

LAW OFFICE OF ROBERT C. JOHNSON
720 OLIVE STREET SUITE 2400 ST. LOUIS, MO 63101
FAX: (314) 588-0638

ROBERT C. JOHNSON
DIRECT: (314) 345-6436
E-MAIL: rjohnson@blackwellsanders.com
CELL: (314) 413-4770

LISA C. LANGENECKERT
DIRECT: (314) 345-6441
E-MAIL: llangeneckert@blackwellsanders.com
CELL: (314) 973-5743

September 15, 2003

FILED²

SEP 18 2003

Dale Hardy Roberts, Secretary
Missouri Public Service Commission
Governor Office Building
P.O. Box 360
Jefferson City, MO 65102

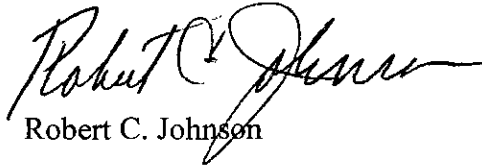
Missouri Public
Service Commission

Re: MAWC's 2004 Request to Establish ISRS
MoPSC Case No. WO-2004-0116

Dear Sir:

On behalf of the Missouri Energy Group, I enclose herewith for filing in the above matter, an original and eight (8) copies of its Application for Intervention in the above-referenced case. An additional copy of this document is enclosed, which I would appreciate your file stamping and returning in the enclosed, pre-addressed envelope.

Yours very truly,


Robert C. Johnson

RCJ/gmw
Enclosures (3)
cc/enc: Office of the Public Counsel
General Counsel/MoPSC
David P. Abernathy
William R. England, Esq.
Mark Drazen

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

FILED²
SEP 18 2003

Missouri Public
Service Commission

In the Matter of the Application of)
Missouri-American Water Company for) Case No. WO-2004-0116
Approval to Establish an Infrastructure System)
Replacement Surcharge (ISRS))

APPLICATION TO INTERVENE OF
THE MISSOURI ENERGY GROUP

Pursuant to 4 C.S.R. 240-2.075 of the Missouri Public Service Commission's Rules of Practice and Procedure, Barnes-Jewish Hospital, Emerson Electric Company, SSM HealthCare, and St. John's Mercy Health Care (collectively known as the "Missouri Energy Group", and hereinafter referred to as "Applicants"), hereby apply for leave to intervene in the above-referenced proceeding. In support of this Application, Applicants respectfully state as follows:

1. Applicants are an ad hoc group of not-for-profit hospital systems and a large industrial company located within the state of Missouri that have purchased substantial amounts of water from Missouri American Water Company ("MAWC") and have actively participated in previous cases involving MAWC and its predecessor before this Commission;

2. As large users, the rates and terms and conditions of the water service of Applicants may be substantially and uniquely affected by the outcome of this docket. Applicants have an interest in avoiding any adverse impact on the rates and terms and conditions of their water service and cannot be adequately represented by any other party;

4. It is Applicant's position that rates should be based upon cost of service. Applicants do not yet have sufficient information to take a position regarding specific issues raised and to be raised in MAWC's application and evidence in this case but reserve the right to take positions on all issues that may affect Applicants;

raised and to be raised in MAWC's application and evidence in this case but reserve the right to take positions on all issues that may affect Applicants;

5. Granting intervention by Applicants in this case will serve the public interest by assisting the Commission in development of a more complete record for its decision; and

6. Correspondence or communications regarding this application, including service of all notices and orders of this Commission, should be addressed to:

Robert C. Johnson and
Lisa C. Langeneckert, Esq.
720 Olive Street, Suite 2400
St. Louis, MO 63101
(314) 345-6441
bjohnson@blackwellsanders.com
llangeneckert@blackwellsanders.com

WHEREFORE, having stated the grounds for intervention and the position and interest of the Applicants in these proceedings, Applicants ask that the Commission grant this Application for Intervention, and thereby entitle said Applicants to have notice and to appear at the taking of testimony, to participate in discovery matters, to produce and cross-examine witnesses, and to be heard in person or by counsel on the argument, and in all other respects to be made parties to this proceeding.

Respectfully submitted,



Robert C. Johnson #15755

Phone: (314) 345-6436

E-Mail: bjohnson@bspmlaw.com

Lisa C. Langeneckert #49781

Phone: (314) 345-6441

E-Mail: llangeneckert@bspmlaw.com

720 Olive Street, Suite 2400

St. Louis, MO 63101-2396

Fax: (314) 588-0638

Attorneys for Missouri Energy Group

CERTIFICATE OF SERVICE

Pursuant to 4 CSR 240-2.080 of the Commission's Rules of Practice and Procedure, I hereby certify that I have this day caused a copy of the foregoing to be served on all persons on the official service list in Case No. WO-2004-0116.

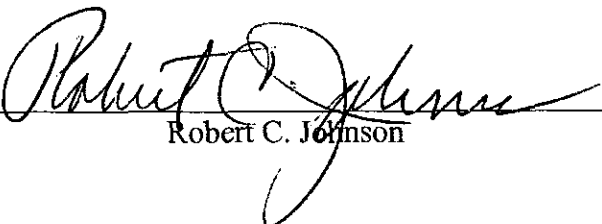
Dated at St. Louis, Missouri this 15th day of September, 2003:

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Office of Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

David P. Abernathy
Vice President, General Counsel
& Secretary
Missouri-American Water Company
535 N. New Ballas Road
St. Louis, MO 63141
314.996.2276
314.997.2451 (facsimile)
dabernathy@mawc.com

William R. England, Attorney
Dean L. Cooper, Attorney
Brydon, Swearingen & England P.C.
312 East Capitol Avenue
P.O. Box 456
Jefferson City, MO 65102
573-635-7166
573-635-3857 (facsimile)
dcooper@bydonlaw.com


Robert C. Johnson