increase)

File No. WR-2010-0048

ORDER GRANTING MOTION TO MODIFY

Issue Date: May 28, 2010

Effective Date: June 7, 2010

The Missouri Public Service Commission is granting the motion to modify.

Procedure

The Commission decided the rate increase request of I.H. Utilities, Inc. ("I.H.") by order issued under this file number on October 21, 2010 ("decision"). The decision incorporated the terms of the parties' disposition agreement ("agreement"). The agreement established safe and adequate service, at just and reasonable rates according to the decision. The decision was the subject of no motion for rehearing. Therefore, the decision became final on October 27, 2010.

On April 19, 2010, Staff filed the motion to modify ("motion") the decision. On April 22, 2010, the Commission gave all parties to the rate increase action notice of a contested case. On May 18, 2010, Staff filed a pleading representing that I.H. agrees with the motion. On May 24, 2010, the Office of Public Counsel ("OPC") filed a response to the pleading stating no opposition to the motion. The Commission received no other filings.

Because I.H. agrees with the motion and OPC has stated no opposition the motion, the Commission will treat the motion and pleading as a unanimous stipulation and

agreement disposing of this action,¹ so the Commission's decision need not include separately stated findings of fact and conclusions of law.²

Merits

About four months after the Commission issued the decision, I.H.'s president, co-owner and principle operator died. That event caused I.H. to miss certain of the agreement's deadlines. The status of compliance with such deadlines, when Staff filed the motion, was as follows:

<i>Agreement Provision</i>	<i>Deadline</i>	<i>Status</i>
(12) Within three (3) months of the effective date of an order approving this Disposition Agreement, the Company will implement the following recommendations and provide documentation to support its actions to the Commission's Auditing Manager: * * * c. The Company will obtain adequate commercial insurance coverage on all of the Company's business facilities. The Company will provide a copy of the insurance policy to the Auditing Manager when the policy is issued and will notify the Auditing Manager of any changes to the policy in the future.	January 27, 2010	I.H. has obtained one quote from an insurance vendor, and is in the process of obtaining additional quotes prior to securing insurance.
(13) Within three (3) months of the effective date of an order approving this Disposition Agreement, the Company will implement the following recommendations and provide proof of completion to the Manager of the Commission's Water and Sewer Department (Water and Sewer	January 27, 2010	I.H. has contacted a surveyor to complete this provision.

¹ 4 CSR 240-2.115.

² Section 536.090, RSMo 2000.

<p>Manager):</p> <p>a. The Company will have a survey completed of the land that contains all the wells, well buildings, storage tank, and chlorine building and any easements. In addition, the owners of the property will lawfully transfer any property not in the Company's name to the Company and will provide copies of deeds to the Water and Sewer Manager as outlined above.</p>		
<p>(14) Within six (6) months of the effective date of an order approving this Disposition Agreement, the Company will implement the following recommendations and provide proof of completion to the Water and Sewer Manager:</p> <p style="text-align: center;">* * *</p> <p>b. The Company will install a master meter in well two.</p>	<p>April 27, 2010</p>	<p>Extending the deadline will allow I.H. time to arrange completion of installation of a master meter on the water system's well two.</p>

For each of those deadlines, Staff and I.H. seek an extension of 45 days from the effective date of this order. On review of the pleadings, the Commission independently finds and concludes that granting the motion will establish safe and adequate service at just and reasonable rates. Therefore, the Commission will grant the motion.

THE COMMISSION ORDERS THAT:

1. The motion to modify is granted and the deadlines described in the body of this order are extended until July 22, 2010.
2. This order shall become effective on June 7, 2010.

3. This file shall close on June 8, 2010.

(S E A L)

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'S. Reed', is positioned above the printed name.

Steven C. Reed
Secretary

Clayton, Chm., Davis, Jarrett, Gunn,
and Kenney, CC., concur.

Jordan, Regulatory Law Judge