

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 17th day of  
February, 2006.

Application of KMB Utility Corporation for	)	
Authority to File a Proposed Tariff to Increase	)	<b><u>Case No. WR-2006-0286</u></b>
Water Service Rates	)	

**ORDER SUSPENDING TARIFF**

Issue Date: February 17, 2006

Effective Date: February 21, 2006

On January 4, 2006, KMB Utility Corporation filed revised tariffs that would increase its water rates. The tariffs carry an effective date of February 21, 2006. An agreement between the company and the Staff of the Missouri Public Service Commission regarding the disposition of the small company rate increase was filed on January 13, 2006. The Office of the Public Counsel did not join in the agreement.

On February 10, 2006, Public Counsel filed a Statement of Disagreement and Motion to Suspend Tariff. Public Counsel states that its reason for disagreeing with the proposed tariffs and requesting an evidentiary hearing is:

that while the implementation of a ten-year replacement program and a meter installation program may be a desirable operational change to the Company, Public Counsel contends that the responsibility to furnish the capital and equipment to implement the change lies directly within the franchised duties of the Company. At such time in the future that the Company files for an increase in its rates, any meter replacement/installation program costs it has incurred since the implementation date of its current rates can then be subjected to audit

and, if appropriate, included in the determination of its revenue requirement on a going-forward basis.

In order to allow enough time for a response from the Company and the Commission Staff, the Commission will suspend KMB's tariff for 60 days, as permitted by Section 393.150, RSMo 2000.

**IT IS ORDERED THAT:**

1. The tariff sheets filed by KMB Utility Corporation, and assigned Tariff File No. YW-2006-0526, are suspended until April 23, 2006.
2. Responses to the motion of the Public Counsel shall be filed no later than February 21, 2006.
3. This order shall become effective on February 21, 2006.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

Davis, Chm., Murray, Clayton and Appling, CC., concur  
Gaw, C., absent

Dippell, Deputy Chief Regulatory Law Judge