

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of Savannah)
Heights Industrial Treatment, Inc. for Authority to)
Transfer Certain Assets to Table Rock Lake) **Case No. SO-2008-0094**
Community Service, Inc. d/b/a Table Rock Lake)
Water Quality, Inc. and, in Connection)
Therewith, Certain Other Related Transactions)

ORDER DIRECTING NOTICE AND JOINING
BRANDCO INVESTMENTS, LLC AND HILLCREST UTILITIES
COMPANY AS PARTIES

Issue Date: October 10, 2007

Effective Date: October 10, 2007

On October 1, 2007, Savannah Heights Industrial Treatment, Inc. ("Savannah Heights") filed an application with the Missouri Public Service Commission for authority to sell its sewer utility assets to Table Rock Lake Community Service, Inc. d/b/a Table Rock Lake Water Quality, Inc. ("TRLCS").

The application, which is in substantial compliance with the applicable provisions of Commission Rules 4 CSR 240-2.060 and 4 CSR 240-3.310, indicates that Savannah Heights is a Commission-certificated sewer corporation headquartered in Springfield, Missouri (Greene County), which holds a certificate of good standing from the Missouri Secretary of State and provides sewer service to approximately 100 customers in an unincorporated area of Taney County, Missouri. The application also indicates that Savannah Heights seeks the Commission's authorization to sell its sewer utility assets to TRLCS, a Missouri non-profit corporation headquartered in Kimberling City, Missouri (Stone

County) which is not currently subject to regulation by the Commission and did not join in the application. According to the application, upon Commission approval of this transaction, TRLCS intends to transfer ownership of the assets to Ozarks Clean Water Company ("OCWC"), a closely-affiliated Missouri not-for-profit corporation headquartered in Kimberling City, Missouri, which also did not join in the application and currently serves wastewater customers in the Table Rock Lake area under a contract with White River Valley Environmental Services, an experienced operator. Since the presence of TRLCS and OCWC as parties is necessary for a full and fair consideration of Savannah Heights' application, they will be joined as parties to this case.

So that other potentially interested parties are given notice and an opportunity to intervene in this matter, the Data Center of the Commission shall send a copy of this order to the County Commissions of Greene County, Taney County, and Stone County, Missouri, and to the Missouri Department of Natural Resources. The Public Information Officer of the Commission shall make notice of this application available to the members of the General Assembly who represent the citizens of Greene, Taney, and Stone County, and to the media serving those counties.

Proper persons wishing to intervene shall file an application to intervene with the Secretary of the Missouri Public Service Commission no later than October 30, 2007. Copies of the application to intervene should be sent to the parties listed below.

The requirement for a hearing is fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party 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, permit the parties to submit

evidence in support of the application by verified statement, and make a decision based on the verified pleadings.¹

IT IS ORDERED THAT:

1. Table Rock Lake Community Service, Inc. d/b/a Table Rock Lake Water Quality, Inc. and Ozarks Clean Water Company are joined as parties to this case.
2. The Data Center and the Public Information Officer of the Missouri Public Service Commission shall provide notice as set out herein.
3. Any interested person wishing to request a hearing or intervene in this case shall file a request or an application on or before October 30, 2007 with:

Colleen M. Dale, Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102-0360.

Copies shall also be served upon the following:

Dean L. Cooper
Brydon, Swearingen & England P.C.
312 East Capitol Avenue
Post Office Box 456
Jefferson City, Missouri 65102
Attorney for Savannah Heights Industrial Treatment, Inc.

and

Table Rock Lake Community Service, Inc. d/b/a Table Rock Lake Water Quality, Inc.
2 Kisse Avenue
Post Office Box 606
Kimberling City, Missouri 65686

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

and

Ozarks Clean Water Company
2 Kissee Avenue
Post Office Box 606
Kimberling City, Missouri 65686

and

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

4. This order shall become effective on October 10, 2007.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Benjamin H. Lane, Regulatory
Law Judge, by delegation of authority
under Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 10th day of October, 2007.