

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

In the Matter of Missouri-American)	
Water Company Filing of Revised Sewer)	<u>Tariff Nos. JS-2007-0713 &</u>
Tariff Sheets to Implement a Capacity)	<u>JS-2007-0714</u>
Charge for Missouri-American's Warren)	
County and Jefferson County Sewer)	
Districts)	

In the Matter of Missouri-American)	
Water Company's Request for Authority)	
to Implement a General Rate Increase)	<u>Case No. WR-2007-0216</u>
for Water Service Provided in Missouri)	
Service Areas)	

**PUBLIC COUNSEL'S MOTION TO SUSPEND TARIFFS AND
CONSOLIDATE INTO EXISTING RATE CASE**

COMES NOW the Office of the Public Counsel (Public Counsel) and for its Motion to Suspend Tariffs and Consolidate into Existing Rate Case states as follows:

1. On December 15, 2006, Missouri-American Water Company (Missouri-American) filed tariffs with the Commission for the purpose of implementing general rate increases for water and sewer service provided by the Company.
2. On April 2, 2007, Missouri-American filed revised sewer tariffs with the Commission for the purpose of implementing a capacity charge for its Warren County and Jefferson County sewer districts. These revised sewer tariffs were filed outside of the pending general rate increase request.
3. Missouri-American filed letters with the Commission extending the effective date of the revised sewer tariffs from May 2, 2007 to May 17, 2007 and ultimately to June 1, 2007.

4. Public Counsel believes that the implementation of a capacity charge as proposed in the revised sewer tariffs should be a part of Missouri-American's general rate increase request where the Commission will have the opportunity to consider the reasonableness of the capacity charge in the context of the rate case. Including the proposed capacity charge in the evidentiary hearing in the general rate increase request case will provide the necessary consideration of all relevant factors, including the reasonableness of the proposed charges and recognition of the projected revenue. Also, taking up the proposed capacity charge in the general rate increase request case rather than a stand alone tariff proceeding will avoid the possibility of a single issue rate-making action.

WHEREFORE, Public Counsel respectfully requests the Commission to grant its motion to suspend Tariff Nos. JS-2007-0713 and JS-2007-0714 and consolidate Missouri-American's request for implementation of a capacity charge in its Warren County and Jefferson County sewer districts into Missouri-American's existing general rate increase request, Case No. WR-2007-0216.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to the following this 21st day of May 2007:

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