

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

The Staff of the Missouri Public Service Commission,	)	
	)	
Complainant,	)	
	)	Case No. WC-2008-0331
v.	)	
	)	
Universal Utilities, Inc., and Nancy Carol Croasdell,	)	
	)	
Respondents.	)	

**MOTION FOR CLARIFICATION**

**COMES NOW** Staff of the Missouri Public Service Commission (Staff), through Counsel, and respectfully requests the Missouri Public Service Commission (Commission) for clarification of its August 7, 2008 Order Denying Respondents' Application For Rehearing And Motion To Dismiss. For this Motion, Counsel respectfully states as follows:

1. On June 24, 2008, the Commission issued its Order Granting Staff's Motion for Production of Books, Accounts, Papers, or Records Of Universal Utilities, Inc., and Nancy Carol Croasdell (Order For Production).
2. On July 3, 2008, Respondents filed an Objection to Order and Motion to Dismiss, disputing the Commission's authority to issue its Order for Production.
3. After subsequent filings by Staff in opposition to Respondents' pleadings, on July 15, 2008, the Commission issued its Order Denying Objection to Order and Motion to Dismiss of Universal Utilities, Inc., and Nancy Carol Croasdell.
4. On July 25, 2008, Respondents filed an Application for Rehearing and Motion to Dismiss (Application). The Application requested the Commission reconsider its July 15, 2008 Order.

5. Respondents' Application was filed in response to the Commission's July 15, 2008 finding of jurisdiction for its Order for Production pursuant to Section 386.450 RSMo 2000.
6. On August 7, 2008, the Commission issued its Order Denying Respondents' Application for Rehearing and Motion to Dismiss, which denied Respondents' Application and ordered the case closed on August 8, 2008.
7. Denying rehearing on the Commission's Order for Production resolves issues surrounding the July 15, 2008 Order. However, such does not bring all issues in the underlying Complaint case to resolution.

**WHEREFORE,** Counsel for Staff requests the Commission clarify its August 7, 2008 Order Denying Respondents' Application for Rehearing and Motion to Dismiss to allow the underlying Complaint case to remain open so that it may reach resolution.

Respectfully submitted,

**/s/ Jennifer Hernandez**

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#### **CERTIFICATE OF SERVICE**

I certify that copies of the foregoing were served upon all counsel of record via US mail, electronic mail or facsimile this 7<sup>th</sup> day of August, 2008.

**/s/ Dawn M. Carafeno**