

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

Karen Smith,)	
)	
Complainant,)	
v.)	<u>File No. WC-2014-0161</u>
)	
Missouri-American Water Company,)	
)	
Respondent)	

**ORDER DIRECTING COMPLAINANT’S RESPONSE
TO MOTION TO DISMISS
AND ORDER DIRECTING STAFF
TO INVESTIGATE AND FILE A REPORT**

Issue Date: January 15, 2014

Effective Date: January 15, 2014

On January 2, 2014, Missouri-American Water Company filed its answer to this complaint. With its answer, the company moved that the complaint be dismissed because the Commission does not have the statutory authority to grant the relief complainant seeks.¹

The Commission’s procedural rules are codified in 4 CSR 240-2. Section 80(13) requires that responsive pleadings be filed within 10 days; meaning, any response to the company’s motion should have been filed on January 12. The same rule allows the Commission to expand the time for responses. The Commission will therefore expand the time by which Complainant must respond to the motion.

The Commission will also direct the Staff of the Commission to investigate this complaint and file a report.

¹ See Chapter 386, Revised Statutes of Missouri.

THE COMMISSION ORDERS THAT:

1. Karen Smith shall file a response to Missouri-American Water Company's motion to dismiss no later than January 25, 2014.
2. The Staff of the Commission shall investigate this complaint and file a report of its investigation no later than February 14, 2014.
3. This order shall become effective upon issuance.



BY THE COMMISSION

Morris L. Woodruff

Morris L. Woodruff
Secretary

Kennard L. Jones, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 15th day of January, 2014.