

## **MEMORANDUM**

**TO:** Missouri Public Service Commission Official Case File  
Case No. WA-2019-0366  
Missouri-American Water Company

**FROM:** Curt B. Gateley – Water and Sewer Department  
David C. Roos – Water and Sewer Department  
Daronn A. Williams – Water and Sewer Department  
Jared Giacone – Auditing Department  
Matthew R. Young – Auditing Department  
Karen Lyons – Auditing Department  
Ben Rankin – Customer Experience Department  
Deborah Ann Bernsen – Customer Experience Department

/s/ Curt B. Gateley 9/18/19  
Case Manager                      Date

/s/ Alexandra Klaus 9/18/19  
Staff Counsel                      Date

**SUBJECT:** Staff's Recommendation to Approve Certificate of Convenience and Necessity

**DATE:** September 18, 2019

### **CASE BACKGROUND**

On May 26, 2019, Missouri-American Water Company (MAWC) filed an *Application and Motion for Waivers* (Application) with the Public Service Commission (Commission). MAWC seeks a Certificate of Convenience and Necessity (CCN) to provide water and sewer service to an area in Camden County, Missouri, serving a development called Sunset Palms Condominiums (Sunset Palms). In the Application, MAWC states that it intends to acquire the water and sewer utility assets from Sunset Palms Development, LLC (Developer). The water and sewer systems are not currently regulated by the Commission. The Application was docketed in two separate cases, WA-2019-0366 and SA-2019-0367.

On May 26, 2019, MAWC filed a *Motion to Consolidate*, seeking to consolidate the two separate cases into one file. On June 19, 2019, the Commission consolidated the two cases, directing that all filings related to this matter be submitted in WA-2019-0366.

On May 29, 2019, the Commission issued its *Order Directing Notice and Setting Dates for Submission of Intervention, and Ordering Staff Recommendation*, in which it directed that notice be provided to the Camden County Commission, members of the Missouri General Assembly representing citizens in the affected area, local media, and the Missouri Department of Natural Resources. Additionally, in this Order the Commission set June 12, 2019, as the date by which interested parties should seek to intervene in this case, and also for the Staff to suggest a date by which it could file a recommendation. No parties sought to intervene in the case. Staff filed its response that a Staff Recommendation could be filed by August 16, 2019, and on that date requested

**APPENDIX A**

\*\* Denotes Confidential Information \*\*

an extension. On August 19, 2019, Staff was granted an extension until September 18, 2019, to file its recommendation.

## **BACKGROUND OF MAWC AND THE SUNSET PALMS WATER AND SEWER SYSTEMS**

MAWC is an existing regulated water and sewer utility currently providing water service to more than 457,000 customers and sewer service to more than 13,000 customers in several service areas throughout Missouri. In recent years, MAWC has acquired several small existing water and sewer systems. MAWC is a subsidiary of American Water Works Company, Inc., and is affiliated with other companies that undertake some of the tasks associated with utility service, such as customer billing, and technical resources.

Sunset Palms is a residential condominium community in Camden County, Missouri. Upon purchase of the water and sewer systems, MAWC would have one customer, the Sunset Palms Condominium Association, Inc. (Association). The Association in turn provides service to 90 condominiums, approximately 82 of which are occupied. While the original development plan envisioned 130 units, there are at present no known plans for expansion and no additional construction has recently occurred.

## **STAFF'S INVESTIGATION**

### **Description of the Sunset Palms Condominium Water System**

The water system consists of one well house. Inside the well house is one well, (Well #1) one submersible well pump, master meter, two (2) booster pumps, eight (8) bladder tanks for water pressure, and 1, 2, and 3-inch diameter steel pipe. In a separate room there is a sodium hypochlorite storage tank and one chemical feed pump, but this equipment is not connected to the water system and the water is not disinfected. Adjacent to the well house is one 38,000 gallon vertical steel tank for water storage. The system was constructed according to The Department of Natural Resources (DNR) approved construction plans and is operating with a permit to dispense water. The system has the DNR public water system ID# MO5301480. According to the DNR Water System Detail Information, the well has a pump rate of 65 gpm and a well yield of 150 gpm. There are no individual condominium meters.

