

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

In the Matter of the Application of	)	
Confluence Rivers Utility Operating	)	<b><u>File No. WA-2023-0398</u></b>
Company, Inc., for Certificates of	)	Tariff Nos. JW-2024-0053
Convenience and Necessity to Provide	)	and JS-2024-0054
Water and Sewer Service in an Area of	)	
Lincoln County, Missouri (Quail Run)	)	

**STAFF’S RESPONSE**

**COMES NOW** the Staff of the Missouri Public Service Commission (“Staff”), through the undersigned counsel, states the following regarding the *Motion for Expedited Treatment* (Motion) and proposed compliance tariff sheets filed by Confluence Rivers Utility Operating Company, Inc. (“Confluence Rivers” or the “Company”).

1. On November 7, 2023, Staff opposed the Company's *Motion* in its *Recommendation*. Staff previously stated that the Company requested that the Commission allow the proposed tariffs to go into effect within three (3)<sup>1</sup> days of Staff's recommendation. Further, Staff stated that if Commission grants the Company's *Motion*, other Parties will have less than ten (10) days to respond.<sup>2</sup>

2. In response, the Company stated, "Further, as to the *Motion for Expedited Treatment*, Confluence Rivers initially chose November 13, 2023, after discussion with Staff personnel." Staff reviewed the Company's statement. The undersigned counsel thus confirms the aforementioned conversations with Staff and, as a result, will no longer

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<sup>1</sup> Veterans Day, observed on the 10th of November 2023, is a federal holiday. The two days following the holiday are weekends. Because of this, the Parties will have three business days to respond to a Commission *Order* if it is issued on November 7, 2023.

<sup>2</sup> *State ex rel. Office of Public Counsel v. Public Service Comm'n*, 409 S.W.3d 522, 528 (Mo. Ct. App. 2013) (holding that [while] the PSC has discretion to set a time less than thirty days for the effective date of an order, case law suggests that anything less than ten days is likely unreasonable.)

object to the Company's initial request that the proposed tariff take effect on November 13, 2023. Staff does not, therefore, object to November 20, 2023 as a date either.

**WHEREFORE**, Staff recommends that the Commission issue an order approving the following proposed tariff sheets submitted on October 30, 2023, to become effective on November 13, 2023 or November 20, 2023 as requested by the Company.

P.S.C. MO NO. 12

7th Revised Sheet No. 1, Cancelling 6th Revised Sheet No. 1  
7th Revised Sheet No. 2, Cancelling 6th Revised Sheet No. 2  
Original Sheet No. 11H  
Original Sheet No. 21L  
Original Sheet No. 23H

P.S.C. MO NO. 13

8th Revised Sheet No. 1, Cancelling 7th Revised Sheet No. 1 and 2  
8th Revised Sheet No. 2, Cancelling 7th Revised Sheet No. 2  
Original Sheet No. 11L  
Original Sheet No. 20L  
Original Sheet No. 22J

Respectfully submitted,

**/s/ Eric Vandergriff**

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Staff Counsel for the  
Missouri Public Service Commission

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed or hand-delivered, transmitted by facsimile or electronically mailed to all parties and/or counsel of record on this 8<sup>th</sup> day of November, 2023.

**/s/ Eric Vandergriff**