

**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,)	File No. WA-2019-0364
Operate, Control, Manage and Maintain)	SA-2019-0365
a Water System and a Sewer System in)	
an area of Miller County, Missouri (Isla)	
del Sol Condominium Association, Inc.,)	
f/k/a Atlantis Island).)	

MAWC’S RESPONSE TO ORDER DIRECTING FILING

COMES NOW Missouri-American Water Company (MAWC) and, in response to the *Order Directing Filing* issued September 16, 2019, states as follows to the Missouri Public Service Commission (Commission):

1. On September 16, 2019, in response to an *ex parte* contact received by the Commission, the Commission issued its *Order Directing Filing* directing that MAWC and the Staff of the Commission file suggestions concerning: 1) the status of this application; 2) the identity of whoever is currently operating the water and sewer system in question; and, 3) by what authority it is operated.

STATUS

2. After investigation into the subject of the litigation referenced in the *ex parte* contact, MAWC believes that the current ownership of the assets that are the subject of this case is unclear. MAWC would, of course, not seek to close until such ownership questions are clear. Accordingly, MAWC would suggest that this matter be stayed until such time as those ownership issues have been resolved.

3. During such stay, and until such time as the ownership issues have been resolved, MAWC would suggest that it be directed to file a status report by the first working day of each

month, beginning with November 1, 2019, providing an update in regard to the asset ownership status.

IDENTITY OF OPERATOR

4. It is MAWC's understanding that Total Environmental Services, Inc. maintains and operates the systems.

AUTHORITY TO OPERATE

5. MAWC is unsure as to what authority the current owners/operators may have to operate the assets. It appears that the operations would constitute a water corporation, a sewer corporation, and, thus, a public utility, within the meaning of those terms as found in Section 386.020, RSMo.

WHEREFORE, MAWC hereby respectfully requests that the Commission consider the information herein, deem MAWC to have satisfied the *Order Directing Filing*, and issue such further orders as it should find to be reasonable and just.

Respectfully submitted,



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ATTORNEYS FOR MISSOURI-AMERICAN
WATER COMPANY

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been sent by electronic mail this 26th day of September, 2019, to:

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