

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

In the Matter of the Joint Application of)	
Missouri-American Water Company and Roark)	
Water & Sewer, Inc. for Authority)	
for Missouri-American Water Company to)	File No. WO-2011-0213
Acquire Certain Assets of Roark Water &)	SO-2011-0214
Sewer, Inc. and, in Connection Therewith,)	
Certain Other Related Transactions.)	

MOTION TO CONSOLIDATE

COME NOW Missouri-American Water Company (MAWC) and Roark Water & Sewer, Inc. (Roark) and state the following to the Missouri Public Service Commission (Commission) as their Motion to Consolidate:

1. On December 31, 2010, MAWC and Roark filed a Joint Application requesting authority for MAWC to acquire certain water and sewer assets of Roark. The water assets were assigned File No. WO-2011-0213 and the sewer assets were assigned File No. SO-2011-0214.

2. Commission Rule 4 CSR 240-2.110(3) states that “[w]hen pending actions involve related questions of law or fact, the commission may order a joint hearing of any or all the matters at issue, and may make other orders concerning cases before it to avoid unnecessary costs or delay.” The Commission has previously stated that Commission Rule 4 CSR 240-2.110(3) allows the Commission to consolidate pending actions involving related questions of law or fact. *See In the Matter of Highway H Utilities, Inc.*, Order Consolidating Cases, Case No. WA-2009-0316, 2009 Mo. PSC LEXIS 431 (May 19, 2009).

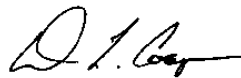
3. The above-captioned files concern a single asset purchase agreement between common parties. The analysis of the Joint Application will involve related questions of law and

fact.

4. MAWC and Roark suggest that consolidation of the two files would further judicial economy and avoid unnecessary costs or delay. For example, taking this step would allow the Commission Staff to prepare and file a single recommendation and memorandum.

WHEREFORE, MAWC and Roark respectfully request that the Commission consolidate Files No. WO-2011-0213 and SO-2011-0214, with WO-2011-0213 being the lead matter.

Respectfully submitted,



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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail or by U.S. Mail, postage prepaid, on January 6, 2011, to the following:

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