

FRANKEL, RUBIN, BOND & DUBIN, P.C.

ATTORNEYS AT LAW

231 SOUTH BEMISTON AVENUE, SUITE 1111
ST. LOUIS (CLAYTON), MISSOURI 63105-1914
TELEPHONE: (314) 725-8000
FACSIMILE: (314) 726-5837

MARK S. RUBIN

November 25, 1998

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

FILED

NOV 30 1998

Missouri Public
Service Commission

Re: Cause Nos. SC-99-134 and SC-99-135

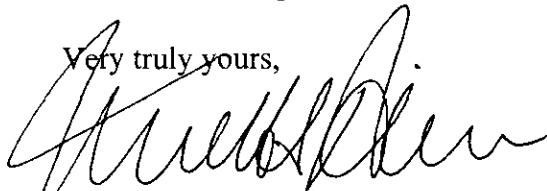
Dear Mr. Roberts:

Enclosed for filing with the Commission, please find an original and fourteen (14) copies of each Entry and Request for Additional Time.

Please see that these filings are brought to the attention of the appropriate Commission personnel.

Thanking you in advance for your attention to and cooperation in these matters.

Very truly yours,



Mark S. Rubin

MSR:dce
Enclosures

6

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

Staff of the Missouri Public Service
Commission)
)
)
Complainant,)
)
)
vs.)
)
House Springs Sewer Company, Inc.)
)
)
Respondent.)

Case No. SC-99-135

FILED

NOV 30 1998

Missouri Public
Service Commission

**ENTRY OF APPEARANCE ON BEHALF OF
RESPONDENT AND REQUEST FOR
ADDITIONAL TIME TO RESPOND TO COMPLAINT**

COMES NOW, Frankel, Rubin, Bond & Dubin, P.C. by Mark S. Rubin and enters as counsel on behalf of Patricia A. Fribis, Court-appointed Receiver of House Springs Sewer Company, Inc. and requests an additional thirty (30) days to and including December 28, 1998 and in support of said request, states as follows:

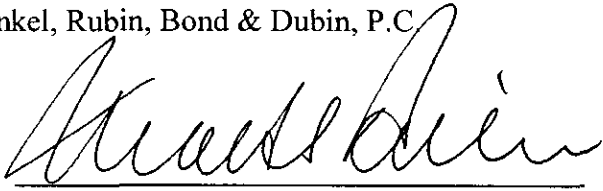
1. Patricia A. Fribis was appointed Receiver of EPCO, Inc., Imperial Utility Corporation, and House Springs Sewer Company by Order of the Circuit Court of St. Louis County, Missouri on November 19, 1998 in Cause No. 98CC-002202, a copy of said Order is attached hereto.
2. The Complaint made by a Public Service Commissioner against House Springs Sewer Company has only recently been brought to the attention of the Receiver, who is accumulating the records of the Respondent and overseeing the day to day business operations.
3. Receiver respectfully requests that the Commission grant her some additional latitude in order that she may become familiar with the issues raised in the Complaint.

WHEREFORE, in light of the foregoing, Respondent respectfully requests the Commission to issue its Order granting the Respondent a thirty (30) extension of time to and including December 28, 1998 in which to file an answer or explanation of the satisfaction of Complaint.

Respectfully submitted,

Frankel, Rubin, Bond & Dubin, P.C.

By:

A handwritten signature in cursive script, appearing to read "Mark S. Rubin", written over a horizontal line.

Mark S. Rubin, MBE 25859
231 S. Bemiston, Suite 1111
Clayton, Missouri 63105
(314) 725-8000
(314) 726-5837 fax

In the
CIRCUIT COURT
of St. Louis County, Missouri



RECEIVED ~~electronically~~
CIRCUIT COURT OF
ST. LOUIS COUNTY

COLLINS et al
Plaintiff(s)/Petitioner(s)

11/19/98

'98 NOV 19 P12:20

Date

98CC-002202 GENE OVERALL
Cause No. CIRCUIT CLERK

vs.

FRIBIS et al
Defendant(s)/Respondent(s)

39
Division


BY _____

THE PARTIES HAVING APPEARED AND AGREED AS
FOLLOWS, IT IS HEREBY ORDERED: ~~RE~~

1. PATRICIA A. FRIBIS IS HEREBY APPOINTED
AS RECEIVER FOR DEFENDANTS IMPERIAL
UTILITY CORPORATION, EPCO, INC AND HOUSE
SPRINGS SEWER COMPANY, INC. SHE SHALL
HAVE ALL OF THE RIGHTS AND RESPONSIBILITIES
GIVEN TO RECEIVERS UNDER THE LAWS OF
THE STATE OF MISSOURI, INCLUDING, BUT NOT
LIMITED TO THOSE RIGHTS ENUMERATED IN
THE TEMPORARY RESTRAINING ORDER ENTERED
IN THIS CASE ON JULY 30, 1998 AS APPLIED
TO THE "CPAs" IN PARAGRAPHS (a) ~~THROUGH~~
(b)(c)(i)(j)(k)(l)(m)(n). MR. FRIBIS SHALL NOT
PERFORM ANY FUNCTIONS WITH RESPECT TO
IMPERIAL, EPCO or HOUSE SPRINGS, EXCEPT

1 OF 4

SO ORDERED


JUDGE
ENTERED: 11/19/98
(Date)

Attorney Bar No.

