

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

In the Matter of the Application of Missouri-)
American Water Company for a Certificate of)
Convenience and Necessity Authorizing it to)
Install, Own, Acquire, Construct, Operate,) **File No. WA-2021-0376**
Control, Manage and Maintain a Water)
and Sewer System in and Around the)
City of Eureka, Missouri)

MOTION FOR EXTENSION

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”) and for its *Motion for Extension*, states as follows:

1. On April 26, 2021, Missouri-American Water Company (“MAWC” or “Company”) filed applications with the Missouri Public Service Commission (“Commission”) requesting Certificates of Convenience and Necessity (“CCNs”) to install, own, acquire, construct, operate, control, manage, and maintain a water system (WA-2021-0376) and a sewer system (SA-2021-0377) in and around the City of Eureka, Missouri. On that same date, MAWC filed its *Motion to Consolidate*, requesting the Commission issue an order consolidating File Nos. WA-2021-0376 and SA-2021-0377, with File No. WA-2021-0376 being the lead case.

2. On April 27, 2021, the Commission issued an *Order Directing Notice, Setting Date for Intervention Requests, Setting Deadline for Responses to Consolidation, and Directing Filing of Staff Recommendation*; in its Order, the Commission directed Staff to file, on or before June 28, 2021, a recommendation regarding MAWC’s CCN applications. Subsequently, on May 10, 2021, the Commission issued its *Order Granting Motion to Consolidate*, and on May 18, 2021, issued its *Order Granting Application to Intervene*, granting the intervention request of the Jefferson County Public Sewer District.

3. Staff has and will continue to issue data requests to aid in its review, provide feedback, and continue discussions with MAWC. However, MAWC responses to Staff's initial rounds of data requests have spurred the need for further investigation. Further, as is common practice in cases regarding the acquisition of existing water and sewer systems, Staff has requested certain historical information related to the operation of the City of Eureka systems from the Missouri Department of Natural Resources ("DNR"). In this instance, while a request for information was submitted to DNR on June 2, 2021, DNR has informed personnel from Staff's Water & Sewer Department not to expect a response concerning Staff's request before July 14, 2021.¹

4. In order to provide sufficient time to conduct further discovery, obtain necessary operational information from DNR, and complete its investigation, Staff requests an additional 90 days in which to complete and file its recommendation. That being said, Staff will endeavor to complete its review prior to any newly established filing date.

¹ On June 2, 2021, Staff's Water & Sewer Department sent the following request for records to DNR:

City of Eureka Eureka, MO 63025
City of Eureka
Saint Louis County, MO
Requested by: David Roos, Missouri Public Service Commission 573-751-1690
Please provide the following information for drinking water system Permit No MO6010258:
Copy of Current Permit To Dispense No. MO6010258
For the Previous Five Years:
DNR inspections
Letters of Warning
Notices of Violation
Correspondence related to any of the above

Water & Sewer personnel received an initial response to its request on *June 23, 2021*, stating DNR is, "still in the process of reviewing its records for those that are responsive to your request. Please do not expect to hear back from the Department about your request three weeks from today's date."

WHEREFORE, Staff respectfully submits this *Motion for Extension* for the Commission's information and consideration and hereby prays the Commission order Staff to file its recommendation in this matter no later than September 27, 2021;² and grant such other and further relief as the Commission considers just in the circumstances.

Respectfully submitted,

/s/ Mark Johnson

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**Attorney for the Staff of the
Missouri Public Service Commission**

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile, or electronically mailed to all parties and/or counsel of record on this 28th day of June, 2021.

/s/ Mark Johnson

² 90 days from June 28, 2021, is September 26, 2021, which is a Sunday. Therefore, Staff requests the Commission establish a filing date for the following business day.