

2000-162, by filing with the Commission a request for a waiver from Commission Rule 4 CSR 240-2.200, so the Company could file a small company rate increase request.

On October 24, 2001, the Commission ordered the Staff, with the cooperation of the Company, to file a report telling, among other things, what Commission assessments remained unpaid, and what annual reports were outstanding. A copy of the Order Directing Filing is attached hereto as Attachment A.

On November 14, 2001, the Staff filed its response to the Commission's order. A copy of the Staff's response is attached hereto as Attachment B.

On December 27, 2001, the Commission issued its Order Granting Waiver and Closing Case, a copy of which is attached hereto as Attachment C. By this order, the Commission waived the rule's requirement that Stoddard County be current with respect to annual reports and assessments in order to pursue a small company rate increase. The Commission also ordered Stoddard County to file an annual report for the year 2000 by no later than June 27, 2002, and to pay all future Commission assessments and file all future annual reports on or before the due date.

Pursuant to the waiver, the Company thereafter submitted a small company rate increase request, File No. 2002 00623.

On August 8, 2002, Brenda Wilson, the personal representative of Mr. Bien's estate, transferred the stock of the Company to Ruth Bein, who immediately transferred the stock to R.D. Sewer Company.

On August 29, 2002 the Staff sent Rodger Owens, owner of RD Sewer Company, a letter with a number of the Staff's workpapers from the rate case audit. This information was intended to be used either for Stoddard County Sewer Company to continue with the rate case, or for R.D.

Sewer Company to initiate an action to transfer the assets and continue the utility service under alternate viable ownership. A copy of the letter is attached hereto as Attachment D. However, no further activity ensued, so on November 8, 2002, the Staff submitted a memo to the Data Center to close the informal rate case. A copy of the memorandum is attached hereto as Attachment E. Among the reasons for closing the case were the failure of Stoddard County Sewer Company to reinstate its corporate status, failure to submit the required past due annual reports, and inactivity with regard to desired changes to the Company's tariff. Notably, however, R.D. Sewer Company and Mr. Owens were relative newcomers to this activity, and in addition, the Staff expected that R.D. Sewer Company (rather than Stoddard County Sewer Company), would initiate an asset transfer action, to resume operations.

Annual Reports. In the Order Granting Waiver (Attachment C hereto), the Commission ordered the Company to file an annual report for 2000 by June 27, 2002, and to file all future annual reports on or before the due date. The Company never filed the 2000 annual report, and the Staff did not find any evidence of enforcement action with regard to that report. The 2001 annual report was due on April 15, 2002, and was filed on May 21, 2002. The annual reports for 2002 through 2006 were all filed on time. The annual report for 2007 is due on April 15, 2008.

The Order Granting Waiver (Attachment C) waived the annual report requirement only for the purpose of allowing the Company to file a small company rate increase case. It did not permanently excuse the Company from filing annual reports for years prior to 2000. However, the Company is now unable to file the reports for those years, for the same reason that it was unable to file them in 2001 – *i. e.*, the data is not available to the current owner of the Company.

The Staff also notes that under the old docket system that existed prior to the implementation of EFIS, Stoddard County had a “P” designation (for “party”), instead of a “U”

designation (for “utility”). Therefore, the annual report forms may not have been sent to the Company. The Commission’s Data Center therefore considered the Company “current” on its obligation to file annual reports, by default.

Commission Assessments. Donna M. Kolilis, Director of the Commission’s Administration Division, sent a letter to “Stoddard County Sewer Company” on March 24, 2000, demanding that the Company pay its annual assessment for fiscal year 2000, in the amount of \$1,991.61. A copy of that letter is attached hereto as Attachment F.

Dana K. Joyce, General Counsel of the Commission, sent a letter to “Brenda K. Wilson, Personal Representative, Estate of Carl S. Bien, Sr., on May 11, 2001, demanding that the Company pay its annual assessment for fiscal year 2001, in the amount of \$1,251.64. A copy of that letter is attached hereto as Attachment G.

Dana K. Joyce, General Counsel of the Commission, sent a letter to “Brenda K. Wilson, Public Administrator, Stoddard County Sewer Company,” on May 10, 2002, demanding that the Company pay its annual assessment for fiscal year 2001, in the amount of \$1,448.56. A copy of that letter is attached hereto as Attachment H.

The Company has not paid the annual assessments for the periods mentioned. The Staff found no evidence that the Company ever responded to any of the three demand letters, or that the Staff or Commission ever took any further action to collect the past due amounts.

Other Violations. The Commission’s March 26 order in this case directed the Staff to identify any company violations that have occurred “from the date in which the company began providing sewer service to the present date.” The Staff has reviewed its own and Commission records dating back to 2000, and has not found any record of any other violation of the Commission’s rules, state statutes or Company tariffs since 2000. However, the Staff has not

been able to review records all the way back to 1979, when the Company began providing service.

Although the Commission's order did not specifically require the Staff to provide information about notices of violation issued by the Department of Natural Resources, the Staff provides the following information. The DNR issued notices of violation to the Company on the following dates: February 19, 2003; February 19, 2003; June 9, 2003; August 26, 2003; January 27, 2005; March 8, 2005; June 15, 2005; September 6, 2005; November 23, 2005; and September 28, 2007. Copies of those 10 notices of violation are attached hereto as Attachment I.

Customer Counts. According to the most recent information available to the Staff, the Company currently has about 172 sewer customers.

R.D. Sewer owns all of the outstanding stock of Stoddard County, but it does not own any sewer plant or any other tangible assets of any kind, and it does not provide sewer service. It has no customers.

Respectfully Submitted,

/s/ Keith R. Krueger

Keith R. Krueger
Deputy General Counsel
Missouri Bar No. 23857

P.O. Box 360
Jefferson City, MO 65102
573-751-4140 (telephone)
573-751-9285 (facsimile)
keith.krueger@psc.mo.gov (e-mail)

ATTORNEY FOR THE STAFF OF THE
MISSOURI PUBLIC SERVICE COMMISSION

Certificate of Service

I hereby certify that copies of this Application have been mailed with first class postage, hand-delivered, transmitted by facsimile or transmitted via e-mail to all counsel and/or parties of record this 4th day of April, 2008.

/s/ Keith R. Krueger

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

In the Matter of the Request of Stoddard County Sewer)
Company, Inc., for a Rate Increase under the Public) Case No. SR-2002-162
Service Commission's Small Company Rate Increase)
Procedure.)

