

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

The Office of the Public Counsel, )  
An agency of the State of Missouri, )  
 )  
Complainant, )  
 )  
v. )  
 )  
The Tranquility Group, LLC d/b/a )  
Branson Cedars Resort, )  
Branson Cedars Resort Utility )  
Company LLC, )  
A Missouri water and sewer corporation, )  
 )  
Respondents. )

**Case No. WC-2015-0288**

**Case No. SC-2015-0289**

**STAFF’S MOTION TO HOLD CASES IN ABEYANCE**

**COMES NOW** the Staff of the Missouri Public Service Commission, by and through counsel, and for its *Motion to Hold Cases in Abeyance*, states as follows:

1. On May 5, 2015, the Office of the Public Counsel (OPC) filed its *Complaints* against Respondents The Tranquility Group, doing business as Branson Cedars Resort, and Branson Cedars Resort Utility Company, LLC, charging that Respondents were providing unauthorized water and sewer service to the public for gain using water system assets that they owned, controlled or operated, and that their charges for these services were unjust and unreasonable because untariffed and unapproved. For relief, OPC requested refunds of all charges collected and penalties.

2. Long before OPC filed its belated complaints, on August 15, 2014, Respondents filed with this Commission *Applications* for certificates of convenience and necessity (“CCN”) that, when granted, would allow them to do legally all the things that OPC alleges they are now doing unlawfully. Those cases are WA-2015-0049 and

SA-2015-0107, the latter since consolidated into the former.

3. Staff reports that the CCN case is progressing satisfactorily and that Respondents are cooperating in every respect. A status report is due on August 4, 2015.

4. On account of the foregoing, there is no need – and public benefit to be realized – by taking any action in this complaint case.

**WHEREFORE**, Staff prays that the Commission will hold this case in abeyance pending the resolution of Case Nos. WA-2015-0049 and SA-2015-0107; and grant such other and further relief as may be just in the circumstances.

Respectfully submitted,

**/s/ Kevin A. Thompson**

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### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing has been served, by hand delivery, electronic mail, or First Class United States Mail, postage prepaid, to all parties of record on the Service List maintained for this case by the Data Center of the Missouri Public Service Commission, on this 29<sup>th</sup> day of June, 2015.

**/s/ Kevin A. Thompson**