

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

In the Matter of the Application of Confluence Rivers)
Utility Operating Company, Inc., for Certificates of)
Convenience and Necessity to Provide Water and) File No. WA-2023-0398
Sewer Service in an Area of Lincoln County,)
Missouri (Quail Run).)

RESPONSE TO STAFF RECOMMENDATION

COMES NOW Confluence Rivers Utility Operating Company, Inc. (“Confluence Rivers”), and for its *Response to Staff Recommendation* states as follows to the Missouri Public Service Commission (“Commission”):

1. On May 24, 2023, Confluence Rivers filed an application requesting that the Commission grant it a CCN to construct, install, own, operate, maintain, control, and manage the water system and sewer system assets of the currently unregulated systems of Lincoln County Water & Sewer, LLC, located in and around the Quail Run subdivision in Lincoln County.

2. On September 12, 2023, Staff filed its *Staff Recommendation* and supporting *Memorandum* suggesting that approving the water and sewer utilities sale to Confluence Rivers and issuance of a CCN to Confluence Rivers is necessary or convenient for the public service. Staff recommended that the Commission authorize Confluence Rivers to enter into, execute, and perform in accordance with the *Agreement for Sale and Continued Operation of Utility System*, attached as Appendix A-C to Confluence Rivers’ Application. Staff further recommended that Confluence Rivers be granted a CCN, subject to 17 conditions described in Staff’s *Memorandum*, to provide water and sewer service in the territory currently served by Lincoln County Water & Sewer, LLC at Quail Run.

3. Confluence Rivers has reviewed the proposed conditions listed on pages 11-13 of Staff’s *Memorandum*.

4. Regarding condition 17 of Staff's *Memorandum* [pg.13], Confluence Rivers has discussed with Staff replacing the current proposed condition 17 with the following:

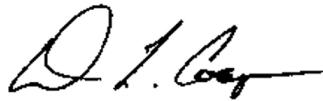
“Require Confluence to install additional treatment for ammonia within three years of the date of closing if proposed aeration enhancement is not successfully achieving ammonia limits.”

5. On Tuesday, September 19, 2023, the undersigned counsel received communication from Staff Counsel stating that Staff does not object to Confluence Rivers' proposed language regarding condition 17 of Staff's *Memorandum*.

6. Confluence Rivers requests the Commission amend condition number 17 of Staff's *Memorandum*, as noted above. With that amendment, Confluence Rivers has no objection to the proposed conditions.

WHEREFORE, Confluence Rivers requests the Commission issue an order approving Confluence Rivers' *Application* and granting Confluence Rivers a CCN as recommended in Staff's *Memorandum*, subject to the Staff conditions, including the requested amendment above, and for such other and further relief as deemed appropriate in the circumstances.

Respectfully submitted,



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**ATTORNEYS FOR CONFLUENCE RIVERS
UTILITY OPERATING COMPANY, INC.**

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been sent by electronic mail this 22nd day of September 2023, to all counsel of record.

