

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of:)	
)	<u>Case No. WR-2008-0311</u>
Missouri-American Water Company's)	Consolidated with SR-2008-0312
Request for Authority to Implement)	Tariff Nos.: YW-2008-0588, 0589,
a General Rate Increase for Water and Sewer)	0591, 0592, 0593 and 0594 and
Service Provided in Missouri Service Areas)	SR-2008-0595, 0596 and 0597

METROPOLITAN ST. LOUIS SEWER DISTRICT'S APPLICATION TO INTERVENE

COMES NOW the Metropolitan St. Louis Sewer District ("MSD"), and pursuant to 4 CSR 240-2.075, respectfully requests that the Public Service Commission (the "Commission") permit MSD to intervene in the above rate proceeding. In support of its Motion, MSD states as follows:

1. MSD is a political subdivision of the State of Missouri and municipal corporation situated in the City of St. Louis, which provides an integrated sewer system for single and multi-family residences and commercial and industrial customers throughout the City of St. Louis and most of St. Louis County. MSD's address is 2350 Market Street, St. Louis, MO 63103; its telephone number is 314-768-2703; and its facsimile number is 314-768-6279.

2. On July 16, 2007, in conjunction with an application for a general rate increase filed by Missouri-American Water Company ("MAWC") in Commission Case Nos. WR-2007-0216 and SR-2007-0217, MSD and MAWC filed a Stipulation and Agreement as to MSD Rate Design Between MAWC and MSD, whereby both parties agreed that MAWC would provide water usage meter reading data and customer billing information to MSD and, in return, MSD would pay MAWC \$29,166 per month (\$350,000 annually) for such information (the "Stipulation").

3. Under the terms of the Stipulation, MSD and MAWC were required to execute an agreement setting forth the specific terms and conditions governing MAWC's provision of such

water usage and billing data to MSD.

4. On September 20, 2007, the Commission issued an Order approving the Stipulation, and on or about November 29, 2007, MSD and MAWC entered into a Water Usage Data Agreement (the "Agreement") further specifying their rights, interests and obligations with respect to the provision of the water usage and billing data.

5. In addition to itemizing the specific data to be provided by MAWC, and setting forth the amount to be charged to MSD for such data, the parties also agreed, among other items, that the rate of compensation for the provision of such data would be incorporated in a revised tariff sheet, number RT 16.0, to be applicable for service on and after December 1, 2007.

6. MAWC also agreed to identify and provide to MSD, before MAWC filed its next general rate case, the total incremental costs MAWC incurs in making the water usage and billing data available to MSD.

7. In accordance with the Stipulation and Agreement, on March 28, 2008, MAWC filed a proprietary report entitled, "Analysis of Cost for Water Usage Data Services Provided to MSD Twelve Months Ending December 31, 2007" (the "Water Usage Data Cost Study"), and it initiated this rate case on March 31, 2008.

8. On April 1, 2008, in case No. WO-2008-0240, the Commission issued its Order approving the Agreement, effective April 11, 2008.

9. According to Edward Grubb's direct testimony filed by MAWC on March 31, 2008, in connection with MAWC's initiation of this rate case, MAWC "is proposing no change in the existing amount it charges to MSD for the provision of water usage and customer billing data. Therefore, for purposes of this case, MAWC has included \$350,000 in annual revenue to be received from MSD." Grubb Dir. Testimony at 24:4-8.

10. In light of the Water Usage Data Cost Study, MSD has not yet determined whether it will challenge MAWC's proposal concerning the amount MAWC claims MSD should be charged for the provision of water usage and customer billing data.

11. In any event, the Commission's ultimate determination on this issue directly implicates MSD's rights and interests.

12. MSD has a right to protect its interests with respect to MAWC's provision of the water usage and customer billing data, and these interests are divergent from those of the general public and could be adversely affected by the final order issued in this case.

13. Accordingly, intervention by MSD in this rate proceeding is warranted under the circumstances.

WHEREFORE, the Metropolitan St. Louis Sewer District prays for an order from the Commission granting its request to intervene in this proceeding and awarding such further relief as the Commission deems just and proper under the circumstances.

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing document was served via email and/or pursuant to the PSC's electronic filing system (EFIS), on this 23rd day of April, 2008, upon all individuals, parties and intervenors and/or their counsel who have entered their appearances in this case on EFIS, and specifically upon the following:

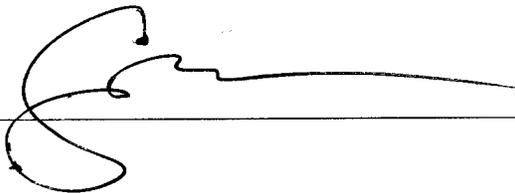
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