

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

In the Matter of Missouri-American Water	)	
Company's Tariff Sheets Designed to Implement	)	<u>Case No. WR-2000-281</u>
General Rate Increases for Water and Sewer	)	Tariff No. 200000366
Service Provided to Customers in the Missouri	)	Tariff No. 200000367
Service Area of the Company.	)	

**ORDER EXTENDING TIME FOR FILING**  
**DIRECT TESTIMONY**

Pending is a motion to modify the procedural schedule filed jointly on February 24, 2000, by Missouri-American Water Company (MAWC), the Staff of the Missouri Public Service Commission (Staff) and the Office of the Public Counsel (Public Counsel). These parties, signatories of a Non-unanimous Stipulation and Agreement (NUSA) filed on February 23, 2000, seek to modify the procedural schedule in order to permit a hearing and decision on the NUSA prior to April 30, 2000, pursuant to Commission Rule 4 CSR 240-2.115. Among the other items contained in this motion is a request to delay for two weeks the filing of Direct Testimony by all parties other than MAWC, presently scheduled for March 20 and 23, 2000.

On March 7, 2000, a group of fourteen intervenors<sup>1</sup> jointly filed a belated response in partial opposition to the joint motion to

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<sup>1</sup>AG Processing, Inc., a Cooperative, Friskies Petcare, a Division of Nestle USA, Wire Rope Corporation of America, Inc., St. Charles County, the cities of St. Peters, Warrensburg, O'Fallon, Weldon Spring, and Joplin, Hawker Energy Products, Inc., Harmon Industries, Inc., Stahl Specialty Company, Swisher Mower and Machine Company, and Central Missouri State University.

modify the procedural schedule.<sup>2</sup> The one portion of the joint motion that these intervenors do not oppose is the proposal that the filing of Direct Testimony by all parties other than MAWC be delayed for two weeks, to April 3 and 6, 2000. The intervenors only stipulate that comparable consideration be given to a request for extension on their part, if necessitated by the extension as to Direct Testimony.

On February 28, 2000, Public Counsel filed its Motion to Compel Responses to Data Requests, Request for Extension of Time to File Testimony and Request for Expedited Consideration. Public Counsel complained therein that MAWC was dilatory in responding to Public Counsel's Data Requests (DRs) and that Public Counsel needed the information in order to file testimony in accordance with the existing procedural schedule. Public Counsel suggested that the deadline for filing Direct Testimony be extended.

MAWC responded on March 3, 2000, suggesting that it was Public Counsel who was dilatory in serving the DRs. MAWC further stated that it was not opposed to extending the deadline for filing Direct Testimony and had, indeed, filed a similar proposal itself.

The one area in which these parties are in agreement is that the procedural schedule be modified in that the deadline for the filing of Direct Testimony by all parties other than MAWC be extended to April 3 and 6, 2000. The parties not yet heard on this topic have had ample opportunity and the interval set by rule has expired. Therefore, the Commission will grant the request that the filing

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<sup>2</sup>Belated because, pursuant to Rule 4 CSR 240-2.080(12), the response was due by March 6, 2000. Although filed out-of-time, the Commission will nonetheless consider this response.

deadline be extended. Further requests for extensions necessitated by this extension will receive comparable consideration.

**IT IS THEREFORE ORDERED:**

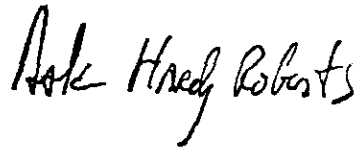
1. That the procedural schedule previously adopted herein is modified as set out below:

Direct Testimony on all issues	April 3, 2000
except rate design	3:00 p.m.
Staff, Public Counsel, Intervenors	

Direct Testimony on rate design	April 6, 2000
Staff, Public Counsel, Intervenors	3:00 p.m.

2. That this Order shall become effective on March 20, 2000.

**BY THE COMMISSION**



**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

(S E A L)

Kevin A. Thompson, Deputy Chief  
Regulatory Law Judge, by delegation  
of authority pursuant to 4 CSR  
240-2.120(1), (November 30, 1995)  
and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 15th day of March, 2000.