A review of the documents received from DNR in a Sunshine request revealed one notice of violation for failure to sample for E. coli in February 2014. More recently, DNR conducted a system inspection on January 19, 2017, and the system was found to be in compliance with the Safe Drinking Water Law.

Staff observed that the outside of the well house was well maintained and in good condition. Staff observed inside the well house that the equipment appears to be in good condition, but noted some rusting on the steel pipe and fittings.

### **MAWC Proposed Improvements to the Sunset Palms Condominium Water System**

MAWC has proposed adding chlorination and remote monitoring to the drinking water system.

### **Description of the Sunset Palms Condominium Wastewater Treatment System**

The collection system has gravity sewer lines from the condominium complex to two pump stations. The pump stations convey sewage to the treatment plant. No monitoring is installed at the pump stations. The treatment facility is a series of interconnected, in-ground, poured-in-place concrete basins, consisting of flow equalization, extended aeration, clarification, chlorination / dechlorination, and sludge holding. A contract waste hauler periodically removes and disposes of the sludge. The system has a DNR flow capacity of 43,290 gpd with a design population of 433. Discharge from this facility flows into Lake of the Ozarks. The treatment system has a current Operating Permit, No. MO-0132420 that expires March 31, 2022.

A review of the documents received from DNR in a Sunshine request revealed that a compliance inspection of the facility was performed by DNR in February 2013, and found to be in non-compliance. The treatment system was returned to compliance in May 2013. From 2015 to present, there were five instances of Failure to Report monthly Discharge Monitoring reports. The treatment system exceeded the permit limit for residual chlorine in one sample in 2015 and the permit limit for ammonia was exceeded in one sample in 2017. DNR conducted a treatment system inspection on December 21, 2017, and the system was found to be in compliance with the Clean Water Law.

Staff observed that one control panel, when opened, had scorched components, indicating overheating and possibly faulty electric components. The remainder of the treatment system was well maintained and in good condition. Staff noted that there were posted warning signs and the perimeter gate was locked.

### **Proposed Improvements to the Sunset Palms Condominium Sewer System**

MAWC has proposed purchasing generators and adding remote monitoring to the wastewater treatment system.

### **Service Area**

MAWC submitted a proposed service area description with its application. Staff recommended improvements, and after discussions MAWC has agreed upon a revised proposed service area to be included with its tariff sheets as follows:

The land above water as described:

Beginning at the Southeast corner of the Northeast  $\frac{1}{4}$  of Section 17 T39N R17W;  
Thence North 1060.3 feet m/l to the center line of North State Highway 5;  
Thence West  $61^{\circ}$  South 1323.2 feet m/l to a point;  
Thence South  $67^{\circ}$  East 488.4 feet m/l to the south line of NE  $\frac{1}{4}$  of Section 17;  
Thence East 935.5 feet m/l to the point of beginning  
Total service area is 19.6 acres

## **TECHNICAL, MANAGERIAL, AND FINANCIAL CAPACITY, AND TARTAN ENERGY CRITERIA**

The Department of Natural Resources (DNR) reviews new, proposed water system operations using, among other criteria, determination of technical, managerial and financial capacities of the operation, or TMF. Staff also utilizes the concepts of TMF in studying some situations involving existing water and/or sewer systems as well. Staff has reviewed and stated its position regarding MAWC's TMF capacities in previous CCN and transfer of assets cases, and Staff's position on this matter remains positive in this case involving Sunset Palms.<sup>1</sup>

Additionally, it is customary with most cases involving a new CCN for Staff to use criteria similar to that which was studied by the Commission in a past CCN case that was filed by the Tartan Energy Company to justify granting a CCN. The Tartan criteria contemplate 1) need for service; 2) the utility's qualifications; 3) the utility's financial ability; 4) the economic feasibility of the proposal; and 5) promotion of the public interest. Similar to TMF, Staff has studied these points as they relate to MAWC abilities in previous CCN and transfer cases. Further, as related to this specific proposed CCN request for a water and sewer service area, Staff takes the position that it is feasible for MAWC to operate and manage the existing utility operations, and it is in the public interest for it to do so.

