

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

In the Matter of Missouri-American Water)
Company's Request for Authority to Implement) Case No. WR-2022-0303
General Rate Increase for Water and Sewer)
Service Provided in Missouri Service Areas.)

MAWC’S RESPONSE TO ORDER GRANTING OPC MOTION

Comes now Missouri-American Water Company (MAWC or Company), and, in response to the *Order Granting OPC Motion for Production of Documents Pursuant to Section 386.450 (Order)* issued this date by the Missouri Public Service Commission (Commission), states as follows:

1. As previously indicated by MAWC, and confirmed by the Office of the Public Counsel (OPC) on page one of its *Reply to MAWC’s Response to Motion for Production of Documents Pursuant to § 386.450* (“The OPC agrees that it did not request that the Commission order MAWC to produce any documents”), OPC’s *Motion for Production* does not seek information from MAWC, and MAWC has no unilateral ability to supply the information that is the subject of the *Order*.

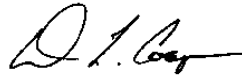
2. Section 386.450 states, in part, that Commission may direct production “by order served upon any corporation, person or public utility in the manner provided herein for the service of orders. . . .” MAWC notes that the subject of this *Order*, American Water Works Company, Inc. (AWK), is not a party to this litigation. While the Commission suggested in *In the Matter of Elm Hills Utility Operating Company, Inc.’s Request for a Water and Sewer Rate Increase, Order Granting Motion for Production*, pp. 9-10, File No. WR-2020-0275 (October 28, 2020), that “service by mail is acceptable pursuant to Section 386.490.1, RSMo, and 20 CSR 4240-2.080(16)(B)2,” it does not appear from the *Order* that any steps have been taken to serve AWK.

3. Nevertheless, MAWC will endeavor for purposes of this proceeding alone and

pursuant to the Commission's Protective Order in this case and Section 386.480 seek to obtain any responsive records and make them available for inspection at counsel's office within seven (7) days. MAWC, of course, reserves its right to object to the requested introduction in evidence of all such records in the course of the proceeding.

WHEREFORE, MAWC respectfully provides this response to the Commission's *Order*.

Respectfully submitted,



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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail, on February 16, 2023, counsel for all parties.

