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MARK S. RUBIN

December 16, 1998

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

FILED

DEC 21 1998

Missouri Public
Service Commission

Re: Cause Nos. SC-99-134 and SC-99-135/

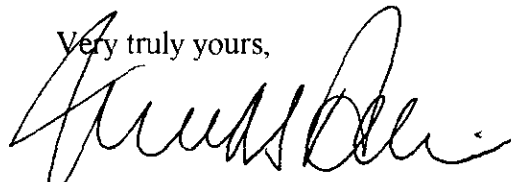
Dear Mr. Roberts:

Enclosed for filing with the Commission, please find an original and fourteen (14) copies of an Answer of Respondent to Complaint in each of the above-referenced matters.

Please see that these filings are brought to the attention of the appropriate Commission personnel.

Thanking you in advance for your attention to and cooperation in these matters.

Very truly yours,



Mark S. Rubin

MSR:dce
Enclosures

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED

DEC 21 1998

Missouri Public
Service Commission

Staff of the Missouri Public Service
Commission

Complainant,

Case No. SC-99-134

vs.

Imperial Utility Corporation,

Respondent.

ANSWER OF RESPONDENT TO COMPLAINT

COMES NOW, Patricia A. Fribis, court-appointed Receiver of Respondent, Imperial Utility Corporation, by and through counsel, and for its Answer to the Complaint in this pending matter, states as follows:

1. Respondent has insufficient information to admit or deny the Public Service Commission assessments against Respondent for the fiscal years, 1997, 1998 and 1999, but admits that it has no records to confirm that any payment to the Director of Revenue for an assessment for the fiscal year 1998 has been made by the Respondent.

2. Respondent has no records confirming that all of the assessment for 1997 has been paid to the Director of Revenue.

3. Respondent has no records confirming that any quarterly installment payments have been made toward the assessment of 1999.

4. Pursuant to the Court Order of the Circuit Court of St. Louis County, Missouri on November 19, 1998 in Collins, et al vs. Fribis, et al, Cause No. 98CC-0022022, Patricia A. Fribis was appointed Receiver for the Respondent and assumed responsibility for the day to day operations of

the Respondent in place of Eugene A. Fribis.

5. Further answering, Respondent states that Respondent has entered into a certain Asset Sale and Purchase Agreement with Rock Creek Sewer District to sell to Rock Creek a substantial portion of Respondent's assets, including the sewer treatment plants and lines.

6. Upon confirmation of the aggregate balance of all unpaid assessments, and after approval of the Rock Creek transaction by the Public Service Commission, the confirmed, aggregate balance thereof will be paid by the Respondent.

Frankel, Rubin/Bond & Dubin, P.C.

By: 

Mark S. Rubin, MBE 25859

Attorney for Respondent

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing pleading was mailed, postage prepaid, on this 16th day of December, 1998 and sent via telefax to: R. Blair Hosford, Deputy General Counsel and Attorney for the Staff of the Public Service Commission, P.O. Box 360, Jefferson City, MO 65102, telefax no. (573) 751-9283.