With respect to economic feasibility, the information provided by MAWC shows that on a stand-alone basis (before aggregating Sunset Palms with MAWC's other Missouri systems), MAWC would not experience positive cash flow using the rates it recommends for Sunset Palms. However, it is appropriate in the circumstances of this case to evaluate economic feasibility of the Application on an aggregate basis. Using this approach, Sunset Palms' contribution to MAWC's aggregate cost of service is likely immaterial, leaving the benefits associated with MAWC's ownership the focus of Staff's evaluation.

Staff's conclusion is that the points regarding TMF capacities and the Tartan Energy criteria are satisfied for this case, and MAWC's acquisition of Sunset Palms is in the public interest.

### **Tariff and Rate Impact**

In its Application, MAWC requests authority to provide water service pursuant to the existing rules and regulations currently found in its P.S.C. No. 13 tariff, and charge for service pursuant to the rates found on Sheet RT 1.2 of that tariff. MAWC requests authority to provide sewer service pursuant to the existing rules and regulations currently found in its P.S.C. No. 26 tariff, and charge for service pursuant to the rates found on Sheet RT 3.1 of that tariff.

Being presently unregulated, and not having separate charges for water and sewer utility services, there are no defined existing rates for the condominium owners. Staff finds MAWC's proposal regarding rates to be reasonable. MAWC will have to install appropriately sized meters and bill the condominium association.

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<sup>1</sup> See e.g., Case No. WA-2016-0054, EFIS Item No. 9, *Staff's Recommendation* and EFIS Item No. 13, *Order Granting Certificate of Convenience and Necessity and Granting Waiver* at 3-4 ("The Commission finds that MAWC possesses adequate technical, managerial, and financial capacity to operate the water system it wishes to purchase from [company].").

Should the Commission approve MAWC's Application, Staff recommends that after approval, but before MAWC closes on the utility assets, MAWC submit new water and sewer tariff sheets that will become effective on the date MAWC closes on the Sunset Palms utility assets. The table of contents in MAWC's tariff will also need to be updated to reflect the addition of the new sheets containing the map, description, and revision of the rate sheet.

### **Rate Base**

As part of its normal scope in CCN applications, Staff attempts to review the reasonableness of a utility's purchase price for acquired assets, including a comparison of the purchase price amount to the net original cost of the assets (if known). MAWC is proposing to pay \*\* \_\_\_\_\_ \*\* for the Sunset Palms water and sewer assets. However, in its Application, MAWC did not seek a determination of the rate base valuation of the assets in this proceeding. In an effort to obtain support for MAWC's proposed purchase price for the Sunset Palms assets, as well as attempt to quantify the original cost of the water and sewer assets, Staff submitted a series of data requests to MAWC.

Regarding the net original cost of the acquired assets, in the response to Staff Data Request No. 0003, MAWC stated that no documents were available from the Developer to determine this value for the water and sewer system assets. Staff notes that even if the Developer had documentation of these costs, plant records available from the Developer may not be complete with respect to MAWC's need to keep plant records in accordance with the National Association of Regulatory Utility Commission (NARUC) Uniform System of Accounts, including detailed documentation of original cost of water and sewer plant components, depreciation, and depreciation reserve. Additionally, the Developer would not have been required to conduct a valuation of contributions-in-aid-of-construction (CIAC) and would not have reflected any CIAC in any past financial statements.

