



7. Furthermore, there is good cause for this matter to not be dismissed as Applicant is currently in discussions with the City of Farmington regarding annexation and the terms thereof.

WHEREFORE, Applicant prays that the Commission does not dismiss this matter for the reasons set forth herein, that this matter be allowed to proceed and for such other relief as the Commission deems appropriate.

RESPECTFULLY SUBMITTED,

/s/ Kevin G. Kellogg

Kevin G. Kellogg # 67892

101 East Columbia

Farmington, MO 63640

573-756-8082 phone

573-756-5153 fax

e-mail: kellogg@hdp-law.com

ATTORNEY FOR APPLICANT