

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

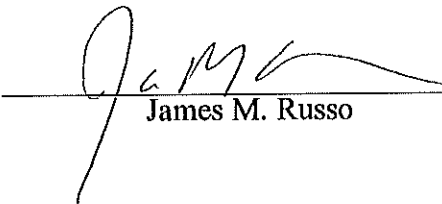
In the Matter of EMC of St. Charles County,     )  
LLC Small Company Rate Increase                     )

Case No. SR-2011-0183

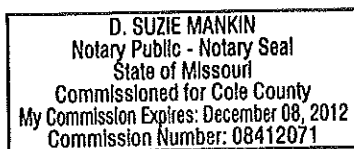
**AFFIDAVIT OF JAMES M. RUSSO**

STATE OF MISSOURI     )  
                                      ) ss  
COUNTY OF COLE     )

James M. Russo, Rate and Tariff Examination Supervisor, Water and Sewer Department, being of lawful age, on oath states: pursuant to 4 CSR 240-3.050(23) Small Rate Case Procedure, if at any time after a case is opened the utility and the staff agree that an increase in the utility's annual operating revenues is not necessary, or if the utility advises the staff that it no longer wishes to pursue an increase, the staff shall file a verified statement to that effect in the case file, whereupon the regulatory law judge shall issue a notice closing the case; that on March 12, 2011, EMC of St. Charles County, LLC thru an email advised Staff that it no longer wishes to pursue its Sewer Utility Small Company Rate Increase Request; that this affidavit serves as verified statement made by Staff in SR-2011-0183, that EMC of St. Charles County, LLC no longer wishes to pursue an increase; and that such matters are true and correct to the best of my knowledge and belief.

  
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James M. Russo

Subscribed and sworn to before me this 14<sup>th</sup> day of March, 2011.



  
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Notary Public