ORDER DIRECTING FILING

On September 27, 2001, Brenda Wilson, Public Administrator of Stoddard County, Missouri, filed a motion on behalf of Stoddard County Sewer Company, Inc., seeking a waiver from Commission Rule 4 CSR 240-2.200, the *Small Company Rate Increase Procedure*. Wilson explains that the Company has been administratively dissolved and that it is now under her control as personal representative of the estate of Carl S. Bien, Sr., an intestate decedent. Wilson further explains that the Company's current rates do not generate sufficient revenue to cover operating and maintenance expenses; that maintenance is consequently suffering; that Wilson plans to sell either the Company or its assets to some responsible party who will take over the operation of the system on a long-term basis; and that a rate increase will "enhance the chances of such a transfer occurring." Wilson admits that the Company has not paid its assessments or filed an annual report "for some time." Wilson promises, if the requested waiver is granted, to begin paying assessments on a prospective basis and to file an annual report for year 2000 within six months.

On October 9, the Staff of the Missouri Public Service Commission responded to Wilson's motion. Staff states that, because of the "unusual circumstances that exist in this case," it has no objection to the granting of Wilson's motion on the conditions she suggests.

The Commission is vested with plenary authority to oversee the operations of public sewer corporations in the state of Missouri in order to safeguard the public interest.^[1] An important aspect of the public interest is that utility companies remain financially healthy and able to provide their services to the public. In 1925, the Missouri Supreme Court stated:^[2]

The enactment of the Public Service Act marked a new era in the history of public utilities. Its purpose is to require the general public not only to pay rates which will keep public utility plants in proper repair for effective public service, but further to insure to the investors a reasonable return upon funds invested. The police power of the state demands as much. We can never have efficient service, unless there is a reasonable guaranty of fair returns for capital invested. * * * These instrumentalities are a part of the very life blood of the state, and of its people, and a fair administration of the act is mandatory. When we say "fair," we mean fair to the public, and fair to the investors.

Company states that its revenues are insufficient to cover current operating and maintenance expenses. Staff does not dispute this assertion and, indeed, supports the waiver sought by the Company. The public interest generally favors an attempt to restore the Company to financial health. However, the parties have not yet provided enough information to the Commission to support the requested waiver. Fairness, after all, means that Company pay its fair share of the Commission's expenses through its annual assessments. Fairness means that the Commission must require Company to obey its rules, including the rules concerning annual reports. Therefore, the Commission will require the parties to provide additional information concerning Company.

IT IS THEREFORE ORDERED:

1. That the Staff of the Missouri Public Service Commission, with the cooperation of the Company, shall investigate and file a report providing the following information:
 - A. What is the current corporate status of Stoddard County Sewer Company, Inc.? Does the corporation still exist? If yes, who owns its shares? Who are its officers, board members and employees? If no, what is the status of the dissolved corporation? What interest does the estate of Carl Bien, Sr., hold in the assets of the former corporation? By what authority does Brenda Wilson act on behalf of the Company (attach copies of any pertinent orders of the probate court)? What action, if any, has the probate court taken with regard to the Company?
 - B. Who is presently operating the Company or its sewage system? Under what authority? Who is providing technical and managerial expertise?
 - C. What are Company's current assets and liabilities? How many customers

does Company have? What quality of service does it provide? What were its annual income and expenses over the past three financial years, whether calendar years or otherwise?

D. Is there any other sewer utility in the area that could take over Company's service area?

E. What calculations support the amount of additional revenue sought?

F. What total amount of Commission assessments are unpaid? What was the last assessment paid by Company? Was it paid in full?

G. What annual reports are outstanding? What was the last annual report filed by Company?

H. Are any legal actions pending regarding company (list each, identifying parties, forum, nature of action, and current status)?

2. That the Staff of the Missouri Public Service Commission shall, on or before November 7, 2001, file its pleading stating a date certain on which it will file the report described in Ordered Paragraph 1, above.

3. That this order shall become effective on November 3, 2001.

BY THE COMMISSION

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Kevin A. Thompson, Deputy Chief
Regulatory Law Judge, by delegation
of authority pursuant to Section 386.240,
RSMo 2000.

Dated at Jefferson City, Missouri,
on this 24th day of October, 2001.

[1] See Section 393.140, RSMo 2000.

[2] *State ex rel. Washington University et al. v. Public Service Commission et al.*, 308 Mo. 328, 344-45, 272 S.W. 971, 973 (en banc).

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED²

NOV 14 2001

In the Matter of Stoddard County Sewer)
Company, Inc., for a Rate Increase under)
the Public Service Commission's Small)
Company Rate Increase Procedure.)

Missouri Public
Service Commission

Case No. SR-2002-162

UPDATED STATUS REPORT ON STODDARD COUNTY SEWER COMPANY, INC.

COMES NOW the Staff of the Missouri Public Service Commission, by and through one of its attorneys, and for an updated Status Report on the Stoddard County Sewer Company, Inc., in compliance with an Order of the Commission entered on October 24, 2001, directing a report, states as follows:

1. Staff has recently obtained information on the status of the Stoddard County Sewer Company, Inc. (Stoddard or Company) that Staff believes should be immediately passed on to the Commission.
2. Staff has been informed by the attorney for the Public Administrator (administrator) of Carl Bien's estate that the part-time maintenance person and/or operator of Stoddard has quit and is no longer overseeing the operation of the sewer system. This individual was the only person overseeing the facility's operation. Therefore, to Staff's knowledge this system is running without maintenance or supervision of any kind.
3. Staff has been trying to assist the Administrator in locating someone to perform maintenance and operational tasks for the sewer facility but to date no one has been found.
4. The attorney for the administrator has advised Staff that without additional funds through a rate increase it is unlikely that an operator/maintenance person can be hired to oversee the facility.

66

5. Below, in bolded type, are the questions the Commission directed the Staff to answer regarding this case. Those questions were contained in an Order of the Commission dated October 24, 2001.

What is the current corporate status of Stoddard County Sewer Company, Inc.?

According to the Missouri Secretary of State's Office (SOS) business entity database, the Company's current status is "Administratively Dissolved for Failure to File an Annual Report." The date of this status is shown as September 14, 1999. The company last filed an annual report with the SOS on April 17, 1998.

Does the corporation still exist?

Missouri statutory law, specifically § 351.486 (3) RSMo 2000 provides that when a corporation is administratively dissolved it *continues its corporate existence* but it may *not carry on any business except that necessary to wind up and liquidate its business and affairs* under sections 351.476 and notify claimants under sections 351.478 and 351.482.

If the corporation still exists who owns its shares?

It is unclear to the Staff at this point in time as to who may ultimately "own" the shares in Stoddard, but Staff believes that these shares have become part of Mr. Bien's estate at his death, and as such, are now under the control of the court-appointed administrator.

