

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

In the matter of the Petition of)
Missouri-American Water Company for)
Approval to Change its Infrastructure)
System Replacement Surcharge (ISRS))

File No. WO-2015-0211
Tracking No. YW-2015-0267

**ORDER GRANTING RECONSIDERATION AND LIFTING SUSPENSION,
SETTING DATES FOR FILING, AND DIRECTING PUBLICATION**

Issue Date: March 5, 2015

Effective Date: March 5, 2015

The Missouri Public Service Commission is granting the *Motion for Reconsideration*¹ (“motion”) filed by Missouri-American Water Company.

A. Reconsideration

The motion seeks reconsideration of the *Order Suspending Tariff, Setting Dates for Filing, and Directing Publication; and Notice of Contested Case* (“earlier order”). The earlier order noted the 120-day effective date of the tariff accompanying the petition, which is coincident with Commission’s duty to determine the petition within 120 days of filing,² and suspended the tariff. The motion suggests that 120 days will be time enough to determine the tariff as well as the petition. Also, the Commission notes that a hearing in this action is discretionary.³ Therefore, the Commission will withdraw the earlier order and lift the suspension of the tariff.

¹ Electronic Filing and Information System No. 2, March 3, 2015.

² Section 393.1006.1(3), RSMo Supp. 2013.

³ Section 393.1006.1(3), RSMo Supp. 2013.

B. Responsive Filings

The petition certifies compliance with the requirement to:

. . . . serve the office of the public counsel with a copy of its petition, its [tariff], and its supporting documentation. [⁴]

The Commission's regulations provide:

[T]he office of the public counsel may, within ten (10) days of the water utility's filing, submit comments regarding these items to the commission[.⁵]

Therefore, the Commission will order the filing of those comments.

The petition also certifies service on the Commission's Chief Staff Counsel.⁶ The Chief Staff Counsel represents the Commission's staff ("Staff").⁷ Staff's role is as follows:

The staff of the commission may examine information of the water corporation to confirm that the underlying costs are in accordance with the provisions of sections 393.1000 to 393.1006, and to confirm proper calculation of the proposed charge, and may submit a report regarding its examination to the commission not later than sixty days after the petition is filed. No other revenue requirement or ratemaking issues shall be examined in consideration of the petition or associated proposed rate schedules filed pursuant to the provisions of sections 393.1000 to 393.1006. [⁸]

Therefore, the Commission will order Staff to file a report as described in that statute.

The Commission will also set deadlines for any application to intervene, any response to an application to intervene, and any reply to any responsive filing.

⁴ Section 393.1006.1(1), RSMo Supp. 2013.

⁵ 4 CSR 240-3.650(9).

⁶ Though identified under a former association with the Commission's General Counsel.

⁷ 4 CSR 240-2.040(1).

⁸ Section 393.1006.2(2), RSMo Supp. 2013.

C. Notice of this Action

The statutes also require the Commission to “publish notice of the filing[,]”⁹ so the Commission will order publication of this notice and order.

THE COMMISSION ORDERS THAT:

1. The earlier order described in the body of this order is withdrawn and the suspension of the tariff sheet assigned tracking number YW-2015-0267 is lifted.

2. No later than March 16, 2015, the Office of Public Counsel shall file any comment as to any example notice or bill that accompanies the application and petition.

3. No later than March 30, 2015, any application for intervention shall be filed by delivery to:

Secretary, Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

or by entry into the Commission’s electronic filing and information system (“EFIS”).

4. No later than April 9, 2015, any response to any comment of the Office of Public Counsel shall be filed.

5. No later than April 9, 2015, any response to any application for intervention shall be filed.

6. No later than April 28, 2015, the Commission’s staff shall file a report as described in the body of this order.

⁹ Section 393.1015.1(2), RSMo Supp. 2013.

7. No later than May 11, 2015, any reply to the report of the Commission's staff shall be filed.

8. The Commission's Data Center shall mail a copy of this notice and order to the county commission of any counties served by petitioner and to all parties to the action in File No. WR-2011-0337.

9. The Commission's Public Information Office shall make notice of this order available to the media serving St. Louis County and to the members of the General Assembly representing St. Louis County.

10. This order shall be effective when issued.

BY THE COMMISSION



A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Daniel Jordan, Senior Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 5th day of March, 2015.