

In the Matter of the Application of)
Missouri-American Water Company for an) File No. WU-2017-0296
Accounting Order Concerning MAWC's)
Lead Service Line Replacement Program.)

COMES NOW the Office of the Public Counsel (“Public Counsel” or “OPC”), on behalf of the Midwest Energy Consumers’ Group (“MECG”), the Missouri Industrial Energy Consumers (“MIEC”), and Consumers Council of Missouri (“Consumers Council”) submits this *Non-unanimous List of Issues, Order of Witnesses, Order of Cross-examination and Order of Opening*:

1. On July 11, 2017, the Commission issued its *Order Setting Procedural Schedule* wherein, among other things, it required that the parties file a List of Issues, Order of Witnesses, Order of Cross-Examination, Order of Opening document by September 19, 2017.

2. The parties were unable to agree to a list of issues requiring Commission determination. Public Counsel offers the following list of issues:

- I. Does MAWC's tariff permit the company to replace customer-owned service lines?
- II. Has MAWC demonstrated the necessity of replacing customer-owned lead service lines?

III. What is the cost of MAWC's proposed program to replace customer-owned lead service lines?

IV. Should the Commission grant MAWC the Accounting Authority Order it has requested in this case?

V. If the Commission grants an AAO, what carrying costs should be utilized in regard to the balance of the costs deferred?

VI. If the Commission grants an AAO, what is the starting date of the amortization of the deferred account?

VII. If the Commission grants an AAO, does the Commission classify any deferred cost related to this application as a "deferred debit" per NARUC USOA Account 186, or does the Commission make a determination that the deferred costs are a "regulatory asset", as defined by generally accepted accounting principles.

ORDER OF WITNESSES¹

3. The order of witnesses listed below is the intended order of appearance. The parties agree to make all of the witnesses available to testify immediately following the conclusion of the testimony of the preceding witness.

MAWC

Gary Naumick
Brian LaGrand
Bruce Aiton

¹ Public Counsel believes the parties agree on the order of witnesses.

DED

Martin R. Hyman

Staff

James A. Merciel, Jr.
Jonathon Dallas
Amanda C. McMellen

OPC

Geoff Marke
Charles R. Hyneman

ORDER OF CROSS-EXAMINATION

4. Public Counsel believes its proposed order of cross-examination differs from the Company's proposed order only as to the order of cross-examination for DED witnesses. Public Counsel's proposed order is as follows:

<u>WITNESS</u>	<u>MAWC</u>	<u>STAFF</u>	<u>OPC</u>	<u>DED</u>
	DED	DED	MECG	MAWC
	Staff	MAWC	MIEC	STAFF
	MECG	MECG	Consumers Council	MIEC
	MIEC	MIEC	DED	Consumers Council
	Consumers Council	Consumers Council	Staff	MECG
	OPC	OPC	MAWC	OPC

ORDER OF OPENING²

MAWC
DED
Staff
MECG
MIEC
Consumers Council
OPC

PROPOSED SCHEDULE³

Wednesday, September 27, 2017: commencing at 8:30 a.m.

Mark exhibits
Opening Statements
Begin testimony of witnesses in order described above

Thursday, September 28, 2017: commencing at 8:30 a.m.

Continuation of witnesses as necessary

WHEREFORE, Public Counsel submits this proposed procedural schedule and requests the Commission's approval thereof.

Respectfully,
OFFICE OF THE PUBLIC COUNSEL

/s/ Tim Opitz
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² Public Counsel believes the parties agree on the proposed order of opening statements.

³ Public Counsel believes the parties agree on the proposed schedule.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to all counsel of record this 19th day of September 2017.

/s/ Tim Opitz
