

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Carl R. Mills' Request to Transfer) File No. WM-2022-0144
Water System at Carriage Oaks Estate)
)

JOINT MOTION FOR EXTENSION OF TIME

COMES NOW, Carl Mills and Carriage Oaks Estates Water and Sewer Not-for-Profit Corporation (“Carriage Oaks Estates Not-for-Profit”), by and through their respective counsel, and for their Joint Motion for Extension of Time, states as follows:

1. On November 30, 2021, Carl Richard Mills’ filed his application to transfer the water system at Carriage Oaks Estate to Carriage Oaks Estates Water and Sewer Not-for-Profit Corporation.
2. On March 9, 2022, Staff requested an extension until April 11, 2022 which was sustained.
3. On March 9, 2022, attorney Laura Stringfellow, entered as counsel for Carriage Oaks Estates Water and Sewer Corporation.
4. On April 4, 2022, Carl Mills filed a Motion to Suspend Procedural Scheduling Order as the Parties were working to effectuate recommendations of Staff.
5. On April 8, 2022, Carriage Oaks Estates Water and Sewer Not-for-Profit Corporation joined Carl Mills’ Motion to Suspend Procedural Scheduling Order or sought in the alternative a Motion for Extension of Time until July 11, 2022.
6. The Public Service Commission sustained Carriage Oaks Estates Water and Sewer Not-for-Profit’s Motion for Extension of Time as no scheduling order had been entered in this matter.
7. Currently, Staff’s recommendation is due July 11, 2022.

8. Both Carl Richard Mills and Carriage Oaks Estates Water and Sewer Not-for-Profit are requesting an additional 30 days to effectuate the new recommendations made by Staff, up to and including August 10, 2022.

9. The Parties are requesting this extension to not only allow time to effectuate Staff's recommendations, but also to allow Staff sufficient time to complete an inspection of the water system per Staff's June 30, 2022 inspection request. The inspection is scheduled to occur the week of July 18th, 2022.

10. The reason the Parties are requesting an additional extension of time instead of voluntarily dismissing and refile is because refile of the application would result in a waste of the Public Service Commission's time and resources. Carl Mills' application, should it be accepted by the Public Service Commission, would effectively resolve not only two (2) active lawsuits in Stone County, Missouri Circuit Court but would also effectively resolve a complaint that is currently before the Public Service Commission, Case No. WR-2021-0177. Stone County Case No. 20SN-CC00155 currently has a Motion for Summary Judgment pending that has been continued due to this application. Public Service Commission Case No. WR-2021-0177 also has a pending Summary Determination which has been continued due to this application.

11. Should Carl Mills have to refile his application, this would continue to delay all three (3) of the above-mentioned proceedings by more than five (5) months at least.

12. The Parties are working diligently to effect Staff's recommendations and this request for an extension is not made for any vexatious reason.

WHEREFORE, the Parties respectfully request that this Commission sustain their Motion for Extension of Time to allow for the Staff-requested inspection and for the Parties to correct deficiencies identified by Staff.

Respectfully Submitted,

SCHENEWERK & WILLIAMS,
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CERTIFICATE OF SERVICE

The below signed counsel hereby certifies that a true and accurate copy of the foregoing was submitted through the Missouri Public Service Commission's E-Filing System on July 6, 2022, which generates notices to interested parties.

/s/ Laura Stringfellow

Laura Stringfellow