As of the date of this recommendation, MAWC has been unable to provide sufficient information supporting MAWC's proposed purchase price or regarding the original cost of the assets in question. In MAWC's next general rate case in which rate treatment of the Sunset Palms assets is sought, MAWC should present an analysis documenting its proposed rate base values for the Sunset Palms assets at the time of the purchase, including an appropriate offset for associated CIAC. If MAWC proposes to use its purchase price for the rate base valuation of the properties, MAWC should provide an analysis demonstrating the reasonableness of that value for purposes of setting rates. Staff will take a position regarding valuation of rate base for the Sunset Palms assets after conducting its audit in MAWC's next rate case, including a review of MAWC's Sunset Palms plant and rate base valuation analysis. Staff also recommends specifically that at the time of transfer, MAWC obtain from the Developer any and all plant and asset valuation records that are available, including any and all transactions and transfers between it and the vendors, in order to document original plant costs, depreciation, contributions, and capital recovery paid to other parties.

Given the lack of documentation in the possession of MAWC and the Developer, it is possible that an undetermined amount of the existing utility systems would be properly accounted for as CIAC. Without further documentation and justification, Staff is unable to approximate a value for Sunset Palms' rate base at the date of the transaction. Subsequent to closing, MAWC plans to invest \*\* \_\_\_\_\_ \*\* in the water and sewer systems over the next five years, specifically adding disinfection and remote monitoring for the water system and purchasing generators and adding

monitoring for the sewer system. MAWC does not plan to meter each individual condominium due to it being cost prohibitive. MAWC should maintain documentation for the additional investment in the water and sewer systems. By Commission regulations, MAWC should keep its financial records for utility plant-in-service and operating expenses in accordance with the NARUC Uniform System of Accounts. Staff will recommend the Commission specifically require such recordkeeping requirements apply to MAWC's utility plant assets of the Sunset Palms water and sewer system.

Regarding the reasonableness of the proposed purchase price, MAWC's resubmitted response to Staff Data Request No. 0007 states that the purchase price was a negotiated amount between the buyer and seller with MAWC negotiating the lowest possible purchase price when acquiring a new system. \*\*

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\*\* Additionally, the schedules and exhibits identified in the Asset Purchase Agreement were not available at this time because in most cases, they are prepared if and when MAWC receives approval from the Commission to proceed with the transaction.

Since a valuation of the water and sewer assets has proven to be elusive, Staff is unable to compare the book value of the assets to the purchase price in the course of this CCN case.

### **Depreciation**

In Case No. WR-2017-0285, the Commission ordered water and sewer depreciation rates applicable to all divisions of MAWC. Staff recommends the use of these rates for all plant in the MAWC service area.

### **Customer Experience**

MAWC has proposed continuing to serve the development through a single commercial account, due to the condo units not being individually metered. The Company is unaware if individual metering is possible in this system, as they will not own or operate the distribution system. The proposed rate structure of this system will result in MAWC acquiring a single additional customer.

### **Publicity and Customer Notice**

No public notice has been conducted by MAWC related to this Application. The Company states that it has had no contact with Sunset Palms Condominium Association, which will be the sole customer and the billed party for the water and sewer service provided to the Condominiums. Staff is unsure if the Association members or residents of the condos are aware of the proposed sale of the utility assets. MAWC states it will notify the Association of the proposed acquisition "if and when it is approved by the Missouri PSC." Staff suggests that it would be best practice for MAWC to

contact the current customer, Sunset Palms Condominium Association, prior to the completion of this case to ensure it is aware of the proposed acquisition. There have been no public comments filed in the Commission's Electronic Filing Information System (EFIS) concerning this case.