Who were the officers, board members and employees of the Company?

It is Staff's understanding that the decedent, Carl Bien, Sr. was the sole shareholder in Stoddard and it is possible that he was the sole corporate officer and employee. However, Staff

has directed these questions to the Missouri Secretary of State's Office and Staff expects to receive information on the personnel makeup of the company shortly.

What interest does the estate of Carl Bien Sr. hold in the assets of the former corporation?

Staff believes that the estate of Mr. Bien includes the shares in the company. However, § 351.476.2 (1) RSMo 2000, provides that *dissolution of a corporation does NOT transfer title to the corporation's property*. Therefore, it appears that the corporation still holds title to the assets of the enterprise, but the estate of Mr. Bien holds the shares in the corporation. It is noteworthy that § 351.476.2 (2) provides that dissolution of a corporation does not prevent transfer of its shares or securities. Thus, it still appears possible that the shareholder interest or ownership in the company could be transferred to someone else.

By what authority does Brenda Wilson act on behalf of the company?

Ms. Wilson was appointed by the Court as the administrator of Mr. Bien's estate. (See copy of court order furnished in Case No. SC-2001-126, and also attached hereto as Appendix A.) Staff believes the ownership interest in the company, represented by the shares in the enterprise, is under the control of the administrator because the shares are part of the estate. In addition, Staff has been advised that the family of Mr. Bien has no interest in operating or owning the sewer facility.

What action, if any, has the probate court taken with regard to the Company?

Staff counsel has contacted the attorney for the administrator and has been advised that he is unaware of any court action with regard to the Company, other than the appointment of Ms. Wilson as the administrator of Mr. Bien's estate.

Who is presently operating the Company or its sewer system? Under what authority? Who is providing technical and managerial expertise?

No one is presently operating the Company or its sewage system or providing any technical or managerial expertise. Mr. Glenn Grubb was performing minimal necessary maintenance and operational labor without compensation on the system until recently as discussed above. Mr. Grubb was associated with the Bien family as a brother-in-law. It is unclear under what authority Mr. Grubb was performing this service. Perhaps he was doing so to initially help Mr. Bien's widow, who is no longer involved in the Company's business, due to appointment of the administrator by the court. It is the Staff's understanding that the administrator is now collecting payment from customers of the system and is paying bills to keep the facility operational.

What are the company's current assets and liabilities?

This is currently unknown, and will likely remain unknown unless or until the Staff conducts a rate audit.

How many customers does the Company have?

The company serves approximately 170 customers.

What quality of service does it provide?

All that the Staff is aware of is that the system is providing sewer service at this time.

What were its annual income and expenses over the past three financial years, whether calendar years or otherwise?

This is currently unknown and will likely remain unknown unless or until the Staff conducts a rate audit, and even then, these amounts may remain unknown even if such an audit is conducted.

Is there any other sewer utility in the area that could take over the Company's service area?

There is no other Commission regulated sewer utility in the immediate area to the best of Staff's knowledge.

What calculations support the amount of additional revenue sought?

Revenues generated by the current rates and the current number of customers, as compared to the estimated annual operating expenses and a reasonable return on estimated rate base.

What total amount of Commission assessments are unpaid? What was the last assessment paid by the Company? Was it paid in full?

Staff has found that the company has not paid any assessments since 1996 and that the total amount of assessments due through fiscal year 2002 is \$7,945.84. The following is a list of assessment monies owed: 2002- \$1,448.56, 2001- \$1,251.64, 2000- \$1,991.61, 1999- \$1,385.15, 1998- \$702.94, 1997-\$499.33 and for 1996-\$666.61

What annual reports are outstanding? What was the last annual report filed by the company?

Staff counsel has researched Commission records and has found that Stoddard filed an annual report in 1979 for calendar year 1978, and that it filed an annual report in 1994 for

calendar year 1993. Therefore it appears that annual reports are due at a minimum for calendar years 1979 through 1992 and for calendar years 1994 through 2000.

Are there any legal actions pending regarding the company (list each, identifying parties, forum, nature of action, and current status)?

Staff is unaware of any pending legal actions regarding the company other than the administration of Mr. Bien's estate.

For clarification purposes, Staff would like to respond briefly to statements contained in the Commission Order dated October 24, 2001 regarding this case. In that Order it appeared to the Staff that the Commission may have assumed that Staff had agreed to the waiving of payment of either past or present assessment monies. Staff would advise the Commission that when it responded to the administrator's Motion for waivers of assessments and annual reports, Staff stated in its response to that Motion filed on October 9, 2001, that it had "*no objections to the delay of payment of any current or past due assessments at a date to be arranged in the future*". For the record, Staff has not agreed to the *waiver* of any assessment monies due presently or in the past. Staff has simply stated that it does not object to the payment of these assessment monies at a later date.

Respectfully submitted,

DANA K. JOYCE
General Counsel



Cliff Snodgrass
Senior Counsel
Missouri Bar No. 52302

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-3966 (Telephone)
(573) 751-9285 (Fax)
snodgra@mail.state.mo.us (e-mail)

Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this November 14, 2001.

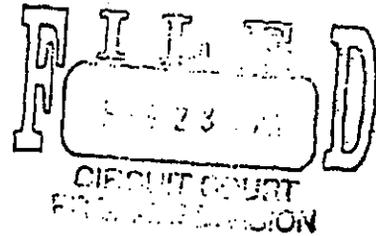


APPENDIX A

IN THE CIRCUIT COURT OF STODDARD COUNTY, MISSOURI

PROBATE DIVISION

ESTATE OF)
)
 CARL S. BIEN, SR.,) Estate No. CV700-96P
)
 DECEASED.)



ORDER APPOINTING PERSONAL REPRESENTATIVE

On October 13, 2000, Heartland Savings Bank filed its petition to require administration, and on November 1, 2000, Ray Clinton filed his petition to require administration of the estate of Carl S. Bien, Sr., deceased. A hearing was held on said petitions on January 31, 2001, and the Court ordered that the estate be administered.

There being no applications filed, the Court finds as follows:

1. Carl S. Bien, Sr. died on the 11th day of April, 2000, intestate, a resident of Stoddard County, Missouri the owner of property subject to administration;
2. None of the persons entitled to administer the estate has applied for letters to administer the estate; and
3. Brenda Wilson, Public Administrator of Stoddard County, is a competent and suitable person to administer the estate and should be appointed personal representative pursuant to Section 473.110.2(3), RSMo 1994.

It appearing that there may be limited assets in the estate, the Court requires the two principal claimants to deposit funds in an amount sufficient to pay the court costs, publication costs, and minimal attorney and personal representative fees.

