

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

The Staff of the Missouri Public)	
Service Commission,)	
)	
Complainant,)	
)	
v.)	<u>Case No. WC-2008-0079</u>
)	
Universal Utilities, Inc., and)	
Nancy Carol Croasdell,)	
)	
Respondents.)	

ORDER COMPELLING UNIVERSAL UTILITIES AND NANCY CAROL
CROASDELL TO PRODUCE BOOKS, ACCOUNTS, PAPERS OR
RECORDS

Issue Date: January 3, 2008

Effective Date: January 7, 2008

On December 13, 2007, the Commission issued an order striking the Respondents' answer and entering default judgment against the Respondents, Universal Utilities, Inc., and Nancy Carol Croasdell, as a sanction for their refusal to comply with a discovery order issued by the Commission on November 1, 2007. The default judgment found that the facts alleged in Staff's amended complaint are established. Consequently, the Staff's allegation that the Respondents are operating a public water and sewer utility in Missouri without authority from this Commission in violation of Missouri statutes is established.

On December 28, the Commission's Staff filed a motion asking the Commission to order Universal Utilities and Nancy Carol Croasdell to produce books, accounts, papers, or records regarding their operations in Missouri pursuant to Section 386.450, RSMo 2000.

Staff asks that the requested documents be produced at the Commission's office at 10:00 a.m. on January 7, 2008.

The statute under which Staff asks the Commission to act authorizes the Commission to require any public utility to produce records demanded by the Public Counsel or the Commission. It is not a discovery statute and there is no requirement that the Commission find that the requested documents are relevant to any complaint or other action before the Commission. Instead, the statute simply requires the public utility to produce the documents that the Commission wants to inspect if ordered to do so.

The Commission will order Universal Utilities and Nancy Carol Croasdell to produce the documents requested by Staff.

IT IS ORDERED THAT:

1. At 10:00 a.m. on January 7, 2008, at Room 810 of the Commission's Offices, 200 Madison Street, Jefferson City, Missouri 65102, Universal Utilities, Inc. and Nancy Carol Croasdell shall produce any books, accounts, papers or records kept by them in any office or place within or without this state, or at their option, verified copies in lieu thereof, so that an examination thereof may be made by the Commission or its Staff.

2. This order shall become effective on January 7, 2008.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Morris L. Woodruff, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 3rd day of January, 2008.