MAWC will provide customer service functions with the same representatives who serve the customers in the Company's other systems. The Association will be able to contact the Company 7am-7pm Monday through Friday for regular inquiries and 24/7 for emergencies. Residents will contact Property Management Professionals, LLC, the contracted manager of the Association and affiliate of the condo developer, with any questions or concerns regarding their water and sewer services. The property manager will serve as the intermediary between the residents and MAWC to relay any questions or concerns the residents may have. MAWC states it will send a brochure to the Association detailing the rights and responsibilities of the utility and its customers, "consistent with the requirements of Commission Rule 20 CSR 4240-13 within thirty (30) days of closing on the assets." It is not clear what this brochure will detail, given that Chapter 13 regulations do not apply to commercial customers. The responsibility to inform the residents of any changes to the billing or customer service processes and procedures associated with the water and sewer services will remain with the Association and not MAWC.

### **Billing**

If this acquisition is approved and the CCN granted, MAWC will issue a single, combined water and sewer bill to the Association. The Association will be the only billed customer of MAWC. It is unknown what Sunset Palms Development's current billing process entails, but in the future it is anticipated that costs for the utility services will be allocated and collected from the residents through their condo owner assessments. MAWC will be required to comply with 20 CSR 4240-10.040 (Service and Billing Practices for Commercial and Industrial Customers) regarding billing, deposits, and discontinuance of service.

### **OTHER ISSUES**

MAWC is a corporation in "good standing" with the Missouri Secretary of State. MAWC is current with annual report filings with the Commission, as documented on the Commission's Electronic Filing and Information System (EFIS). MAWC is current on its annual assessment quarterly payments.

MAWC has other pending cases before the Commission, as follows:

|              |                                      |
|--------------|--------------------------------------|
| SA-2019-0334 | CCN case for Hillers Creek           |
| WO-2019-0398 | ISRS case                            |
| WA-2019-0364 | CCN case for Isla del Sol            |
| WC-2019-0324 | Formal Compliant Jack Travis Cordney |
| WC-2019-0271 | Formal Compliant George L Eliceiri   |
| WW-2019-0242 | Lead Service Lines                   |
| WO-2019-0184 | ISRS case                            |

These above-noted pending cases will have no impact upon this proposed case requesting a new CCN, nor will approval of the CCN and new water and sewer rates impact the above-noted pending cases before the Commission.

In response to Staff Data Request No. 0005, MAWC did not provide the requested list of water and sewer assets broken out by original cost, accumulated depreciation and CIAC amounts, but stated it will create such a list by closing if and when this transaction is approved. Subsequent to the extension of Staff's deadline, MAWC provided a "replacement cost" analysis as support for the cost of water and sewer systems. This analysis utilized the cost of recent construction and discounted the gross cost to the in-service date of Sunset Palms' facilities. While the analysis provided one valuation of the water and sewer plant-in-service, the analysis did not reduce the book value of plant for CIAC.

### **STAFF'S RECOMMENDATIONS AND CONCLUSIONS**

Staff's position, based on its review as described herein, is that the proposal for a new CCN to provide water and sewer service to Sunset Palms is not detrimental to the public interest. Further, the proposal to charge for service in accordance with MAWC's existing water and sewer rates is also is not detrimental to the public interest. Staff therefore recommends approval with the conditions and actions as outlined herein:


1. Grant MAWC a CCN to provide water and sewer service in the proposed Sunset Palms area, as requested, and approve MAWC to charge rates in accordance with its existing P.S.C. No. 13 and No. 26 tariffs;
2. Require MAWC to submit tariff sheets, to become effective upon closing on the assets, adding a Sunset Palms service area map, and service area written description to be included in its EFIS water tariff P.S.C. MO No. 13;
3. Require MAWC to submit tariff sheets, to become effective before closing on the assets, to include a 3<sup>rd</sup> Revised Sheet RT 3.1 adding Sunset Palms to the list of service areas for which those rates apply, a Sunset Palms service area map, and service area written description, to be included in its EFIS sewer tariff P.S.C. MO No. 26;
4. Require MAWC to notify the Commission of closing on the assets within five (5) days after such closing.
5. If closing on the water and sewer system assets does not take place within thirty (30) days following the effective date of the Commission's order approving such, require MAWC to submit a status report within five (5) days after this thirty (30) day period regarding the status of closing, and additional status reports within five (5) days after each additional thirty (30) day period, until closing takes place, or until MAWC determines that the transfer of the assets will not occur;
6. If MAWC determines that a transfer of the assets will not occur, require MAWC to notify the Commission of such no later than the date of the next status report, as addressed above, after such determination is made;
7. Require MAWC to keep its financial books and records for plant-in-service and operating expenses in accordance with the NARUC Uniform System of Accounts;

