

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

In the Matter of TUK LLC for Certificates of )  
Convenience and Necessity Authorizing it to Install, )  
Own, Acquire, Construct, Operate, Control, Manage )  
and Maintain Water and Sewer Systems in Jefferson )  
County, Missouri )

**Case No. WA-2015-0169**

**STAFF’S RESPONSE TO ORDER SETTING PREHEARING CONFERENCE**

**COMES NOW** the Staff of the Missouri Public Service Commission, by and through counsel, and for its *Response to Order Setting Prehearing Conference*, states:

1. On June 25, 2015, the Commission issued its *Order Setting Prehearing Conference*, in which the Commission stated:

Staff filed a report on May 22, 2015, recommending that the application be approved subject to certain conditions, including the requirement for a rate review by Staff within 12 to 18 months after rates become effective. On June 2, 2015, the Office of the Public Counsel filed a response to Staff’s recommendation that did not oppose granting the application but objected to the subsequent Staff rate review. The Office of the Public Counsel instead proposed that the company file a new rate case within 18 months of the order setting rates after the true-up audit. TUK LLC responded by stating that it does not object to either the rate review or the rate case requirement, but does object to participating in both.

2. Rather than put the Company to the unnecessary expense of contested-case procedures in order to determine whether a rate review or a rate case will be required within 18 months of the granting of a certificate of convenience and necessity (“CCN”), particularly where the Company itself does not object to OPC’s recommendation, Staff hereby withdraws its recommended condition of a rate review by Staff within 12 to 18 months after rates become effective and concurs in OPC’s recommendation.

3. With this change of condition, Staff believes that a prehearing conference is no longer necessary.

**WHEREFORE**, Staff prays that the Commission will grant the requested CCN, subject to the conditions proposed by Staff, except that Staff concurs in OPC's suggestion that the Company be required to file a general rate case within 18 months of the effective date of rates in this case; and grant such other and further relief as is just in the premises.

Respectfully submitted,

/s/ Kevin A. Thompson  
**KEVIN A. THOMPSON**  
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Attorney for the Staff of the Missouri  
Public Service Commission.

### **CERTIFICATE OF SERVICE**

I hereby certify that true and correct copies of the foregoing were mailed, electronically mailed, or hand-delivered to all counsel of record this **29<sup>th</sup> day of June, 2015**.

/s/ Kevin A. Thompson