BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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In the Matter of Liberty Utilities (Missouri Water) LLC and Ozark International, Inc., Concerning an Agreement to Acquire the Assets of Bilyeu Ridge Water Company, LLC, Midland Water Company, Inc., Moore Bend Water Utility, LLC, Riverfork Water Company, Taney County Water, LLC, and Valley Woods Utility.

File No. _____

NOTICE OF INTENDED FILING

In accordance with 4 CSR 240-4.017(1), Liberty Utilities (Missouri Water) LLC d/b/a Liberty Water ("Liberty") and Ozark International, Inc. ("Ozark"), give notice of their intent to file an application seeking the Commission's authority to transfer to Liberty, through a purchase and sale transaction, the franchise and all utility assets and operations of the following Ozark subsidiaries: Bilyeu Ridge Water Company, LLC; Midland Water Company, Inc.; Moore Bend Water Utility, LLC; Riverfork Water Company; Taney County Water, LLC; and Valley Woods Utility.

Section 393.190, RSMo, governs transfers of utility franchises and assets, and issues the Commission will be asked to consider and decide the case are those that normally attend applications filed under that statute.

Liberty and Ozark have met and corresponded with representatives of the Commission Staff and the Office of the Public Counsel regarding the asset transfer transaction and the forthcoming filing within the ninety (90) days immediately preceding this notice. However, during that period there has been no communication between any member or representative of the "office of the Commission," as that phrase is defined in 4 CSR 240-4.015(10), and either Liberty or Ozark regarding substantive issues likely to be in the case. Although 4 CSR 240-4.017(1) requires notice of an intended case filing be provided a minimum of sixty (60) days prior to such filing, subsection (D) of the rule allows for waiver of that requirement for good cause shown. Liberty and Ozark reserve their right to seek such waiver in a separate filing.

Respectfully submitted,

/s/L. Russell Mitten L. Russell Mitten MBE 27881 BRYDON, SWEARENGEN & ENGLAND P.C. 312 E. Capitol Avenue P. O. Box 456 Jefferson City, MO 65102 (573) 635-7166 (573) 634-7431 facsimile rmitten@brydonlaw.com

ATTORNEYS FOR LIBERTY UTILITIES (MISSOURI WATER) LLC AND OZARK INTERNATIONAL, INC.

CERTIFICATE OF SERVICE

I hereby certify a true and correct copy of the foregoing document was sent via electronic mail on this 20th day of July, 2017, to:

General Counsel Missouri Public Service Commission <u>staffcounselservice@psc.mo.gov</u> Office of the Public Counsel <u>opcservice@ded.mo.gov</u>

/s/L. Russell Mitten