8. Require MAWC to obtain from the Developer or other related parties, prior to or at closing, all available plant-in-service related records and documents, including but not limited to all plant-in-service original cost documentation, along with depreciation reserve balances, documentation of contribution-in-aid-of-construction transactions, and any capital recovery transactions;
9. Require MAWC to create and maintain documentation and analysis supporting rate base valuation of the Sunset Palms assets on the date of acquisition for the purposes of MAWC's next general rate case; and
10. Make no finding that would preclude the Commission from considering the ratemaking treatment to be afforded any matters pertaining to the granting of the CCN to MAWC, including expenditures related to the certificated service area, in any later proceeding.

Staff will submit a further recommendation regarding tariff sheets to be filed by MAWC in this matter.

In The Matter of the Missouri-American Water  
Company for Certificates of Convenience and  
Necessity Authorizing it to Install, Own, Acquire,  
Construct, Operate, Control, Manage and Maintain  
A Water System and a Sewer System in an Area of  
Camden County, Missouri (Sunset Palms  
Condominium Complex)

[illegible]

  
Curt B. Gateley

DIANNA L. VAUGHT  
Notary Public - Notary Seal  
State of Missouri  
Commissioned for Cole County  
My Commission Expires: July 18, 2023  
Commission Number: 15207377

Dianna L. Vaughn  
NOTARY PUBLIC

In The Matter of the Missouri-American Water  
Company for Certificates of Convenience and  
Necessity Authorizing it to Install, Own, Acquire,  
Construct, Operate, Control, Manage and Maintain  
A Water System and a Sewer System in an Area of  
Camden County, Missouri (Sunset Palms  
Condominium Complex)

DIANNA L. VAUGHT  
Notary Public - Notary Seal  
State of Missouri  
Commissioned for Cole County  
My Commission Expires: July 18, 2023  
Commission Number: 15207377



In The Matter of the Missouri-American Water )  
Company for Certificates of Convenience and ) Case No. WA-2019-0366  
Necessity Authorizing it to Install, Own, Acquire, )  
Construct, Operate, Control, Manage and Maintain )  
A Water System and a Sewer System in an Area of )  
Camden County, Missouri (Sunset Palms )  
Condominium Complex) )

[illegible]

Further the Affiant sayeth not.

Jared Giacone  
Jared Giacone

Subscribed and sworn before me, a duly constituted and authorized Notary Public, in and for the County of Jackson, State of Missouri, at my office in Kansas City, on this 18th day of September, 2019.

Therese J. Peterson-Spohrer  
NOTARY PUBLIC



EBONEY JACKSON-SPOTWOOD  
My Commission Expires  
April 8, 2023  
Clay County  
Commission #110865708

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

In The Matter of Missouri-American Water )  
Company for Certificates of Convenience )  
and Necessity Authorizing it to Install, Own, )  
Acquire, Construct, Operate, Control, )  
Manage and Maintain an Water System and a )  
Sewer System in an area of Camden County, )  
Missouri, (Sunset Palms Condominium Complex )

Case No. WA-2019-0366

**AFFIDAVIT OF MATTHEW R. YOUNG**

State of Missouri     )  
                                  ) ss.  
County of Jackson    )

**COMES NOW**, Matthew R. Young, and on his oath declares that he is of sound mind and lawful age; that he contributed to the attached *Staff Recommendation in Memorandum form*; and that the same is true and correct according to his best knowledge and belief.

