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

)

)

)

)

)

)

In the Matter of the Application of Foxfire Utility Company for Authority to Transfer Certain Water and Sewer Assets Located in Stone County, Missouri to Ozark Clean Water Company, and in Connection Therewith, Certain Other Related Transactions.

File Nos.

WM-2022-0186 SM-2022-0187

## APPLICATION TO INTERVENE OF OZARK CLEAN WATER COMPANY

Comes now Ozark Clean Water Company ("OCWC"), and, for its application pursuant to Missouri Public Service Commission ("Commission") rules 20 CSR 4240-2.060 and 2.075 to intervene in the captioned case, states as follows:

 Ozark Clean Water Company ("OCWC") is a Missouri non-profit corporation with its principal office and place of business located at 11 Oak Drive, P.O. Box 973, Kimberling City, Missouri 65686.

2. OCWC is a Missouri 501(c)(3) water and sewer corporation that was formed in March of 2004 for the specific purpose of owning and operating individual and clustered wastewater systems. OCWC was formed in accordance with sections 393.825 to 393.861 of the Missouri Revised Statutes. OCWC is a not-for-profit corporation with voluntary membership. Membership is gained by applying for and receiving services from OCWC. The Missouri Department of Natural Resources has approved OCWC as an acceptable entity to receive funding from the State Revolving Fund, which is a low interest loan program.

2. All communications, notices, orders and decisions respecting this application and proceeding should be addressed to the undersigned counsel and:

David Casaletto Ozark Clean Water Company 11 Oak Drive

1

P.O. Box 973 Kimberling City, Missouri 65686 417-739-4100 dcasaletto@H2Ozarks.org

3. On March 15, 2022, Foxfire Utility Company ("Foxfire") filed its application in the referced matters seeking to sell water and sewer assets to OCWC. As the proposed purchaser of these assets, OCWC has an interest in this case that is different than that of the general public and will be impacted by a final order in these cases. Additionally, OCWC believes that its participation as a party in this matter will facilitate the discovery that may be sought by the Staff of the Commission and thereby will serve the public interest by assisting the Commission to understand the issues presented.

4. OCWC will support Foxfire's application and the relief sought by that application.

WHEREFORE, for good cause shown, OCWC requests that it be permitted to intervene and to be made a party to this case.

Respectfully submitted,

Alla-

Dean L. Cooper MBE #36592 Jesse W. Craig MBE #71850 BRYDON, SWEARENGEN & ENGLAND P.C. 312 E. Capitol Avenue P. O. Box 456 Jefferson City, MO 65102 (573) 635-7166 voice/(573) 635-0427 facsimile dcooper@brydonlaw.com jcraig@brydonlaw.com

ATTORNEYS FOR OZARK CLEAN WATER COMPANY

## **CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail to the following this 15<sup>th</sup> day of March, 2022:

Office of the General Counsel staffcounselservice@psc.mo.gov Office of the Public Counsel opcservice@opc.mo.gov

Q1.Com