

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

The Staff of the Missouri Public Service)
Commission,)

Complainant,)

v.)

Case No. SC-2010-0161

Box Canyon Watershed Association, Inc.,)

Dream Builders, LLC, Horse Trading, LLC,)

Canyon Treatment Facility, LLC, Super)

Market Merchandising & Supply, Inc.,)

Kandis Davis, Thomas Davis, David)

Sanford, Curtis Butrick, and Kevin Knasel)

Respondents.)

MOTION TO TOLL TIME LIMITATION FOR ANSWERS

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through the undersigned attorney, and requests that the Missouri Public Service Commission (Commission) toll the time limitations for the Respondents' filing of an Answer. For this *Motion*, the Staff respectfully states the following:

1. On November 24, 2009, the Staff filed a *Complaint* against the Respondents, which asserted the unlawful provision of sewer service to the public for gain in Stone County, Missouri, without certification or other authority from the Commission.

2. On December 10, 2009, the Staff participated in a discussion with the counsel for Respondents Box Canyon Watershed Association, Inc., Dream Builders, LLC, Horse Trading, LLC, Canyon Treatment Facility, LLC, and Kandis Davis. Ms. Davis, through her counsel, expressed a commitment to apply for a Certificate of Convenience and Necessity (CCN) by January 31, 2010. The Staff understands that an Application from one of

the Respondents named in this paragraph may resolve the matter for all entities named in the *Complaint*.

3. To allow sufficient time to prepare and file a complete Application, the Staff requests that the Commission toll, from the date of this *Motion*, until January 31, 2010, the time limitation on the filing of an Answer for all named Respondents in this case.

4. Further, the Staff requests that this complaint case remain open until the resolution of any Application case filed in reference to Paragraph two (2) above.

WHEREFORE, the Staff prays that the Commission will toll, from the date of this *Motion*, until January 31, 2010, the time limitation for the filing of an Answer for all named Respondents in this case.

Respectfully submitted,

/s/Jennifer Hernandez

Jennifer Hernandez

Legal Counsel

Missouri Bar No. 59814

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CERTIFICATE OF SERVICE

I hereby certify that I provided a true and correct copy of this *Motion*, either by first-class mail, electronic mail, facsimile transmission or hand-delivery, to each attorney and/or party of record for the above-captioned case on this 14th day of December 2009.

/s/ Jennifer Hernandez