

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a Session of the Public Service  
Commission held at its office  
in Jefferson City on the 21st  
day of July, 1995.

In the matter of the request of Capital City )  
Water Company for a variance from Commission ) CASE NO. WO-95-6  
Rule 4 CSR 240-13.020(9)(C). )

ORDER APPROVING TARIFFS

On May 10, 1995, the Commission issued an Order Granting Variance And Approving Discontinuance Of Water Service Agreement in this case.<sup>1</sup> As part of its Order, the Commission required United Water Missouri Inc. (United Water) to file tariffs reflecting the variance granted to United Water from the provisions of Commission Rule 4 CSR 240-13.020(9)(C), and reflecting the Discontinuance Of Water Service Agreement between Capital City Water Company and the City of Jefferson City, Missouri, executed on January 12, 1995, which was approved by the Commission in its Order. On June 22, 1995, United Water filed tariff sheets intended to comply with the provisions of the Commission's Order.

On July 18, 1995, the Staff of the Missouri Public Service Commission (Staff) filed a memorandum recommending approval of the tariff sheets filed by United Water. Staff explains that after review by the Staff, United Water filed substitute sheets on July 14, 1995, to correct some typographical errors and make some other revisions which Staff had

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<sup>1</sup>The Commission noted in its Order that on March 20, 1995, Capital City Water Company changed its name to United Water Missouri Inc. However, the Commission indicated that the directives of its order would be deemed to refer to United Water Missouri Inc. To avoid confusion, the style of this case will continue to refer to Capital City Water Company; however, the body of the order will refer to United Water Missouri Inc.

requested. In addition, Staff indicates that United Water also filed tariff changes to comply with recent changes in Commission Rule 4 CSR 240-13.050, which involves disconnect notices, in addition to tariff changes required by the Commission's Order of May 10, 1995. Staff states that in its opinion, the tariff filing of United Water is in compliance with the Commission's Order of May 10, 1995, and with the latest provisions of Chapter 13 of the Code of State Regulations.

The Commission has reviewed United Water's tariff filing, and Staff's recommendation, and finds that Staff's recommendation is appropriate, and that the tariff sheets filed by United Water comply with the Commission's Order Granting Variance And Approving Discontinuance Of Water Service Agreement issued on May 10, 1995. The Commission also finds that the tariff revisions intended to comply with 4 CSR 240-13.050 are appropriate. Thus, the Commission approves the tariff sheets filed by United Water on June 22, 1995, as substituted on July 14, 1995.

However, the Commission must express its disapproval of the practice of submitting tariffs for the approval of the Commission simultaneously with the filing of tariffs in compliance with a Commission order. In the future, utilities should not attempt to include additional tariff changes in a tariff filing intended to comply with a Commission order. Rather, the tariff filing should reflect only those matters required to be addressed by the Commission's order.

**IT IS THEREFORE ORDERED:**

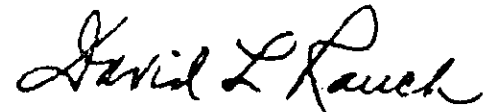
1. That the following tariff sheets filed by United Water Missouri Inc. on June 22, 1995, as substituted on July 14, 1995, be and are hereby approved to become effective July 22, 1995:

P.S.C. MO. No. 3

3rd Revised Sheet No. 11 Canceling 2nd Revised Sheet No. 11  
2nd Revised Sheet No. 12 Canceling 1st Revised Sheet No. 12  
1st Revised Sheet No. 12-A Canceling Original Sheet No. 12-A  
2nd Revised Sheet No. 12-B Canceling 1st Revised Sheet No. 12-B.

2. That this Order shall become effective on July 22, 1995.

BY THE COMMISSION



David L. Rauch  
Executive Secretary

(S E A L)

Mueller, Chm., McClure, Kincheloe,  
and Drainer, CC., Concur.  
Crumpton, C., Dissents.