

BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

In the Matter of the Joint Application of Aqua)
Missouri, Inc. and the City of Taos, Missouri,)
for Authority to Acquire Certain Assets of Aqua) File No. SO-2011-0331
Missouri, Inc., and in Connection Therewith,)
Certain Other Related Transactions.)

ORDER WAIVING PRE-FILING NOTICE

Issue Date: June 13, 2011

Effective Date: June 13, 2011

The Missouri Public Service Commission is granting the request for waiver of the notice requirement described in 4 CSR 240-4.020(2). That regulation provides that an application must follow a notice of intent to file such an action, if that action is likely to be a contested case. It also provides a waiver for good cause.

Good cause means a good faith request for reasonable relief.¹ Applicants allege that their application is not likely to be a contested case and the Commission's experience shows that to be true. No opposition to the motion appears in the file.

Therefore, the Commission will grant the request and waive the notice of intent requirement.

THE COMMISSION ORDERS THAT:

1. The request for a waiver of 4 CSR 240-4.020(2) is granted.
2. Any requirement to file notice sixty days before the application is waived.

¹ *American Family Ins. Co. v. Hilden*, 936 S.W.2d 207, 210 (Mo. App., W.D. 1996).

3. This order shall become effective immediately on issuance.

(S E A L)

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'S. Reed', is written over a faint, illegible stamp.

Steven C. Reed
Secretary

Daniel Jordan, Senior Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 13th day of June, 2011.