

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

In the Matter of Missouri-American Water )  
Company’s Request for Authority to )  
Implement General Rate Increase for ) File No. WR-2017-0285  
Water and Sewer Service Provided in )  
Missouri Service Areas )

**INTERVENORS CITY OF RIVERSIDE ANDE CITY OF JOPLIN’S REPLY BRIEF**

**COME NOW** Intervenors City of Riverside and City of Joplin, Missouri, by and through counsel, and for their Reply Brief states as follows:

**The Commission Should Adopt Single Tariff Pricing**

Both OPC and MIEC argue that the Commission should not adopt single tariff pricing because it unduly burdens certain communities. This argument was already rejected by the Western District Court of Appeals:

The plain language of section 393.130.3 does not forbid the Commission from adopting a consolidated tariff pricing structure wherein several water systems are combined create a single water district wherein all customers, regardless of their water system, pay for the costs of service for the entire water district. And none of the cases cited by OPC support its position that this type of consolidated tariff pricing structure runs afoul section 393.130.3's prohibition against granting an undue or unreasonable preference or advantage to a locality.

*Missouri-American Water Company’s Request for Auth. to Implement a Gen. Rate Increase for Water & Sewer Serv. Provided in Missouri Serv. Areas v. Office of Pub. Counsel*, 526 S.W.3d 253, 265 (Mo.App. W.D. 2017).

The argument ignores that the “selective” consolidation (into three districts) has already burdened certain communities over others. It also ignores that some communities (e.g., Platte County) have been paying significantly more than customers in other communities (St. Louis County) for more than a decade.

MIEC's argument that the Commission should consider that OPC and Staff are the only parties without a financial incentive ignores that MIEC has its own financial incentives and supports the three-district structure. When faced with a choice of full consolidation versus the three districts, the City of Riverside, the City of Joplin, the City of St. Joseph, Public Water Supply District Nos. 1 and 2 of Andrew County, and the Company agree: the Commission should adopt single-tariff pricing.

Finally, OPC argues that single-tariff pricing is unfair because the customers in St. Louis are already subject to the ISRS. This ignores that under district specific pricing, many communities outside of St. Louis have already borne their own cost of major infrastructure improvements. The ISRS was a legislative determination. If parties desire a change regarding who is or is not subject to the ISRS, then such arguments should be made before the legislature.

**WHEREFORE**, the City of Riverside and City of Joplin urges this Commission to adopt Single Tariff Pricing for all of the reasons set forth above.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that true copies of the foregoing were sent by email this 9th day of March, 2018, to the parties of record as set out on the official Service List maintained by the Data Center of the Missouri Public Service Commission for this case.

/s/ Joseph P. Bednar, Jr.

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