IT IS, THEREFORE, ORDERED that Heartland Savings Bank and Ray Clinton deposit with the Clerk of this Court the sum of \$750.00 each, not later than March 23, 2001; and upon receipt of said deposits, the Court will appoint the Public Administrator as the personal representative.

Done this 28th day of February, 2001.



Judge #14203

Service List for
Case No. SR-2002-162
Revised: November 7, 2001 (SW)

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

James R. Tweedy
Courthouse Square
P.O. Box 193
Bloomfield, MO 63825

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 27th day of December, 2001.

In the Matter of the Request of Stoddard County Sewer Company, Inc., for a Rate Increase under the Public Service Commission's Small Company Rate Increase Procedure.)
) **Case No. SR-2002-162**
)

ORDER GRANTING WAIVER AND CLOSING CASE

Syllabus:

This order grants a waiver from Commission Rule 4 CSR 240-2.200 and permits a small company rate increase application to proceed despite the fact that the Applicant has an arrearage of unpaid Commission assessments and overdue Annual Reports.

Procedural History:

On September 27, 2001, Brenda Wilson, Public Administrator of Stoddard County, Missouri, filed a motion on behalf of Stoddard County Sewer Company, Inc., seeking a waiver from Commission Rule 4 CSR 240-2.200, the *Small Company Rate Increase Procedure*. Wilson explained that the Company's current rates do not generate sufficient revenue to cover operating and maintenance expenses; that maintenance is consequently suffering; that Wilson plans to sell either the Company or its assets to some responsible party who will take over the operation of the system on a long-term basis; and that a rate increase will "enhance the chances of such a transfer occurring." Wilson admitted that the Company has not paid its assessments or filed an annual report "for some time." Wilson promised, if the requested waiver is granted, to begin paying assessments on a prospective basis and to file an annual report for year 2000 within six months. The past-due assessments would be paid at some future date.

On October 9, the Staff of the Missouri Public Service Commission responded to Wilson's motion. Staff stated that, because of the "unusual circumstances that exist in this case," it has no objection to the granting of Wilson's motion on the conditions she suggested.

On October 24, the Commission directed its Staff to investigate the circumstances surrounding Stoddard County's request and to provide detailed information with respect to several specific questions. Staff first advised the Commission that it would need until December 4 to complete its investigation and file its report, but then filed it on November 14.

Discussion:

In its report, Staff advises the Commission that Stoddard County Sewer Company has been administratively dissolved but continues in existence. Its shares are part of the estate of Carl Bien, Sr., who died intestate on April 11, 2000. So far as Staff is aware, Mr. Bien was the Company's only shareholder, board member, officer, and employee. Brenda Wilson, Public Administrator of Stoddard County, has taken possession of Mr. Bien's estate and is operating the Company pursuant to an order of the probate division of the Stoddard County Circuit Court, entered on February 28, 2001. The Company is presently providing sewer service to some 170 customers. However, its part-time maintenance employee has quit and its continued operation is in doubt.^[1] The Company has not paid its Commission assessment since 1996 and it presently owes \$7,945.84 to the Commission. It has filed annual reports only twice since 1978 and reports are now due for years 1979-1992 and 1994-2000. There is no other Commission-regulated sewer utility in the area. Much of the other detailed information requested by the Commission is simply unavailable, Staff reports. However, this information will be made available as part of the Company's small company rate request proceeding.

Staff repeats that it supports Ms. Wilson's waiver request on the suggested terms and that it is willing to defer the payment of outstanding assessments and the filing of outstanding reports until a later date.

The Commission is vested with plenary authority to oversee the operations of public sewer corporations in the state of Missouri in order to safeguard the public interest.^[2] An important aspect of the public interest is that utility companies remain financially healthy and able to provide their services to the public. In 1925, the Missouri Supreme Court stated:^[3]

The enactment of the Public Service Act marked a new era in the history of public utilities. Its purpose is to require the general public not only to pay rates which will keep public utility plants in proper repair for effective public service, but further to insure to the investors a reasonable return upon funds invested. The police power of the state demands as much. We can never have efficient service, unless there is a reasonable guaranty of fair returns for capital invested. * * * These instrumentalities are a part of the very life blood of the state, and of its people, and a fair

administration of the act is mandatory. When we say "fair," we mean fair to the public, and fair to the investors.

The Public Administrator states that Company's revenues are insufficient to cover current operating and maintenance expenses. Staff does not dispute this assertion and supports the waiver sought by the Public Administrator. The public interest favors the continued operation of the Company as its customers would otherwise be left without sewer service. Therefore, the Commission will grant the requested waiver on the conditions suggested by the Public Administrator and approved by Staff, and will defer until the resolution of the rate case the collection of past due assessments and the filing of overdue annual reports.

IT IS THEREFORE ORDERED:

1. That the motion for waiver filed on September 27, 2001, from the requirement of Commission Rule 4 CSR 240-2.200 that a company be current with respect to annual reports and assessments in order to pursue a small company rate increase, is granted.

2. That the Stoddard County Sewer Company, Inc., shall file an annual report for the year 2000 within six months of the date this order is issued and shall pay all future Commission assessments and file all future annual reports on or before the date due.

3. That this order shall become effective on January 6, 2002.

4. That this case may be closed on January 7, 2002.

BY THE COMMISSION

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(SEAL)

Simmons, Ch., Lumpe, and Forbis,
CC., concur.
Murray, and Gaw, CC., dissent.

Thompson, Deputy Chief Regulatory Law Judge

[1] That employee, Glenn Grubb, is a relative of Mrs. Bien and has evidently performed maintenance services on a volunteer basis since Mr. Bien's death.

[2] See Section 393.140, RSMo 2000.

[3] *State ex rel. Washington University et al. v. Public Service Commission et al.*, 308 Mo. 328, 344-45, 272 S.W. 971, 973 (en banc).



Commissioners
KELVIN L. SIMMONS
Chair
CONNIE MURRAY
SHEILA LUMPE
STEVE GAW
BRYAN FORBIS

Missouri Public Service Commission

POST OFFICE BOX 360
JEFFERSON CITY, MISSOURI 65102
573-751-3234
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ROBERT J. QUINN, JR.
Executive Director
WESS A. HENDERSON
Director, Utility Operations
ROBERT SCHALLENBERG
Director, Utility Services
DONNA M. PRENGER
Director, Administration
DALE HARDY ROBERTS
Secretary/Chief Regulatory Law Judge
DANA K. JOYCE
General Counsel

August 29, 2002

Mr. Rodger Owens, Manager
STODDARD COUNTY SEWER COMPANY, INC.
P.O. Box 302
Wappapello, Missouri 63966

RE: Requests for Increases in Sewer Rates
Informal Rate Case Procedure
Mo. PSC Tariff File No. 2002 00623 (sewer)

Dear Roger:

Pursuant to the Stoddard County Sewer Company, Inc. (Company) request seeking a sewer rate increase under the Missouri Public Service Commission (Commission's) Small Company Rate Increase Procedure.