Address

Phone No. Fax No.

Attorney Bar No.

Address

Phone No. Fax No.

In the
CIRCUIT COURT
of St. Louis County, Missouri



For file stamp only.

Plaintiff(s)/Petitioner(s)

Date

vs.

Cause No.

Defendant(s)/Respondent(s)

Division

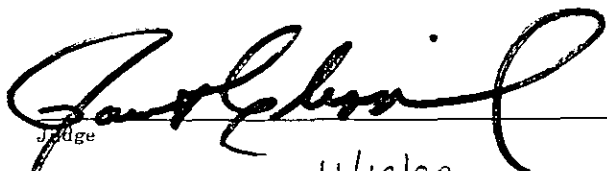
AS SPECIFICALLY REQUESTED BY THE
RECEIVER.

IN CONSIDERATION FOR THE COOPERATION
AND BEST EFFORTS OF MR. FRIBIS AS
REQUESTED BY THE RECEIVER, MR. FRIBIS
SHALL BE COMPENSATED AT THE ANNUALIZED
RATE OF \$45,000 FOR THE PERIOD FROM
TODAY UNTIL THE END OF 1998.

FRANK CURTIS AND DANIEL JONES
SHALL CONTINUE TO SERVE IN THE CAPACITY
OF OVERSEERS, HOWEVER, THEIR RESPONSIBIL-
ITIES SHALL BE TO SERVE AT THE BEHEST
OF THE RECEIVER. EACH OF THEM SHALL

2 OF 4

SO ORDERED


JUDGE
ENTERED: 11/19/98
(Date)

Attorney

Bar No.

Address

Phone No.

Fax No.

Attorney

Bar No.

Address

Phone No.

Fax No.

In the
CIRCUIT COURT
of St. Louis County, Missouri



For file stamp only.

Plaintiff(s)/Petitioner(s)

Date

vs.

Cause No.

Defendant(s)/Respondent(s)

Division

HAVE ACCESS TO THE BOOKS AND RECORDS
OF IMPERIAL, EPCO & HOUSE SPRINGS AT
REASONABLE TIMES AND UPON REASONABLE
NOTICE TO THE RECEIVER. IF ONE OF
THE OVERSEERS MAKES A REQUEST FOR
ACCESS, THE RECEIVER SHALL GIVE NOTICE
TO THE OTHER OVERSEER OF SUCH REQUEST.
ALL OF THE BOOKS & RECORDS OF
IMPERIAL, EPCO & HOUSE SPRINGS SHALL
BE MOVED FROM 3520 JEFFCO BLVD TO
3800 JEFFCO BLVD ~~WITHIN 72 HOURS OF~~
BY CLOSE OF BUSINESS MONDAY, NOVEMBER
23, 1998. THE PARTIES WILL COOPERATE
IN MOVING SUCH BOOKS & RECORDS.

3 OF 4

SO ORDERED

Attorney

Bar No.

Address

Phone No.

Fax No.

Attorney

Bar No.

Address

Phone No.

Fax No.

Judge

ENTERED:

11/19/98

(Date)

In the
CIRCUIT COURT
of St. Louis County, Missouri



For file stamp only.

Plaintiff(s)/Petitioner(s)

Date

vs.

Cause No.

Defendant(s)/Respondent(s)

Division

THE PARTIES WILL COOPERATE IN
EFFECTUATING THE ^{ASSET} SALE OF IMPERIAL
TO ROCK CREEK SEWER DISTRICT AT A
PRICE OF \$3.5 MILLION. THE PARTIES IN
INTEREST ALSO AGREE TO COOPERATE IN
THE SALE OF HOUSE SPRINGS.

4 OF 4

SO ORDERED


JUDGE
ENTERED: 11/19/98
(Date)

Markus Curtis
100 N. Broadway; St. 1306
St. Louis, mo 63102
314-421-4800
Markus Curtis 20550
Attorney Bar No.
130 S. Rensselaer St. St. Louis 200
Address
314-725-8788
Phone No. Fax No.
Michael A. Sullivan 25859
Attorney Bar No.
231 S. Barnston, St. 1111
St. Louis, MO 63105
Address
725-8000 726-3837
Phone No. Fax No.