

**STATE OF MISSOURI  
MISSOURI PUBLIC SERVICE COMMISSION**

<b>In the Matter of The Application of</b>	<b>)</b>	<b>WT-2004-0192</b>
<b>Missouri-American Water Company for</b>	<b>)</b>	<b>Tariff Nos.</b>
<b>Approval of an Agreement with Pre-</b>	<b>)</b>	<b>YW-2004-0555</b>
<b>mium Pork, L. L. C., for the Retail</b>	<b>)</b>	<b>YW-2004-0556</b>
<b>Sale and Delivery of Water</b>	<b>)</b>	

**AG PROCESSING INC A COOPERATIVE  
REQUEST FOR SUSPENSION OF PROPOSED TARIFF**

---

COMES NOW AG PROCESSING INC A COOPERATIVE ("AGP") and requests suspension of the proposed tariff filed by Missouri-American Water Company's ("MAWC") on October 17, 2003 and in support thereof states:

1. AGP incorporates by reference Paragraphs 1 through 10 inclusive of its Application to Intervene and Motion for Expedited Consideration filed this date.

2. AGP incorporates by reference Paragraphs 11 and 12 of AGP's Motion for Expedited Consideration related to its Application to Intervene filed this date.

3. AGP incorporates by reference Paragraphs 1 through 3 inclusive of its Response to Missouri-American's Motion or Request for Expedited Treatment also filed this date.

4. A copy of the tariff requested to be suspended is attached hereto as Appendix A as required by 4 CSR 240-2.065(3).

5. The nature of AGP's concern regarding this proposed tariff is exacerbated because there is insufficient time to receive, review and analyze critical factual documents that were

not attached with MAWC's original Application and which AGP may apparently only review after its Intervention in this proceeding has been granted. AGP does not wish to impede location of additional businesses in St. Joseph but is deeply concerned that its own already excessive and noncompetitive water rates from MAWC will be made even more excessive and even more noncompetitive if AGP along with other industrial customers are required to absorb a subsidy resulting from potentially insufficient revenues relative to costs associated with service under the proposed tariff. AGP is also concerned that while on one hand MAWC is seeking to further increase those rates in its pending rate case No. WR-2003-0500, on the other hand MAWC inconsistently implies through its Application (and attaches documentation thereto so stating) that its **existing** rates for **existing** customers in the St. Joseph district are so noncompetitive as to be unable to attract new businesses without substantially reducing those rates for lengthy periods of time.

6. AGP would request that the proposed tariff not be suspended for the full statutory period, but rather for some shorter period such as 60 or 90 days that is sufficient for the materials to be reviewed and analyzed and AGP's concerns to be addressed and for a hearing to be held if necessary.

WHEREFORE, AGP prays a Commission Order suspending the proposed tariff attached hereto in accordance with the above recommendation.

Respectfully submitted,

FINNEGAN, CONRAD & PETERSON, L.C.

A handwritten signature in black ink, appearing to read "Stuart W. Conrad", is written over a horizontal line.

Stuart W. Conrad Mo. Bar #23966

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ATTORNEYS FOR AG PROCESSING INC A  
COOPERATIVE

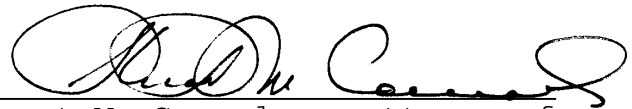
**CERTIFICATE OF SERVICE**

I certify that I have served a copy of the foregoing Request on each of the following persons either by postage-paid U.S. mail, by e-mail or by facsimile transmission.

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

Dean L. Cooper, Esq.  
Brydon, Swearengen & England,  
P.C.  
312 East Capitol Avenue  
P. O. Box 456  
Jefferson City, MO 65102-0456

Dated: October 24, 2003

A handwritten signature in black ink, appearing to read "Stuart W. Conrad", written over a horizontal line.

Stuart W. Conrad, an attorney for  
within respondent

# APPENDIX A

# APPENDIX B

FORM NO. 13

P.S.C. MO. NO. 1

CANCELLING

(1<sup>st</sup> Revised)  
(Original)

SHEET NO. C

SHEET NO. C

MISSOURI-AMERICAN WATER COMPANY  
NAME OF ISSUING CORPORATION

FOR CITY OF ST. JOSEPH, MO AND VICINITY  
COMMUNITY, TOWN, OR CITY

TARIFF INDEX		
<u>SECTION RULES</u>	<u>DESCRIPTION</u>	<u>SHEET NUMBER</u>
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25.	Rules and Regulations Applicable to Plumbers	38 - 42
26.	Extension of Mains Income Tax Liability	42 - 43
	Application for Special Connection	44 - 48
27.	Economic Development Rider	49 - 53
	Rate P - Special Retail Sale Contract Rate: Premium Pork, LLC	54
		+
		+
<p>* Indicates new rate or text + Indicates change</p>		

DATE OF ISSUE

October 17, 2003  
month day year

DATE EFFECTIVE

November 16, 2003  
month day year

ISSUED BY:

David P. Abernathy, Vice President,  
General Counsel and Secretary  
Name of Officer, Title

535 N. New Ballas Road  
St. Louis, MO 63141  
Address

FORM NO. 13

P.S.C. MO. NO. 6

(Original)

SHEET NO. 54

SHEET NO. \_\_\_\_\_

MISSOURI-AMERICAN WATER COMPANY  
NAME OF ISSUING CORPORATION

FOR CITY OF ST. JOSEPH, MO AND VICINITY  
COMMUNITY, TOWN, OR CITY

**RULES GOVERNING**  
**RENDERING OF WATER SERVICE**  
**SCHEDULE OF RATES**

Rate P - Special Retail Sale Contract Rate:  
Premium Pork, LLC

Availability: This rate is available for service provided to Premium Pork, LLC pursuant to the Contract for the Retail Sale and Delivery of Potable Water (Contract).

The Company will provide service pursuant to rates to be generated by the provisions of the Contract. The rates generated by the provisions of the Contract may not be modified without Commission approval.

\* Indicates new rate or text

+ Indicates change

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month day year

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David P. Abernathy, Vice President,  
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