I am enclosing for your review and consideration results of the Staff's audit. Attached are two series of audit runs. The first one contains the full cost of service the Staff determined was applicable to the Company of \$25,981 increase. Since the Company only requested an increase of \$23,256, this is the maximum amount that the Company can receive in this proceeding. On the second page of each scenario is the development of rates for each cost of service.

When the Company's corporate status and ownership are rectified, there are many other issues that will need to be addressed, before Staff will enter into an agreement to increase rates.

If you have any questions regarding this matter, please contact me at (573) 751-3437.

ATTACHMENT D

Sincerely,

Wendell R. "Randy" Hubbs
Assistant Manager, Rates
Water & Sewer Department

Enclosures:

Copy: Public Counsel

Memorandum

To: Data Center

From: Wendell R. "Randy" Hubbs
Water & Sewer Department - Rates

WRH

*e-sent
11/12/03
WRH*

Date: November 8, 2002

RE: **Stoddard County Sewer Company, Inc.**
Informal Rate Case Filings of February 1, 2002

Commission Tracking No.: 2002 00623 (sewer)

On February 1, 2002, Stoddard County Sewer Company, Inc. (Company) filed for a rate increase pursuant to the Commission's Small Company Rate Increase Procedure. It has been almost 9 months since the customer notice was sent to customers. No action by the Company has been taken to rectify many deficiencies in its operations and records. Because of the excess amount of time since the Company's customers have been noticed, **Staff thereby recommends this case be closed.**

When the Company is ready to move forward with a rate proceeding, Staff will gladly entertain such request, but in another proceeding.

Wendell R. "Randy" Hubbs
Assistant Manager – Water & Sewer Department

Cc: Leasha Teel
Joan Wandel
Keith Krueger
Jim Merciel

Paul Adam
Lisa Kremer
Arlie Smith

David Murray
Ron Bible
Dale Johansen

+ Bill Meyen

March 24, 2000

Stoddard County Sewer Company
P.O. Box 325
Dexter MO 63841

Dear Sir or Madam:

Subject: Delinquent Assessment Payment

Our records indicate that we have not received your payment for the FY-2000 Missouri Public Service Commission assessment. Pursuant to the provisions of 386.370 RSMo Supp. 1999, as a public utility, you are subject to assessment for expenses of the Missouri Public Service Commission. On June 30, 1999, we sent a letter (copy enclosed) showing the amount of your assessment and instructions for payment. The total amount of assessment due by April 15, 2000 is \$1,991.61. Please make checks payable to the Missouri Director of Revenue and mail to the Missouri Public Service Commission; Attention: Internal Accounting; P.O. Box 360; Jefferson City, MO 65102. If you have already sent your payment, please disregard this notice.

You should be aware that Commission approval of future requests for action filed at the Commission may be conditioned on statement of revenue filings and paid assessments. Also, section 386.570, RSMo 1994, provides for penalties of \$100 per day for failure to comply with Commission orders and requirements. In the most serious cases, the Commission may even order the suspension or revocation of certificates for failure to comply with assessment obligations.

If you have questions, you may call our Internal Accounting Department at (573)751-4274.

Sincerely,



Donna M. Kolilis, Director
Administration Division

DMK/hd
Enclosure

ATTACHMENT F



Missouri Public Service Commission

POST OFFICE BOX 360
JEFFERSON CITY, MISSOURI 65102
573-751-3234
573-751-1847 (Fax Number)
<http://www.psc.state.mo.us>

May 11, 2001

Commissioners
SHEILA LUMPE
Chair
M. DIANNE DRAINER
Vice Chair
CONNIE MURRAY
KELVIN L. SIMMONS
STEVE GAW

BRIAN D. KINKADE
Executive Director
WESS A. HENDERSON
Director, Utility Operations
ROBERT SCHALLENBERG
Director, Utility Services
DONNA M. KOLILIS
Director, Administration
DALE HARDY ROBERTS
Secretary/Chief Regulatory Law Judge
DANA K. JOYCE
General Counsel

Ms. Brenda S. Wilson, Personal Representative
Estate of Carl S. Bien, Sr.
P.O. Box 347
Bloomfield, MO 63285

RE: Annual Assessment of the Stoddard County Sewer Company

Dear Ms. Wilson:

The Missouri Public Service Commission is authorized by Section 386.370 RSMo 2000 to determine the amount of an annual assessment for expenses of the Commission to be collected from public utilities operating in this state. The public utilities subject to this assessment are defined in 386.020 RSMo 2000. The Commission calculates the annual assessment using the method required by statute at Section 386.370.2. RSMo 2000.

In June 2000, the Commission issued orders determining the amount of assessment owed by each utility. At the end of June 2000, the Commission notified the Stoddard County Sewer Company of the amount of their assessment for the fiscal year beginning July 1, 2000. Payment of that amount was due on July 15, 2000, with an option for four quarterly payments due July 15th, October 15th, January 15th and April 15th. To date, the company has an unpaid annual assessment of \$1,251.64.

In accord with the authority granted to the Commission to make annual assessments to public utilities, the Commission hereby demands immediate payment of the annual assessment. Section 386.570 RSMo 2000 provides for penalties of \$100.00 to \$2000.000 per day for failure to comply with any Commission order or demand. In addition, in serious cases of failure to comply with assessment obligations, the Commission may order suspension or revocation of the company's certificate to operate in this state:

PLEASE NOTE: If you do not, within thirty (30) days of the date of this letter, forward a check made payable to the Director of Revenue, State of Missouri to the Missouri Public Service

ATTACHMENT G

May 11, 2001

Page 2

Commission, Attn: Internal Accounting Department, P.O. Box 360, Jefferson City, MO 65102, my office will, without further notice, initiate appropriate legal actions cited above. If you have questions concerning your balance or payment arrangements, contact Helen Davis, Internal Accounting, at 573-751-4274.

