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July 29, 2002

Mr. Dale Hardy Roberts Missouri Public Service Commission Secretary/Chief Regulatory Law Judge 200 Madison Street, Suite 100 P. O. Box 360 Jefferson City, MO 65102-0360 FILED²

JUL 2 9 2002

Missouri Public Service Commission

Re:

Case No. WC-2002-146

Dear Mr. Roberts:

Enclosed for filing please find an original and eight copies of the MOTION FOR EXTENSION OF EFFECTIVE DATE of the Respondent Missouri-American Water Company in the above styled Complaint. Please bring this matter to the attention of the Commission at your earliest convenience.

Thank you for your assistance and cooperation in this matter.

Very truly yours,

Dean L. Cooper /da

Dean L. Cooper

DLC/RTC/da Enclosures

cc:

Parties of Record

FILED²
JUL 2. 9 2002

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Staff of the Missouri Public Service

St. Louis County Water Company,

d/b/a Missouri-American Water Company,

Complainant,

Respondent.

Commission.

VS.

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· ·	Servic	souri e Coi	Publi nmiss	c Sion
Case No	. WC-200	02-146		

MOTION FOR EXTENSION OF EFFECTIVE DATE

Comes now Missouri-American Water Company, successor to St. Louis County Water Company, d/b/a Missouri-American Water Company (Respondent), and for its Motion for Extension of Effective Date, states:

- 1. By Report and Order dated July 23, 2002 and to be effective August 2, 2002, the Commission has directed Respondent to withdraw its Service Line Repair Program tariff and has authorized the submission of a revised tariff in compliance with the Report and Order.
- 2. Respondent desires to comply with effective dictate of the Commission's Report and Order, which is to file a revised tariff that supersedes the present tariff and corrects what the Commission has described as "defects" in that tariff. Whether this desire can be effectuated quickly depends upon whether Respondent's interpretation of the Report and Order is consistent with the interpretations of the Report and Order by the Complainant Staff, the Office of Public Counsel and St. Louis County, Missouri.
- 3. Respondent requires additional time to discuss these matters with the aforesaid parties and attempt to devise a tariff that each such party to this case, especially Complainant Staff, finds acceptable. It is imperative that the situation is avoided where one tariff has been withdrawn and a substitute that is acceptable to Complainant and the other parties has not yet been devised. This potential dilemma would dictate that the

service line repair program be terminated in the interim. Such a termination would be punitive to the beneficiaries of the program, and is unnecessary in light of Respondent's belief that it can fully comply with the substance of the Report and Order to the satisfaction of the Commission, Complainant Staff and the other parties to this case.

WHEREFORE, Respondent prays that the Commission extend the effective date of its Report and Order in the instant case for an additional thirty-days so that Respondent may immediately begin discussions and efforts to draft a replacement service line tariff that meets the Commission's directives as interpreted by Complainant and the other parties to this case.

Respectfully submitted,

Richard T. Ciottone, MBE#21530

Attorney for Respondent

949 E. Essex

St. Louis, MO. 63122 telephone (314) 822-2355

Fax (208) 275-0779 rtciottone@msn.com

Copies of the foregoing have on the date below written been provided to St. Louis County, Missouri, to the Office of Public Counsel and to the General Counsel of the Missouri Public Service Commission by either hand delivery or first class prepaid U.S. Mail.