

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

In the Matter of Missouri-American Water)
Company for a Certificates of Convenience)
Necessity Authorizing it to Install, Own,)
Acquire, Construct, Operate, Control, Manage)
and Maintain Sewer Systems in and around)
the City of Trimble, Missouri)

File No. SA-2021-0074

JOINT RESPONSE TO ORDER DIRECTING FILING

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”) on its behalf and on behalf of Missouri-American Water Company (“MAWC”), by and through counsel, and for this *Joint Response to Order Directing Filing*, respectfully states as follows:

Background

1. On September 17, 2020, MAWC filed an *Application* with the Missouri Public Service Commission (“Commission”) requesting a Certificate of Convenience and Necessity (“CCN”) to install, own, acquire, construct, operate, control, manage, and maintain a sewer system in and around Trimble, Missouri.
2. On December 3, 2020, Staff filed its Recommendation. In its Recommendation, Staff and MAWC developed a proposed a service area that is modified from the requested area in the Application. On December 14, 2020, MAWC filed its response to the Staff Recommendation indicating that it has no objection to such recommendation and associated conditions.
3. On January 4, 2021, the Commission ordered Staff and MAWC to file a pleading stating whether and how persons with an interest in the additional territory will be given notice and whether there is any reason that additional notice should not be given.

Response

4. On September 18, 2020, the Commission issued its *Order Directing Notice, Setting Date of Intervention, and Ordering Staff Recommendation*. In that Order, the Commission prescribed the following for the provision of notice for this proceeding:

1. The Commission's Public Policy and Outreach Department shall send notice of this application to the members of the media and the General Assembly representing Clinton County, Missouri.
2. The Commission's Data Center shall provide a copy of this order to the county commission of Clinton County and to the Missouri Department of Natural Resources.

5. In addition, as noted in Staff's Recommendation, filed December 3, 2020, MAWC has notified the current customers of the systems of the City of Trimble and Centennial Acres.

6. Staff and MAWC are of the opinion the notice that has been provided was sufficient to notify individuals in the altered service territory of the current proceedings, and that additional notice is not required.¹ As stated in Staff's Recommendation, Staff's recommended service area includes additional, already certificated, areas of MAWC,² and could allow for operational efficiencies in the future.

¹ Staff and MAWC are aware of no statutory or regulatory requirements to notify individual members of the public in the context of a CCN case. Further, any individuals within the altered service territory proposed by Staff that currently receive service utilizing septic systems may continue to do so, and would have no obligation to connect to MAWC's systems if approved by the Commission.

7. However, while Staff and MAWC do not believe additional notice is necessary, they are unaware of any reason why additional Commission notice could not be issued, should the Commission believe it necessary.

WHEREFORE, Staff, on behalf of itself and MAWC, respectfully submits this *Joint Response to Order Directing Filing* for the Commission's information and consideration; and request the Commission grant such other and further relief as it deems just in the circumstances.

Respectfully submitted,

/s/ Ron Irving

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile, or electronically mailed to all counsel of record this 8th day of January, 2021.

/s/ Ron Irving