Sincerely,



Dana K. Joyce
General Counsel

DKJ:hd

c: Brian Kinkade
Helen Davis



Missouri Public Service Commission

Commissioners
KELVIN L. SIMMONS
Chair
CONNIE MURRAY
SHEILA LUMPE
STEVE GAW
BRYAN FORBIS

POST OFFICE BOX 360
JEFFERSON CITY, MISSOURI 65102
573-751-3234
573-751-1847 (Fax Number)
<http://www.psc.state.mo.us>

ROBERT J. QUINN, JR.
Executive Director
WESS A. HENDERSON
Director, Utility Operations
ROBERT SCHALLENBERG
Director, Utility Services
DONNA M. PRENGER
Director, Administration
DALE HARDY ROBERTS
Secretary/Chief Regulatory Law Judge
DANA K. JOYCE
General Counsel

May 10, 2002

Ms. Brenda Wilson, Public Administrator
Stoddard County Sewer Company
PO Box 325
Dexter, MO 63841

RE: Annual Assessment

Dear Ms. Wilson:

The Missouri Public Service Commission is authorized by Section 386.370 RSMo 2000 to determine the amount of an annual assessment for expenses of the Commission to be collected from public utilities operating in this state. The public utilities subject to this assessment are defined in 386.020 RSMo 2000. The Commission calculates the annual assessment using the method required by statute at Section 386.370.2. RSMo 2000.

In June 2001, the Commission issued orders determining the amount of assessment owed by each utility. At the end of June 2001, the Commission notified you of the amount of your assessment for the fiscal year beginning July 1, 2001. Payment of that amount was due on July 15, 2001, with an option for four quarterly payments due July 15th, October 15th, January 15th and April 15th. To date, you have an unpaid annual assessment of \$1,448.56.

In accord with the authority granted to the Commission to make annual assessments to public utilities, the Commission hereby demands immediate payment of your annual assessment. Section 386.570 RSMo 2000 provides for penalties of \$100.00 to \$2000.000 per day for failure to comply with any Commission order or demand. In addition, in serious cases of failure to comply with assessment obligations, the Commission may order suspension or revocation of your certificate to operate in this state.

PLEASE NOTE: If you do not, within thirty (30) days of the date of this letter, forward your check made payable to the Director of Revenue, State of Missouri to the Missouri Public Service

ATTACHMENT H

May 10, 2002

Page 2

Commission, Attn: Internal Accounting Department, P.O. Box 360, Jefferson City, MO 65102, my office will, without further notice, initiate appropriate legal actions cited above. If you have questions concerning your balance or payment arrangements, contact Helen Davis, Internal Accounting, at 573-751-4274.

Sincerely,



Dana K. Joyce
General Counsel

DKJ:hd

c: Robert J. Quinn, Jr.
Helen Davis



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 DIVISION OF ENVIRONMENTAL QUALITY
 NOTICE OF VIOLATION

P.O. BOX 176
 JEFFERSON CITY, MO 65102

VIOLATION NUMBER
 17819 SE

DATE AND TIME ISSUED

SOURCE (NAME, ADDRESS, PERMIT NUMBER, LOCATION)
 Stoddard County Sewer
 P.O. Box 347
 Bloomfield, Missouri 63825

MAILING ADDRESS P.O. Box 347	CITY Bloomfield	STATE MO	ZIP 63825
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NAME OF OWNER OR MANAGER Ms. Brenda Wilson	TITLE OF OWNER OR MANAGER Public Administrator
---	---

LAW, REGULATION OR PERMIT VIOLATED
 Missouri Clean Water Law, Sections 644.051.1(3) and 644.076.1 RSMo.
 Department of Natural Resources Regulation 10 CSR 20-7.015 8 (B) 1
 Missouri State Operating Permit MO-0096881, Part "A" Effluent Limitations

NATURE OF VIOLATION	DATE(S)	TIME(S)
1) Since 12 /01/02 failed to comply with effluent limits contained in Part "A" of Missouri State Operating Permit (MSOP) number MO-0096881 [Section 644.051.1(3) and 644.076.1], RMSo.		

SIGNATURE (PERSON RECEIVING NOTICE) Sent Certified Mail # 7002 2030 0000 1242 1680	SIGNATURE (PERSON ISSUING NOTICE) Travis Abernathy
TITLE OR POSITION	TITLE OR POSITION/DNR REGION Environmental Specialist



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 DIVISION OF ENVIRONMENTAL QUALITY
 NOTICE OF VIOLATION

P.O. BOX 176
 JEFFERSON CITY, MO 65102

VIOLATION NUMBER 17819 SE ✓

DATE AND TIME ISSUED

SOURCE (NAME, ADDRESS, PERMIT NUMBER, LOCATION)
 Stoddard County Sewer

P.O. Box 347

Bloomfield, Missouri 63825

MAILING ADDRESS P.O. Box 347	CITY Bloomfield	STATE MO	ZIP 63825
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NAME OF OWNER OR MANAGER Ms. Brenda Wilson	TITLE OF OWNER OR MANAGER Public Administrator
---	---

LAW, REGULATION OR PERMIT VIOLATED

Missouri Clean Water Law, Sections 644.051.1(3) and 644.076.1 RSMo.

Department of Natural Resources Regulation 10 CSR 20-7.015 8 (B) 1

Missouri State Operating Permit MO-0096881, Part "A" Effluent Limitations

NATURE OF VIOLATION	DATE(S):	TIME(S):
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1) Since 12 /01/02 failed to comply with effluent limits contained in Part "A" of Missouri State Operating

Permit (MSOP) number MO-0096881 [Section 644.051.1(3) and 644.076.1], RMSo.

SIGNATURE (PERSON RECEIVING NOTICE) Sent Certified Mail # 7002 2030 0000 1242 1680	SIGNATURE (PERSON ISSUING NOTICE) Travis Abernathy
---	---

TITLE OR POSITION	TITLE OR POSITION/DNR REGION Environmental Specialist
-------------------	--



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 DIVISION OF ENVIRONMENTAL QUALITY
 NOTICE OF VIOLATION

P.O. BOX 176
 JEFFERSON CITY, MO 65102

VIOLATION NUMBER
 17602 SE

DATE AND TIME ISSUED
 June 9, 2003 4:00 p.m.

SOURCE (NAME, ADDRESS, PERMIT NUMBER, LOCATION)
 Stoddard County Sewer, Inc.
 P.O. Box 347
 Bloomfield, Missouri 63825

MAILING ADDRESS P.O. Box 347	CITY Bloomfield	STATE MO	ZIP 63825
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NAME OF OWNER OR MANAGER Ms. Brenda Wilson	TITLE OF OWNER OR MANAGER Public Administrator
---	---

LAW, REGULATION OR PERMIT VIOLATED
 Missouri Clean Water Law, Sections 644.051.1(3) and 644.076.1 RSMo.
 Department of Natural Resources Regulation 10 CSR 20-7.015 8 (B) 1
 Missouri State Operating Permit MO-0096881, Part "A" Effluent Limitations

NATURE OF VIOLATION	DATE(S)	TIME(S)
1) Since January of 2003, failed to comply with effluent limits contained in Part "A" of Missouri State Operating Permit (MSOP) number MO-0096881 [Section 644.051.1(3) and 644.076.1], RSMo.		

