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STATE OF MISSOURI

PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS

Procedural Conference

March 19, 2013

Jefferson City, Missouri

Volume 1

(Starting time of conference: 2:02 p.m.)

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STATE OF MISSOURI

PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS
Procedural Conference
March 19, 2013
Jefferson City, Missouri
Volume 1

In The Matter Of The Request For)
An Increase In Sewer Operating) File No. SR-2013-0016
Revenues Of Emerald Pointe Utility)
Company)

In The Matter Of The Request For)
An Increase In Water Operating) File No. WR-2013-0017
Revenues Of Emerald Point Utility)
Company)

MORRIS L. WOODRUFF, Presiding
CHIEF REGULATORY LAW JUDGE

REPORTED BY:
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A P P E A R A N C E S

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1 (Starting time of conference: 2:02 p.m.)

2 P R O C E E D I N G S

3 JUDGE WOODRUFF: We're here for a Pre-Hearing
4 conference in two file numbers, SR-2013-0016 and
5 WR-2013-0017. Both are concerning requests for increases
6 in revenue of Emerald Point Utility Company, and we'll
7 begin by entries of appearance.

8 Emerald Point.

9 MR. COOPER: Appearing for Emerald Pointe Utility
10 Company is Dean Cooper, and the Court Reporter has the
11 address.

12 JUDGE WOODRUFF: Okay.

13 And for Staff.

14 MS. MOORE: Amy Moore and Kevin Thompson for
15 Staff. P.O. Box 360, Jefferson City, Missouri, 65102.

16 JUDGE WOODRUFF: And for Public Counsel.

17 MS. BAKER: Christina Baker appearing on behalf of
18 the Office of the Public Counsel and the ratepayers, and
19 the Court Reporter has my information.

20 JUDGE WOODRUFF: Okay. Well, I brought you all
21 here together today to try and decide how we want to
22 proceed on this, and, eventually, leave you to your
23 discussions on developing a procedural schedule and so
24 forth and -- but I want to discuss a couple of questions
25 with you before we leave you to that.

1 First question I had on my list here was do we
2 want to consolidate these two cases? We've been kind of
3 filing everything in duplicates.

4 MR. THOMPSON: Smaller headings.

5 JUDGE WOODRUFF: Yeah.

6 MR. COOPER: I don't believe we have an objection
7 to consolidating cases.

8 MS. BAKER: I don't have any problems with
9 consolidating.

10 MR. THOMPSON: It's all right with us.

11 JUDGE WOODRUFF: All right. That makes it easier.
12 And I'll issue an order to do that. Then, the other
13 question that goes with my one question here, the sample
14 tariffs that were filed as part of the agreement.

15 They have not actually been filed as tariffs; is
16 that correct?

17 MR. COOPER: That's my understanding.

18 JUDGE WOODRUFF: Are they going to be? I can
19 suspend them if I need to.

20 MR. THOMPSON: Are we happy with the tariffs?

21 MR. COOPER: We gave a corrected statement with
22 right dates on the bottom. Yeah. We're happy with them.

23 MR. THOMPSON: As far as Staff's concerned, we are
24 fine to file as tariffs.

25 MS. BAKER: I would also want them suspended, of

1 course.

2 JUDGE WOODRUFF: Okay. We'll deal with that as we

3 --

4 MR. COOPER: Let us consider that, Judge.

5 JUDGE WOODRUFF: Okay.

6 And that kind of leads me into the second
7 question, and that's what do we do with the procedural
8 time lines that are ruled -- or are existing in the
9 regulation? Since it's clear that we're going to need a
10 hearing, a lot of those time lines really don't make a
11 whole lot of sense anymore.

12 MS. BAKER: Uh-huh.

13 JUDGE WOODRUFF: Is everybody in agreement with
14 that, at this point, we would just be proceeding as a
15 contested case without the other time lines?

16 MS. BAKER: That would be fine.

17 MR. THOMPSON: Uh-huh.

18 MR. COOPER: (Nods head.)

19 JUDGE WOODRUFF: I'll include that in our order,
20 also. All right.

21 Location and date of the local public hearing that
22 Public Counsel's requested. First of all, any other
23 parties have an objection to local public hearing?

24 MR. COOPER: Would you turn down our motion if we
25 did?

1 JUDGE WOODRUFF: You can make your motion, but I
2 will say that the Commission has always erred on the side
3 of holding public hearings.

4 MR. COOPER: Given that, We need to come up with a
5 date.

6 JUDGE WOODRUFF: And location. I'm not familiar
7 with the exact location of the water company, but I
8 believe it's near Branson, and I know we have had hearings
9 in Branson before. So, most recent, I think, was Tri-
10 State Utilities I was down there for. We had one, I
11 think, at Branson City Hall.

12 MS. BAKER: Yes. We've been at City Hall, and
13 then we've been at a couple of the hotels there as well.

14 JUDGE WOODRUFF: We'll probably check into the
15 hotel, but -- if you guys give me a date for that. All
16 right.

17 And, then, we'll need a procedural schedule. From
18 my reading of the regulation, it looks like we have to
19 have a hearing finished before May 16th; and then a
20 Commission decision issued by, I believe it's July 16th.

21 If you can get anything done before the 16th -- I
22 don't think we need to have the briefs done before then.
23 I don't need two months to write the decision. So, we
24 have a little bit more flexibility in that regard.

25 MR. THOMPSON: Okay.

1 JUDGE WOODRUFF: This is coming up fairly quickly,
2 so I want to get you in here and let you discuss how to do
3 that if we need -- probably want to do -- be filed
4 testimony. Again, that's something you guys can discuss.
5 Okay?

6 Anything else anyone wants to bring up while we're
7 on the record?

8 (No response.)

9 JUDGE WOODRUFF: Okay. With that, then, I'll
10 leave you to your discussions, and you can get me those
11 procedural schedules by Friday. That will be March the
12 22nd.

13 And, with that, we are off the record.

14 MR. THOMPSON: Thank you, Judge.

15 MS. BAKER: Thank you.

16 (Adjournment.)

17 (Whereupon, the record ended at 2:08 p.m.)

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C E R T I F I C A T E

STATE OF MISSOURI)
) ss.
COUNTY OF COLE)

I, Pamela S. Gentry, Certified Court Reporter with the firm of Midwest Litigation Services, do hereby certify that I was personally present at the proceedings had in the above-entitled cause at the time and place set forth in the caption sheet thereof; that I then and there took down in Stenotype the proceedings had; and that the foregoing is a full, true and correct transcript of such Stenotype notes so made at such time and place.

Given at my office in the City of Jefferson, County of Cole, State of Missouri.

Pamela S. Gentry, CCR #426

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