

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

In the Matter of the Application of)	
Kimberling City Water Company)	
for Authority to Transfer Certain Assets to)	File No. WO-2015-0113
Upper White River Basin Foundation, Inc. and,)	
in Connection Therewith, Certain Other Related)	
Transactions.)	

**RESPONSE TO STAFF RECOMMENDATION
AND TO PUBLIC COUNSEL REQUEST FOR LOCAL PUBLIC HEARING**

COMES NOW Kimberling City Water Company (KCWC), and, in response to the Staff Recommendation and to the Office of the Public Counsel's Request for Local Public Hearing, states the following to the Missouri Public Service Commission (Commission):

1. On December 3, 2014, the Staff of the Missouri Public Service Commission (Staff) filed its Staff Recommendation. Staff recommended that the Commission approve the requested transfer of assets, subject to certain conditions, and further asked that the Commission enter an Order that grants KCWC the authority to donate its water utility assets, property and easements as requested in the Application. KCWC has no objection to the Staff Recommendation.

2. On December 5, 2014, the Public Counsel filed its Response to Staff Recommendation and Request for Local Public Hearing. Therein, Public Counsel indicated that it does not oppose the proposed transfer. (para. 3) However, it further requested that the Commission schedule a local public hearing regarding the Application.

3. KCWC does not believe that scheduling a local public hearing in this matter is a good use of resources given the known nature of the entity that will own and operate the system

on a going-forward basis (Ozark Clean Water Company) and the small size of KCWC (94 customers).

4. This having been said, if the Commission chooses to hold a local public hearing, KCWC suggests that it do so promptly so that a resolution can be reached in a timely matter and the system not left in limbo any longer than necessary.¹ KCWC would further suggest that the City Hall of Kimberling City is located relatively near the KCWC system and would be a convenient location for any such hearing.

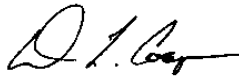
WHEREFORE, Kimberling City Water Company respectfully requests that the Commission issue its order:

- (A) authorizing Kimberling City to donate the assets identified herein;
- (B) authorizing Kimberling City to perform in accordance with the terms described in the Agreement For Donation of Water System that is attached to this Application and to take any and all other actions which may be reasonably necessary and incidental to the performance of the sale;
- (C) authorizing Kimberling City Water Company, effective upon the closing of the transaction, to terminate its responsibilities as a water corporation in Missouri, and cancelling Kimberling City's certificate of convenience and necessity and its filed tariffs; and,
- (D) granting such other relief as may be deemed necessary and appropriate to accomplish the purposes of the Agreement and the Application and to consummate related transactions in

¹ The Public Counsel stated that it "does not object to the Commission scheduling the hearing promptly, as long as customers are given sufficient notice." (para. 11)

accordance with the Agreement.

Respectfully submitted,



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ATTORNEYS FOR KIMBERLING CITY
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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail to the following this 8th day of December, 2014:

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