SIGNATURE (PERSON RECEIVING NOTICE) Sent Certified Mail # 7002 2410 0000 4120 6540	SIGNATURE (PERSON ISSUING NOTICE) Travis J. Abernathy
TITLE OR POSITION	TITLE OR POSITION/DNR REGION Environmental Specialist Southeast Regional Office



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 DIVISION OF ENVIRONMENTAL QUALITY
 NOTICE OF VIOLATION

P.O. BOX 176
 JEFFERSON CITY, MO 65102

VIOLATION NUMBER
 17945 SE

DATE AND TIME ISSUED
 August 26, 2003 4:00pm

SOURCE (NAME, ADDRESS, PERMIT NUMBER, LOCATION)
 Stoddard County Sewer
 P.O. Box 347
 Bloomfield, Missouri 63825

MAILING ADDRESS P.O. Box 347	CITY Bloomfield	STATE MO	ZIP 63825
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NAME OF OWNER OR MANAGER Ms. Brenda Wilson	TITLE OF OWNER OR MANAGER Public Administrator
---	---

LAW, REGULATION OR PERMIT VIOLATED
 Missouri Clean Water Law, Sections 644.051.1(3) and 644.076.1 RSMo
 Department of Natural Resources Regulation 10 CSR 20-7.015 8 (B)1
 Missouri State Operating Permit MO-0096881, Part "A" Effluent Limitations

NATURE OF VIOLATION	DATE(S):	TIME(S):
1) Since April of 2003, failed to comply with effluent limits contained in Part "A" of Missouri State Operating Permit (MSOP) number MO-0096881 [Section 644.051.1(3) and 644.076.1], RSMo.		

SIGNATURE (PERSON RECEIVING NOTICE)
 Sent
 Certified Mail # 7002 2410 0000 4120 5147

SIGNATURE (PERSON ISSUING NOTICE)

 Travis Abernathy

TITLE OR POSITION

TITLE OR POSITION/DNR REGION
 Environmental Specialist
 Southeast Regional Office



MISSOURI DEPARTMENT OF NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL QUALITY
NOTICE OF VIOLATION

P.O. BOX 176
JEFFERSON CITY, MO 65102

VIOLATION NUMBER
18151 SE

DATE AND TIME ISSUED
January 27, 2005 9:30 A.M.

SOURCE (NAME, ADDRESS, PERMIT NUMBER, LOCATION)
Stoddard County Sewer Company Inc. MO-0096881
P.O. Box 325
Dexter, MO 63841

MAILING ADDRESS	CITY	STATE	ZIP
Ruth Bien C/O Stephen W. Holden, 718 W. Bus. Hwy 60	Dexter	MO	63841
Ray Clinton, 820 N. Main Street	Sikeston	MO	63801

NAME OF OWNER OR MANAGER	TITLE OF OWNER OR MANAGER
Ruth Bien and Ray Clinton	Ruth Bien-Heir/Ray Clinton - Lienholder

LAW, REGULATION OR PERMIT VIOLATED

Missouri Clean Water Law Sections: 644.051.1(1)(3), 644.076.1

Missouri Department of Natural Resources Rules and Regulations: 10 CSR 20-7.031 (3) (A) and (C)

NATURE OF VIOLATION DATE(S): TIME(S):

- Failed to prevent a bypass as required by Standard Conditions Part I of Missouri State Operating Permit (MSOP) MO-0096881 [Section 644.076.1 RSMO]
- Failed to notify the Department of a bypass in writing as required by Standard Conditions Part I of MSOP MO-0096881 [Section 644.076.1 RSMO].
- Failed to operate and maintain facilities to comply with the Missouri Clean Water Law and applicable Permit conditions [Sections 644.051.1 (3) and 644.076.1, RSMO].
- Placed or caused or permitted to be placed a water contaminant in a location where it is reasonably certain to cause pollution to waters of the State [Sections 644.051.1 (1) and 644.076.1 RSMO] and 10 CSR 20-7.031 (3) (A&C).

SIGNATURE (PERSON RECEIVING NOTICE)	SIGNATURE (PERSON ISSUING NOTICE)
Sent Certified Mail # 7004 1160 0004 7370 2565	Tony Kerley <i>Tony Kerley</i>
TITLE OR POSITION	TITLE OR POSITION/DNR REGION
	Environmental Specialist III, SERO



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 DIVISION OF ENVIRONMENTAL QUALITY
 NOTICE OF VIOLATION

P.O. BOX 176
 JEFFERSON CITY, MO 65102

VIOLATION NUMBER
 18172 SE

DATE AND TIME ISSUED March 8, 2005 4:00pm				Sent Certified Mail : 7004 1160 0004 7370 2251			
SOURCE (NAME, ADDRESS, PERMIT NUMBER, LOCATION)							
Stoddard County Sewer, Inc							
718 West Business Hwy 60							
Dexter, MO 63481							
MAILING ADDRESS				CITY	STATE	ZIP	
718 West Business Hwy 60				Dexter	MO	63481	
NAME OF OWNER OR MANAGER				TITLE OF OWNER OR MANAGER			
Ruth Bien and Ray Clinton				Ruth Bien- Heir/ Ray Clinton Lienholder			
LAW, REGULATION OR PERMIT VIOLATED							
Missouri Clean Water Law, Sections 644.051.1(3) and 644.076.1 RSMo.							
Department of Natural Resources Regulation 10 CSR 20-7.015 8 (B) 1							
Missouri State Operating Permit MO-0096881, Part "A" Effluent Limitations							
NATURE OF VIOLATION				DATE(S):	TIME(S):		
1) Since January 6, 2004, Stoddard County Sewer, Inc. has failed to comply with effluent limits contained in Part "A" of Missouri State Operating Permit (MSOP) number MO-0096881 [Section 644.051.1(3) and 644.076.1], RMSo.							
SIGNATURE (PERSON RECEIVING NOTICE)				SIGNATURE (PERSON ISSUING NOTICE)			
				Travis Abernathy 			
TITLE OR POSITION				Environmental Specialist II / Southeast Regional Office			



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 DIVISION OF ENVIRONMENTAL QUALITY
 NOTICE OF VIOLATION

P.O. BOX 176
 JEFFERSON CITY, MO 65102

VIOLATION NUMBER
 18199 SE

DATE AND TIME ISSUED

June 15, 2005 4:00pm

Sent Certified Mail : 7004 1160 0004 7370 4729

SOURCE (NAME, ADDRESS, PERMIT NUMBER, LOCATION)

Stoddard County Sewer, Inc

718 West Business Hwy 60

Dexter, MO 63481

MAILING ADDRESS

718 West Business Hwy 60

CITY

Dexter

STATE

MO

ZIP

63481

NAME OF OWNER OR MANAGER

Ruth Bien and Ray Clinton

TITLE OF OWNER OR MANAGER

Ruth Bien- Heir/ Ray Clinton Lienholder

LAW, REGULATION OR PERMIT VIOLATED

Missouri Clean Water Law, Sections 644.051.1(3) and 644.076.1 RSMo.

