

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Joint Application of Kenneth Jaeger)
and Blue Lagoon, LLC, Authorizing Kenneth Jaeger to) **Case No. SM-2008-0188**
Transfer his Assets to Blue Lagoon, LLC, and for the)
Establishment of a Rate)

ORDER DIRECTING NOTICE AND SETTING DATE FOR SUBMISSION
OF INTERVENTION REQUESTS

Issue Date: December 14, 2007

Effective Date: December 14, 2007

On December 13, 2007, Kenneth Jaeger and Blue Lagoon, LLC filed a joint application. That application requests, among other things, authority from the Commission for Mr. Jaeger to transfer his Ralls County, Missouri, lagoon and sewer system to Blue Lagoon, LLC, to grant Blue Lagoon, LLC, a certificate of convenience and necessity, and to allow Blue Lagoon, LLC, to charge certain rates to its customers.

In compliance with Commission Rule 4 CSR 240-3.305, the applicants have stated that there is not another sewer utility available in the area requested, have included the names and addresses of no fewer than ten residents and property owners of the proposed service area, a plat of the proposed service area, and a feasibility study. The applicants also assert that they will not require any franchises or permits, and that granting Blue Lagoon, LLC a certificate of convenience and necessity would be in the public interest. Finally, the applicants aver that they will late-file the legal description of the service territory for which Blue Lagoon, LLC, requests the certificate.

The Commission finds that notice of this application should be given to the general public and interested parties and a date for intervention of proper parties should be set. The Commission's Data Center shall mail a copy of this notice to the County Commission of Ralls County, and to the Department of Natural Resources of the State of Missouri. In addition, the Commission's public information officer shall make notice of this order available to the media serving Ralls County and to the members of the General Assembly representing Ralls County.

The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party or governmental entity is granted intervention and neither the Commission's Staff nor the Office of the Public Counsel requests a hearing, the Commission may determine that a hearing is not necessary.¹

IT IS ORDERED THAT:

1. The Missouri Public Service Commission's Data Center is ordered to serve notice as described in the body of this order.
2. The Missouri Public Service Commission's information officer is ordered to serve notice as described in the body of this order.
3. Any proper person wishing to intervene in this matter shall file an application no later than January 3, 2008. Such applications shall be filed with:

Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

¹ *State ex rel. Deffenderfer v. Public Service Commission*, 776 S.W.2d 494, 496 (Mo App. 1989).

with a copy served on:

Joseph E. Maxwell, Esq.
210 E. Love
Mexico, Missouri 65265
Attorney for Joint Applicants

and

Office of the Public Counsel
Post Office Box 2230
Jefferson City, Missouri 65102

4. This order shall become effective on December 14, 2007.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', is positioned above the printed name and title.

Colleen M. Dale
Secretary

(S E A L)

Ronald D. Pridgin, Senior Regulatory Law
Judge, by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 14th day of December, 2007.