BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

The Staff of the Missouri Public Service Commission,)
Complainant,)
VS.) Case No. WC-2015 - 0011
Ridge Creek Development, L.L.C., and Mike Stoner and Denise Stoner,))
Respondents.)

MOTION TO DISMISS

COMES NOW the Staff of the Public Service Commission, by and through counsel, and hereby states as follows:

- Staff filed its Complaint against Respondents on July 14, 2014, charging that Respondents were providing unauthorized water service to residents of their Ridge Creek development.
- 2. On February 4, 2015, Ridge Creek Water Company, LLC ("Ridge Creek" or "Company") filed its application for a certificate of service authority in Case No. WA-2015-0182.
- 3. Staff filed its *Recommendation* in Case No. WA-2015-0182 on May 22, 2015, wherein Staff asserted that the application is not detrimental to the public interest. On August 17, 2015, Ridge Creek, Missouri Department of Natural Resources, and Staff filed a *Non-Unanimous Stipulation and Agreement*.
- 4. On September 2, 2015, the Commission entered an *Order* approving the *Application* and the *Non-Unanimous Stipulation and Agreement* in Case No. WA-2015-0182. On October 13, 2015, the Commission entered an *Order Approving*

Compliance Tariff in case no WA-2015-0182 with the file to be closed on October 23, 2015.

- 5. The concerns that caused Staff to file the Complaint are resolved by the approval of the CCN and no longer need to be pursued in this complaint case.
- 6. Staff now moves to dismiss its Complaint against Respondents, Case No. WC-2015-0011.

WHEREFORE, Staff respectfully submits this *Motion to Dismiss* for the Commission's information and consideration and further requests that this matter be dismissed and the case be closed.

Respectfully submitted,

/s/ Marcella L. Mueth

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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 27th day of October, 2015.

/s/ Marcella L. Mueth