

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

The Staff of the Missouri Public Service Commission,	)	
	)	
	)	
Complainant,	)	
	)	Case No. WC-2008-0405
v.	)	
	)	
Dale Whiteside and Whiteside Hidden Acres, L.L.C.	)	
	)	
Respondents.	)	

**JOINT MOTION TO CONTINUE HEARING**

COME NOW the Staff of the Missouri Public Service Commission (Staff), through Counsel, on their behalf, the behalf of Counsel for Respondents and the Office of Public Counsel (OPC), known jointly as the Parties, and respectfully submit the following Joint Motion to Continue Hearing to the Missouri Public Service Commission (Commission). For this Motion, the Parties respectfully state the following:

1. On June 19, 2008, Staff filed its Complaint asserting Respondents are water corporations, and thus, public utilities subject to the jurisdiction, regulation and control of the Commission.
2. On September 8, 2008, the Commission ordered the evidentiary hearing in this case be held on January 20-21, 2009.
3. Throughout this case, Staff and counsel for Staff have worked with Respondents and their counsel on various options for a water system of this size. On January 13, 2009, Respondents filed an Application for a certificate of convenience and necessity authorizing Respondent “....to own, operate, control manage, improve, and maintain a

water and sewer system for the public in an incorporated area of Hickory County, Missouri....” The filing was assigned Case No. WA-2009-0261.

4. To pursue the certificate case, the parties jointly request the Commission continue the set hearing, with Staff to file a status report in 30 days.

**WHEREFORE**, counsel for Staff, on behalf of the parties, files this Joint Motion to Continue Hearing.

Respectfully submitted,

**/s/Jennifer Hernandez**

Jennifer Hernandez

Legal Counsel

Missouri Bar No. 59814

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Missouri Public Service Commission

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### **CERTIFICATE OF SERVICE**

The undersigned certifies that a true and accurate copy of the foregoing was served via US Mail, electronic mail or facsimile upon all counsel of record this 14<sup>th</sup> day of January, 2009.

**/s/ Jennifer Hernandez**