

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

The Staff of the Missouri Public Service Commission,	)	
	)	
	)	
Complainant,	)	
	)	
v.	)	<b><u>Case No. WC-2018-0002</u></b>
	)	
Port Perry Service Company,	)	
Michael E Yamnitz	)	<b><u>Case No. SC-2018-0003</u></b>
728 PCR 724	)	
Perryville, MO 63775	)	
	)	
Respondent.	)	

**MOTION TO DISMISS**

**COMES NOW** the Staff of the Missouri Public Service Commission, by and through the undersigned counsel, and hereby states as follows:

1. On July 6, 2017, Staff filed its *Complaint* against Respondent alleging a failure to file the Company's 2016 annual reports.

2. On July 17, 2017, Respondent submitted its annual reports, and Staff found a deficiency requiring a response by August 14, 2017. On July 24, 2017, Respondent re-submitted its annual reports. Staff reviewed the annual report submissions and found no errors.

3. The concerns that caused Staff to file the *Complaint* are resolved by the completion of the annual reports with no errors and no longer need to be pursued in this complaint case.

4. Staff now moves to dismiss its *Complaint* against Respondent, Case Nos. WC-2018-0002 and SC-2018-0003.

**WHEREFORE**, Staff respectfully submits its *Motion to Dismiss* for the Commission's information and consideration and further requests that this matter be dismissed and the case be closed.

Respectfully submitted,

**/s/ Marcella L. Forck**

Missouri Bar No. 66098

Associate Staff Counsel

Attorney for the Staff of the

Public Service Commission

P. O. Box 360

Jefferson City, MO 65102

(573) 751-4140 (Telephone)

(573) 751-9265 (Fax)

[Marcella.Forck@psc.mo.gov](mailto:Marcella.Forck@psc.mo.gov)

#### **CERTIFICATE OF SERVICE**

I hereby certify that true and correct copies of the foregoing were mailed, electronically mailed, or hand-delivered to all counsel of record this 25<sup>th</sup> day of July, 2017.

**/s/ Marcella L. Forck**