

In the Matter of:

Claude Scott

v.

Missouri-American Water Company

WC-2020-0194, VOL 1

April 09, 2020



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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS

Prehearing Conference

April 9, 2020

Jefferson City, Missouri

Volume 1

Claude Scott,)
Complainant,)
vs.) File No. WC-2020-0194
Missouri-American)
Water Company,)
Respondent.)

JOHN T. CLARK, Presiding
REGULATORY LAW JUDGE

REPORTED BY:
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FOR: Missouri-American Water Company

P R O C E E D I N G S

JUDGE CLARK: Let's go on the record. This is Judge Clark. The Commission has set aside this time for a Procedural Conference in the case captioned as Claude Scott, Complainant, vs. Missouri-American Water Company, Respondent. This is File No. WC-2020-0194.

My name is John Clark. I'm the Regulatory Law Judge in this matter, and I'm going to begin by asking the parties to enter their appearance for the record. I will note for the record that Claude Scott does not appear. For the Commission Staff?

MR. PRINGLE: Thank you, Judge. This is Travis Pringle, Legal Counsel, mailing address 200 Madison Street, P.O. Box 360, Jefferson City, Missouri 65102, telephone 573.751.4140, email travis.pringle@psc.mo.gov. I'm joined by Deputy Counsel Mark Johnson, as well as Staff members Scott Glasgow and Tammy Huber.

JUDGE CLARK: Thank you, Mr. Pringle. And for Missouri-American Water Company?

MS. HERNANDEZ: Good morning. This is Jennifer Hernandez with the law firm of Brydon, Swearingen & England, address is 312 East Capitol Avenue, P.O. Box 456, Jefferson City, Missouri 65102, and I'm appearing today on behalf of Missouri-American Water Company. Thank you.

1 JUDGE CLARK: Thank you, Ms. Hernandez. Are
2 there any preliminary matters or pending motions at this
3 time?

4 MS. HERNANDEZ: I would just like to make an
5 oral motion, Judge. This is Jennifer Hernandez.
6 Pursuant to the Commission's regulations, failure to
7 abide by a Commission order is grounds for dismissal.
8 So I'd move on the Company's behalf at this time to
9 dismiss this complaint filed by Mr. Scott.

10 JUDGE CLARK: Okay. I believe you're talking
11 about 20 CSR 4240-2.090(6) -- I'm sorry, 2.090(5) and
12 that says failure to appear without having previously
13 secured a continuance shall constitute grounds for
14 dismissal absent a showing of good cause.

15 MS. HERNANDEZ: Correct.

16 JUDGE CLARK: Mr. Scott has not appeared today.
17 However, as of yet I don't know the cause. So what will
18 happen is I will issue an order to show cause to
19 Mr. Scott and give him a set time to respond to that.
20 If he doesn't respond, then I will entertain your motion
21 to dismiss. Okay?

22 MS. HERNANDEZ: Thank you.

23 JUDGE CLARK: Thank you. Anything from Staff?

24 MR. PRINGLE: Nothing from Staff, Judge. Thank
25 you.

1 JUDGE CLARK: Okay. Well, I would like to
2 thank you all for being here, including support staff
3 today -- or technical staff. I'm sorry. That was a
4 misspeak on my part. My plan originally had been for
5 the parties to agree to a proposed procedural schedule
6 to try and move this case forward, but obviously we
7 can't do that until we hear from Mr. Scott. If I hear
8 from Mr. Scott and he demonstrates good cause as to why
9 his case should not be dismissed, I would expect that I
10 will set another procedural conference for the purpose
11 of setting a procedural schedule.

12 Are there any other issues or matters that need
13 to be addressed by the Commission at this time? Staff
14 Counsel?

15 MR. PRINGLE: No, no, Judge. Thank you.

16 JUDGE CLARK: Missouri-American Water Company?

17 MS. HERNANDEZ: No, thank you.

18 JUDGE CLARK: Okay. Hearing none, we will go
19 off the record. Thank you very much for appearing
20 today. Again, I appreciate you taking the time to do
21 it.

22 (Off the record.)
23
24
25

CERTIFICATE OF REPORTER

I, Beverly Jean Bentch, RPR, CCR No. 640,
Certified Court Reporter with the firm of Tiger Court
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set forth in the caption sheet thereof; that I then and
there took down in Stenotype the proceedings had; and
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