

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

In the Matter of the Petition of Missouri-American                    )  
Water Company for Approval to Change its Infrastructure        )       Case No. WR-2011-0336  
System Replacement Surcharge (ISRS)                                )

**APPLICATION TO INTERVENE**

COMES NOW the City of Jefferson City, Missouri (hereinafter sometimes the City of Jefferson), pursuant to 4 CSR 240-2.075 of the Rules of Practice and Procedure, and for its Application to Intervene respectfully states:

1.     The City of Jefferson, Missouri, is a municipality of the State of Missouri.
2.     Correspondence, communications, orders and the decision in this matter should be

addressed to:

Nathan Nickolaus  
Interim City Administrator/City Counselor  
City Hall  
320 East McCarty Street  
Jefferson City, MO 65101  
Telephone No.:       573/634-6313  
Fax No.:               573/634-6504

Mark W. Comley  
NEWMAN, COMLEY & RUTH P.C.  
P.O. Box 537  
Jefferson City, MO 65102-0537  
Telephone No.:       573/634-2266  
Fax No.:               573/636-3306

3.     This case arose when Missouri-American Water Company (“Missouri-American”) filed an application to change its Infrastructure System Replacement Surcharge. On June 23, 2011 the Commission issued an Order Suspending Tariff, Directing Notice and Setting Intervention Deadline directing that interested parties wishing to intervene must do so on or before July 8, 2011.

This application is, therefore, timely.

4. The City of Jefferson is interested in the impact of any decisions in this proceeding on behalf of itself and its residents and businesses. It desires to participate fully in this proceeding including hearing and the briefing of the issues.

5. At this time, the City of Jefferson is uncertain of the position it will take in this matter.

6. Granting the proposed intervention would serve the public interest.

WHEREFORE, for the foregoing reasons, the City of Jefferson, Missouri, respectfully requests that the Commission grant its Application to Intervene in this matter, and thereby entitle the City to have notice and to appear at the taking of testimony, to produce and cross-examine witnesses and to be heard on the arguments, and in all other respects fully participate in this proceeding.

Respectfully submitted,

/s/ Mark W. Comley

Mark W. Comley #28847  
NEWMAN, COMLEY & RUTH P.C.  
601 Monroe Street, Suite 301  
P.O. Box 537  
Jefferson City, MO 65102-0537  
(573) 634-2266  
(573) 636-3306 (FAX)

Attorneys for City of Jefferson City, Missouri

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via email on this 6th day of July, 2011, to:

General Counsel at gencounsel@psc.mo.gov;  
Public Counsel at opcservice@ded.mo.gov;  
John J. Reichart at john.reichart@amwater.com.

/s/ Mark W. Comley

ATTORNEY VERIFICATION

STATE OF MISSOURI       )  
  ) ss.  
COUNTY OF COLE        )

I, Mark W. Comley, being first duly sworn, do hereby certify, depose and state that I am the attorney for the City of Jefferson City, Missouri which seeks intervention in the above captioned proceeding before the Missouri Public Service Commission; that I have read the above and foregoing Application to Intervene and the allegations therein contained are true and correct to the best of my knowledge, information and belief; and I further state that I am authorized to verify the foregoing application by the above said applicant to intervene.

/s/ Mark W. Comley  
Mark W. Comley

Subscribed and sworn to before me, a Notary Public, this 6th day of July, 2011.

/s/ Annette M. Borghardt  
Notary Public for Cole County, MO  
M.C.E. 3-11-2014; Commission #10436657