

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

Charles Harter,	)	
	)	
Complainant,	)	
	)	
v.	)	File No. WC-2023-0106
	)	
Missouri-American Water Company,	)	
	)	
Respondent.	)	

**MISSOURI-AMERICAN WATER COMPANY’S RESPONSE  
TO COMPLAINANT’S PETITION TO AMEND RULE**

COMES NOW the Respondent, Missouri-American Water Company (“MAWC” or “Company”), pursuant to 20 CSR 4240-2.080(13), and in response and objection to Complainant’s *Petition to Amend Rule*, respectfully states as follows to the Missouri Public Service Commission (“Commission”):

**Procedural Background**

1. Mr. Harter filed this formal complaint (“Complaint”) with the Commission on September 16, 2022, making specific allegations against MAWC.
2. On October 19, 2022, MAWC filed its Answer to the Complaint.
3. On October 31, 2022, Staff of the Commission filed its *Report of the Staff* wherein Staff did not find any violations by the Company of the any applicable statutes, Commission rules or regulations, or Commission-approved tariff.
4. On March 17, 2023, Staff filed a *Second Revised Joint-Proposed Procedural Schedule* on behalf of all of the parties to this case.
5. On March 18, 2023, Complainant filed with the Commission a *Petition to Amend Rule* (“*Petition*”).
6. On March 22, 2023, the Commission issued a Notice Regarding Petition to Amend Rule

opening File No. AX-2023-0287.

7. MAWC formally objects to Mr. Harter's proposal to amend a rule within the context of this complaint case as it is relief the Commission cannot grant in this context. MAWC will provide a response to the specific proposed amendment as necessary in File No. AX-2023-0287.
8. MAWC appreciates that a new case docket has been opened to consider Mr. Harter's request to amend a Commission rule outside this case.

WHEREFORE, MAWC respectfully requests the Commission accept this Response to Complainant's to the Petition to Amend Rule any other relief it deems appropriate.

Respectfully submitted,

MISSOURI-AMERICAN WATER COMPANY

/s/ Rachel L. Niemeier

Tim Luft, #40506

Rachel Niemeier, #56073

Corporate Counsel

Missouri-American Water Company

727 Craig Road

St. Louis, MO 63141

(314) 996-2390 (telephone)

tim.luft@amwater.com

rachel.niemeier@amwater.com

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail or on March 27, 2023 to the following:

Office of the Staff Counsel  
Governor Office Building  
Jefferson City, MO 65101  
[staffcounsel@psc.mo.gov](mailto:staffcounsel@psc.mo.gov)

Office of the Public Counsel  
Governor Office Building  
Jefferson City, MO 65101  
[opcservice@opc.mo.gov](mailto:opcservice@opc.mo.gov)

Mr. Charles Harter  
827 Sappington,  
St. Louis, MO 63126  
[harleycharter@sbcglobal.net](mailto:harleycharter@sbcglobal.net)

*/s/ Rachel L. Niemeier*