

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

In the Matter of the Application of )  
Missouri-American Water Company for )  
the Approval of an Agreement with the )  
City of Kirkwood, Missouri, to Construct )  
Transmission Mains and Points of )  
Delivery and to Sell and Deliver Water for )  
Resale and Related Tariff Sheets )

**Case No. WO-2005-0286**

**STAFF'S THIRD MOTION TO EXTEND DEADLINE  
TO FILE RECOMMENDATION**

**COMES NOW** the Staff of the Missouri Public Service Commission, by and through its attorney, and, for its Third Motion to Extend Deadline to File Recommendation, states to the Missouri Public Service Commission as follows:

1. On February 24, 2005, Missouri-American Water Company applied for authority to build transmission mains and points of delivery to sell and deliver water to the City of Kirkwood, and filed a related tariff sheet, bearing an effective date of March 26, 2005. Missouri-American has subsequently filed letters extending the effective date of the subject tariff sheet to May 25, 2005. The Commission originally ordered the Staff to file its Recommendation in this case no later than March 14, 2005, but has extended this deadline and the Staff's Recommendation is now due on May 13, 2005.

2. On March 30, 2005, the Office of the Public Counsel filed a Motion for a Local Public Hearing. The Commission granted this request and conducted a local public hearing on April 28, 2005.

3. Negotiations among the parties to resolve the issues in this case are ongoing. Missouri-American has today filed with the Commission a letter, extending the effective date of the tariff by thirty days, to June 24, 2005.

4. The Staff therefore requests that its deadline to file a recommendation in this case be extended to June 10, 2005, which will allow the Commission to review and act upon the Staff's recommendation prior to the new effective date of the subject tariff.

**WHEREFORE**, the Staff moves the Commission for its order extending the deadline for the Staff to file its recommendation in this case.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

/s/ Keith R. Krueger

Keith R. Krueger  
Deputy General Counsel  
Missouri Bar No. 23857

Attorney for the Staff of the  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102  
(573) 751-4140 (Telephone)  
(573) 751-9285 (Fax)  
[keith.krueger@psc.mo.gov](mailto:keith.krueger@psc.mo.gov)

### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed or hand-delivered, transmitted by facsimile or e-mailed to all counsel of record this 13th day of May, 2005.

/s/ Keith R. Krueger

Keith R. Krueger