

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

In the Matter of Missouri-American Water)
Company’s Request for Authority to Implement)
General Rate Increase for Water and Sewer)
Service Provided in Missouri Service Areas.)

Case No. WR-2022-0303

**AMENDED LIST OF ISSUES, LIST AND ORDER OF WITNESSES,
ORDER OF OPENING, AND ORDER OF CROSS-EXAMINATION**

COMES NOW the Staff of the Missouri Public Service Commission, through counsel, and on behalf of itself, Missouri-American Water Company, Midwest Energy Consumers Group, the Office of the Public Counsel, Public Water Supply District No. 2 of Andrew County, The Empire District Electric Company, City of St. Joseph, and Triumph Foods, LLC,¹ and for its *Amended List of Issues, List and Order of Witnesses, Order of Opening, and Order of Cross-Examination* states as follows:

The parties are:

CCM:	Consumers Council of Missouri
Liberty:	The Empire District Electric Company, a Liberty Utilities Company
St. Joseph:	City of St. Joseph, Missouri
MECG:	Midwest Energy Consumers Group
MIEC:	Missouri Industrial Energy Consumers
MAWC:	Missouri-American Water Company
OPC:	The Office of the Public Counsel
Water District:	Public Water Supply District No. 2 of Andrew County
Riverside:	City of Riverside, Missouri
Staff:	Staff of the Commission
Sunnydale:	Sunnydale Properties
Triumph:	Triumph Foods, LLC

¹ This document has been distributed to all parties, but Staff does not have all parties’ consent in order to state that it is an entirely joint filing.

AMENDED LIST OF ISSUES

On March 3, 2023, a Stipulation and Agreement was filed in this case. That Stipulation and Agreement was either signed by, or not objected to, by all parties. Accordingly, it may be treated as unanimous. See Commission Rule 20 CSR 4240-2.115(2)(C). The parties wish to proceed to hearing on the remaining issues on March 9-10.

While discussions as to certain remaining issues are ongoing, if no other issues are settled (and if the Stipulation and Agreement is ultimately approved by the Commission), the following issues would remain to be tried and briefed in this case:

3. Affiliate Transactions²:

- a. **Affiliate Transactions Rules:** Should MAWC be required to file a Cost Allocation Manual with the Commission? Should the Commission open a new rulemaking docket in order to draft affiliate transactions rules for water and sewer?

13. Class Cost of Service:

- a. **Cost of Service Studies:** What are the appropriate allocation factors to be used to determine the revenue requirement allocation? Should the Commission utilize the Class Cost of Service Studies filed in this case to determine the appropriate allocation of the revenue requirement to the various customer classes? If so, what should be the allocation of the

² These numbers are consistent with the *List of Issues, List and Order of Witnesses, Order of Opening and Order of Cross Examination* filed on February 16, 2023.

revenue requirement to each class? How should the revenues associated with special contracts be treated in developing the class cost of service?

14. Rate Design:

- a. **Meter Charge Consolidation:** What meter charges should be used?
- b. **Single Tariff Pricing:** Should the Commission consolidate Rate Class A across St. Louis County and non-St. Louis County customers?

AMENDED HEARING SCHEDULE

Hearings will start the first day at 9 am and, to the extent possible given schedule constraints, issues will be handled upon the conclusion of the preceding issue.

The Parties will present mini-openings for each of the remaining contested issues in the order in which their respective witness(es) appear for each issue. Following the listed parties, openings shall be given in the following order:

- MAWC, Staff, OPC, MIEC³
- Triumph
- Riverside
- Liberty
- St. Joseph
- Water District
- CCM
- MIECG
- Sunnydale

³ For those issues where MAWC, Staff, OPC, or MIEC have a witness listed, they will give their openings in the order in which their witness(es) appear(s).

Thursday, March 9

Affiliate Transactions Rules

The Parties will present mini-opening statements on the issue of Affiliate Transactions Rules. The Parties agree to waive cross examination on this issue only. The Parties consent to the admission of, and request that the Commission admit into the record in this proceeding, without the need for witnesses to take the stand, all written testimony that has been filed herein on this issue. Should the Commission have questions, the following witnesses can be made available on March 9, 2023.

- MAWC – LaGrand
- Staff – Bolin
- OPC – Marke

Meter Charge Consolidation

- MAWC – Rea
- Staff - Roth

Single Tariff Pricing

- MAWC-Rea
- MIEC-York
- Staff-Roth
- OPC-Marke

Class Cost of Service Studies and Rate Design

- MAWC – Rea
- MAWC – Selinger
- Staff – Roth
- MIEC – York
- OPC – Seaver

Friday, March 10

Reserved for issues not addressed on March 9, 2023.

ORDER OF CROSS-EXAMINATION

The parties identified below are parties that have pre-filed testimony. A different order of cross-examination may be more appropriate for specific issues; however, the following orders of cross-examination are generally based on adversity:

MAWC witnesses

Sunnydale, MECG, CCM, Water District, St. Joseph, Liberty, Riverside, Triumph, MIEC, Staff, OPC⁴

Staff witnesses

Sunnydale, MECG, CCM, Water District, St. Joseph, Liberty, Riverside, Triumph, MIEC, OPC, MAWC

OPC witnesses

Sunnydale, MECG, CCM, Water District, St. Joseph, Liberty, Riverside, Triumph, MIEC, Staff, MAWC

MIEC witness

Sunnydale, MECG, CCM, Water District, St. Joseph, Liberty, Riverside, Triumph, OPC, Staff, MAWC

WHEREFORE, Staff submits this *Amended List of Issues, Order of Witnesses, Order of Cross-Examination and Order of Opening Statements*, on behalf of itself and the parties referenced herein.

⁴ The order of Staff and OPC may be discussed on an issue-specific basis during the hearing.

Respectfully submitted,

/s/ Karen E. Bretz

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been electronically mailed to all parties and/or counsel of record on this 6th day of March, 2023.

/s/ Karen E. Bretz