

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of	)	
TBJ Sewer Systems, Inc., Request for an	)	<u>Case No. SR-2011-0182</u>
Increase in Annual Sewer Operating Revenues	)	

STAFF’S MOTION FOR EXTENSION OF TIME

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through the undersigned counsel, and files this *Motion for Extension of Time (Motion)* with the Missouri Public Service Commission (Commission), respectfully stating the following:

1. On December 27, 2010, TBJ Sewer Systems, Inc. (“TBJ” or “Company”) filed a Request for Increase in Operating Revenues with the Commission.
2. On December 30, 2010, a Small Utility Rate Case Timeline was filed in this matter, providing a target date of May 26, 2011 by which Staff would file an Executed Disposition Agreement.
3. Staff states that there is an agreement in principle between the Company and Staff, but because of recent action by the Missouri Legislature more time is needed to come to a written Company/Staff Disposition Agreement.
4. The Missouri Legislature recently passed House Bill 89 which extends the State of Missouri Clean Water Commission’s right to charge fees for construction permits, operating permits, and operator’s certifications related to water pollution control to September 1, 2013. The Company made these payments in the past, but previous legislation included a sunset provision that expired on December 31, 2010.
5. Staff previously represented that the Governor has until July 1, 2011 to sign this bill, however, the Governor actually has until July 14, 2011 to sign or veto the bill.

6. Because the payments described in paragraphs 4 above would be included in the cost of service calculation for TBJ, Staff requests additional time, until no later than July 15, 2011, before a Company/Staff Disposition Agreement may be filed in the hopes that this new legislation is signed into law prior to or by that date.

7. Staff further requests that an updated timeline be filed after Staff files the Company/Staff Disposition Agreement to allow this case to proceed in a timely manner.

8. Staff states that it has explained this situation to the Company and the Company does not object to this request for an extension of time.

9. Staff further states that the Office of the Public Counsel does not object to this request for an extension of time.

WHEREFORE, Staff respectfully submits this *Motion* to the Commission for its information and consideration, and respectfully requests that the Commission allow until no later than July 15, 2011, for Staff to file a Company/Staff Disposition Agreement in this matter.

Respectfully submitted,

/S/ RACHEL M. LEWIS

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 1st day of July, 2011.

/S/ RACHEL M. LEWIS