Department of Natural Resources Regulation 10 CSR 20-7.015 8 (B) 1

Missouri State Operating Permit MO-0096881, Part "A" Effluent Limitations

NATURE OF VIOLATION

DATE(S)

TIME(S)

1) Since January 1, 2005, Stoddard County Sewer, Inc. has failed to comply with effluent limits contained in Part "A" of Missouri State Operating Permit (MSOP) number MO-0096881 [Section 644.051.1(3) and 644.076.1], RSMo.

SIGNATURE (PERSON RECEIVING NOTICE)

SIGNATURE (PERSON ISSUING NOTICE)

Travis Abernathy

TITLE OR POSITION

Environmental Specialist II / Southeast Regional Office



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 DIVISION OF ENVIRONMENTAL QUALITY
 NOTICE OF VIOLATION

P.O. BOX 176
 JEFFERSON CITY, MO 65102

VIOLATION NUMBER
18210 SE

DATE AND TIME ISSUED September 6, 2005 4:00pm			
SOURCE (NAME, ADDRESS, PERMIT NUMBER, LOCATION) Stoddard County Sewer, Inc 718 West Business Hwy 60 Dexter, MO 63481			
MAILING ADDRESS 718 West Business Hwy 60		CITY Dexter	STATE MO
		ZIP 63481	
NAME OF OWNER OR MANAGER Ruth Bien and Ray Clinton		TITLE OF OWNER OR MANAGER Ruth Bien- Heir/ Ray Clinton Lienholder	
LAW, REGULATION OR PERMIT VIOLATED Missouri Clean Water Law, Sections 644.051.1(3) and 644.076.1 RSMo. Department of Natural Resources Regulation 10 CSR 20-7.015 8 (B) 1 Missouri State Operating Permit MO-0096881, Part "A" Effluent Limitations			
NATURE OF VIOLATION			
DATE(S)			
TIME(S)			
1) Since April 05, 2005, Stoddard County Sewer, Inc. has failed to comply with effluent limits contained in Part "A" of Missouri State Operating Permit (MSOP) number MO-0096881 [Section 644.051.1(3) and 644.076.1], RMSo.			
SIGNATURE (PERSON RECEIVING NOTICE) Sent Certified Mail : 7004 1160 0004 7370 4972		SIGNATURE (PERSON ISSUING NOTICE) Travis Abernathy	
TITLE OR POSITION		Environmental Specialist II / Southeast Regional Office	



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 DIVISION OF ENVIRONMENTAL QUALITY
 NOTICE OF VIOLATION

P.O. BOX 176
 JEFFERSON CITY, MO 65102

VIOLATION NUMBER
18361 SE

DATE AND TIME ISSUED
 November 23, 2005 4:00pm

SOURCE (NAME, ADDRESS, PERMIT NUMBER, LOCATION)
 Stoddard County Sewer, Inc
 718 West Business Hwy 60
 Dexter, MO 63481

MAILING ADDRESS 718 West Business Hwy 60	CITY Dexter	STATE MO	ZIP 63481
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NAME OF OWNER OR MANAGER Ruth Bien and Ray Clinton	TITLE OF OWNER OR MANAGER Ruth Bien- Heir/ Ray Clinton Lienholder
---	--

LAW, REGULATION OR PERMIT VIOLATED
 Missouri Clean Water Law, Sections 644.051.1(3) and 644.076.1 RSMo.
 Department of Natural Resources Regulation 10 CSR 20-7.015 8 (B) 1
 Missouri State Operating Permit MO-0096881, Part "A" Effluent Limitations

NATURE OF VIOLATION	DATE(S)	TIME(S)
1) Since July 19, 2005 Stoddard County Sewer, Inc. has failed to comply with effluent limits contained in Part "A" of Missouri State Operating Permit (MSOP) number MO-0096881 [Section 644.051.1(3) and 644.076.1], RSMo.		

SIGNATURE (PERSON RECEIVING NOTICE) Sent Certified Mail : 7004 1160 0001 4017 8500	SIGNATURE (PERSON ISSUING NOTICE)
TITLE OR POSITION	Travis Abernathy Environmental Specialist III / Southeast Regional Office



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 DIVISION OF ENVIRONMENTAL QUALITY
 NOTICE OF VIOLATION

P.O. BOX 176
 JEFFERSON CITY, MO 65102

VIOLATION NUMBER
18399 SE

DATE AND TIME ISSUED
 9/28/2007 @ 4:00 pm

SOURCE (NAME, ADDRESS, PERMIT NUMBER, LOCATION)
 Stoddard County Sewer District
 718 West Business Highway 60
 Dexter, MO 63841
 Permit # MO0096881

MAILING ADDRESS	CITY	STATE	ZIP
718 West Business Highway 60	Dexter	MO	63841

NAME OF OWNER OR MANAGER	TITLE OF OWNER OR MANAGER
Ms. Ruth Bien C/O Stephan W. Holden, P.C.	Owner

LAW, REGULATION OR PERMIT VIOLATED
 Missouri Clean Water Law 644.076.1 RSMo.

Department of Natural Resources Regulations 10CSR 20-7.015 (9)(A)1

Missouri State Operating Permit MO0096881, Part "A" Effluent Limitations

NATURE OF VIOLATION	DATE(S):	TIME(S):
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1) Since December 20, 2006, the Stoddard County Sewer District has failed to comply with effluent limits contained in Part "A" of Missouri State Operating Permit (MSOP) number MO0096881 for outfall 001, [Section 644.051.1(3) and 644.076.1], RSMo.

SIGNATURE (PERSON RECEIVING NOTICE)
 Sent Certified Mail # 7006 2760 0004 9442 1673

SIGNATURE (PERSON ISSUING NOTICE)

TITLE OR POSITION

TITLE OR POSITION/DNR-REGION
 Travis Abernathy
 Environmental Specialist III, Southeast Regional Office