Further the Affiant sayeth not.

  
\_\_\_\_\_  
Matthew R. Young

**JURAT**

Subscribed and sworn before me, a duly constituted and authorized Notary Public, in and for the County of Jackson, State of Missouri, at my office in Kansas City, on this 13<sup>th</sup> day of September, 2019.

  
\_\_\_\_\_  
NOTARY PUBLIC



BEVERLY M. WEBB  
My Commission Expires  
April 14, 2020  
Clay County  
Commission #12464070

In The Matter of the Missouri-American Water Company for Certificates of Convenience and Necessity Authorizing it to Install, Own, Acquire, Construct, Operate, Control, Manage and Maintain A Water System and a Sewer System in an Area of Camden County, Missouri (Sunset Palms Condominium Complex)

[illegible]

*Karen Lyons*  
Karen Lyons

A circular notary seal for the State of Missouri. The outer ring contains the text "NOTARY PUBLIC" at the top and "STATE OF MISSOURI" at the bottom, separated by small stars. In the center, the words "NOTARY SEAL" are printed.

M. R. [Signature]  
NOTARY PUBLIC

In The Matter of the Missouri-American Water Company for Certificates of Convenience and Necessity Authorizing it to Install, Own, Acquire, Construct, Operate, Control, Manage and Maintain A Water System and a Sewer System in an Area of Camden County, Missouri (Sunset Palms Condominium Complex)

# AFFIDAVIT OF BEN RANKIN

[illegible]

**COMES NOW**, Ben Rankin, and on his oath declares that he is of sound mind and lawful age; that he contributed to the attached *Staff Recommendation in Memorandum form*; and that the same is true and correct according to his best knowledge and belief.

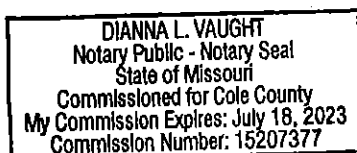
Further the Affiant sayeth not.

  
Ben Rankin

**JURAT**

Subscribed and sworn before me, a duly constituted and authorized Notary Public, in and for the County of Cole, State of Missouri, at my office in Jefferson City, on this 1<sup>st</sup> day of September, 2019.

Dianne L. Vaughn  
NOTARY PUBLIC



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

In The Matter of the Missouri-American Water )  
Company for Certificates of Convenience and )  
Necessity Authorizing it to Install, Own, Acquire, )  
Construct, Operate, Control, Manage and Maintain )  
A Water System and a Sewer System in an Area of )  
Camden County, Missouri (Sunset Palms )  
Condominium Complex) )

**Case No. WA-2019-0366**

**AFFIDAVIT OF DEBORAH ANN BERNSEN**

State of Missouri )  
 ) ss.  
County of Cole )

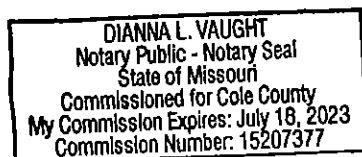
**COMES NOW**, Deborah Ann Bernsen, and on his oath declares that she is of sound mind and lawful age; that she contributed to the attached *Staff Recommendation in Memorandum form*; and that the same is true and correct according to her best knowledge and belief.

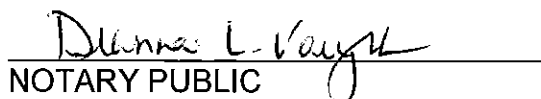
Further the Affiant sayeth not.

  
Deborah Ann Bernsen

**JURAT**

Subscribed and sworn before me, a duly constituted and authorized Notary Public, in and for the County of Cole, State of Missouri, at my office in Jefferson City, on this 18th day of September, 2019.



  
NOTARY PUBLIC