

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Petition of Missouri- )  
American Water Company for Approval to ) **File No. WO-2022-0176**  
Change a Water and Sewer Infrastructure ) Tracking Nos. JS-2022-0235  
Rate Adjustment (WSIRA) ) and JW-2022-0234

## ORDER GRANTING MOTION TO FILE TESTIMONY OUT OF TIME AND DIRECTING FILING

Issue Date: June 17, 2022

Effective Date: June 17, 2022

On March 4, 2022, Missouri-American Water Company (MAWC) filed its petition to change its water and sewer infrastructure rate adjustments (WSIRAs) under Sections 393.1500-1509, RSMo. MAWC also requested that the Commission approve its tariff sheets to implement the WSIRAs. The Commission suspended the tariff sheets until August 31, 2022. The Commission also set deadlines for intervention requests, Staff's recommendation, and objections to the application. On April 19, 2022, the timely application for intervention of Missouri Industrial Energy Consumers (MIEC) was granted.

On June 2, 2022, the Staff of the Commission filed its recommendation. Staff recommended that the Commission reject the tariff sheets as filed by MAWC and authorize MAWC to file tariff sheets with modifications as set out in Staff's recommendation.

On June 3, 2022, MIEC filed a motion requesting permission to file its objections to the proposed tariff sheets in the form of testimony one day out-of-time. More than ten days have passed since the motion was filed and no objection to the motion to file out-of-time was filed. On June 12, 2022, MIEC filed a timely response to Staff's recommendation. That response incorporated the same objections MIEC filed in its

motion. Since there has been no objection to MIEC's motion to file out-of-time and no harm or delay has occurred because the motion was not timely filed, the Commission will grant the motion.

MAWC responded on June 12, 2022, to both Staff and MIEC. MAWC agreed with Staff's proposals and asked the Commission to adopt them. MAWC disagreed with MIEC's assertions that the proposed tariff sheets should be amended with regard to the property taxes included in the WISRA and that a property tax reconciliation should be included.

Even though MIEC did not explicitly request a hearing, it did file direct testimony and objected to MAWC's application and tariff sheets. Therefore, the Commission will direct the parties to file a proposed procedural schedule. The parties should keep in mind in developing their proposal that the Commission must rule on this application with an order effective no later than August 31, 2022. Additionally, the Commission's order should be effective no earlier than ten days after being approved at one of the Commission's regularly scheduled agenda meetings. Further, the Commission will need time after any hearing to consider the evidence and prepare a decision. The Commission will direct the parties to file a procedural schedule that incorporates the timeline as set out above.

**THE COMMISSION ORDERS THAT:**

1. MIEC's motion to file direct testimony one day out-of-time is granted.
2. No later than June 23, 2022, the parties shall jointly file a proposed procedural schedule as set out above.
3. This order shall be effective when issued.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style.

Morris L. Woodruff  
Secretary

Nancy Dippell, Deputy Chief Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,  
on this 17th day of June, 2022.

**STATE OF MISSOURI**

**OFFICE OF THE PUBLIC SERVICE COMMISSION**

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

**WITNESS my hand and seal of the Public Service Commission,  
at Jefferson City, Missouri, this 17<sup>th</sup> day of June, 2022.**



  
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**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**June 17, 2022**

**File/Case No. WO-2022-0176**

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**Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).**

**Sincerely,**



**Morris L. Woodruff  
Secretary**

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Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.