

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

In the Matter of Application of Canyon Treatment )  
Facility, LLC for Permission, Approval and a )  
Certificate of Convenience and Necessity )  
Authorizing it to Acquire, Construct, Install, Own, )  
Operate, Control, Manage, and/or Maintain a Sewer )  
System for the Public Located in Stone County, )  
Missouri. )

**Case No. SA-2010-0219**

**STAFF'S RECOMMENDATION**

**COMES NOW** the Staff of the Missouri Public Service Commission (Staff), by and through the undersigned counsel, and respectfully provides *Staff's Recommendation* (*Recommendation*) to the Missouri Public Service Commission (Commission) stating the following:

1. On January 21, 2010, Canyon Treatment Facility, LLC, (Canyon Treatment) filed and Application for Permission, Approval and a Certificate of Convenience and Necessity (CCN) Authorizing it to Acquire, Construct, Install, Own, Operate, Manage, and/or Maintain a Sewer System for the Public located in Stone County, Missouri.

2. Staff recommends, as more fully described in Staff's Memorandum which is attached and incorporated herein as Appendix A, that the Commission grant the Certificate of Convenience and Necessity to the entity, Canyon Treatment Facility, LLC, but and appoint an interim receiver to take over the day-to-day operations of the system, and to authorize the General Counsel to petition the Circuit Court for the appointment of a receiver.

3. Staff is not aware of any other matter before the Commission that affects or is affected by this filing.

4. The Staff asserts that the transfer of utility assets is not detrimental to the public interest.

**WHEREFORE,** Staff respectfully submits its *Staff Recommendation* and respectfully requests the Commission grant Canyon Treatment Facility, LLC a certificate of Convenience and Necessary and to authorize the Commission Staff to locate an interim receiver to take over the day-to-day operations, in accordance with Appendix A of the attached *Staff Memorandum*.

Respectfully submitted,

/s/ Rachel M. Lewis

Rachel M. Lewis  
Deputy Counsel  
Missouri Bar No 56073

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Missouri Public Service Commission  
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#### **CERTIFICATE OF SERVICE**

I hereby certify that I have provided a true and correct copy of the above pleading via electronic mail to W.R. England III and Brian T. McCartney, attorneys for Canyon Treatment Facility, LLC, at [trip@brydonlaw.com](mailto:trip@brydonlaw.com) and [bmccartney@brydonlaw.com](mailto:bmccartney@brydonlaw.com); David Woodsmall, attorney for VPG Partners, VI, LLC, at [dwoodsmall@fcplaw.com](mailto:dwoodsmall@fcplaw.com); Kenneth N. Hall, attorney for Royal Vista, LLC, at [khall@rmpllp.com](mailto:khall@rmpllp.com); and the Office of the Public Counsel at [opcservice@ded.mo.gov](mailto:opcservice@ded.mo.gov) this 22nd day of December, 2011.

/s/ Rachel M. Lewis