

BRIDGES, CISAR AND MIZELL, L.L.C.

ATTORNEYS AT LAW
2140 BAGNELL DAM BOULEVARD, SUITE 203
LAKE OZARK, MISSOURI 65049
WWW.LAKEOZARKLAW.COM

LEWIS Z. BRIDGES
TIMOTHY R. CISAR
DANIEL C. MIZELL

TELEPHONE (573) 365-2383
FACSIMILE (573) 365-2068

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Charles McElyea
Phillips, McElyea, Walker
& Carpenter, P.C.
190 Court Circle
PO Box 559
Camdenton MO 65020

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APR 02 2007

Missouri Public
Service Commission

RE: *Big Island Property Owners' Association*

Dear Mr. McElyea:

I have been retained by a group of property owners in the Big Island subdivision including Ben Pugh. My clients have all paid in advance for sewage disposal services to their property. Some are connected as Mr. Pugh is, but others have been refused the right to connect.

At the time they made their agreements, neither the developer nor the Association included any requirements that they become members of the Property Owners' Association or subjected them to any of their rules and regulations. Thereafter, they were presented with proposed revisions of restricted covenants and included property and rejected same.

It is my opinion that your clients and the developer or Big Island are contractually obligated to provide sewage disposal services to my clients. The format under which they will be provided is primarily your client's concern. My clients are not willing at this time to become members of your Association but would not be opposed to your client being licensed by the Public Service Commission. Your assertion that the Code of State Regulations makes Mr. Pugh a member upon connection to system mis-states the result. The fact that your client has made these commitments to non-members and has connected some of them is merely proof that the Association is violating DNR rules and the provisions of its license.

Pugh Exhibit No. 55
Case No(s). WC-2006-0082, et al
Date 2-28-07 Rptr KF