BEFORE THE PUBLIC SERVICE COMMISSION OF STATE OF MISSOURI

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

Case No. WR-2011-0337

APPLICATION TO INTERVENE OF TRIUMPH FOODS, LLC

Triumph Foods, LLC ("Triumph Foods"), pursuant to 4 CSR 240-2.075 and the Commission's procedural order of July 5, 2011, applies to intervene and become a party in this proceeding. In support of its Application, Triumph Foods states:

1. Triumph Foods is a Missouri Corporation. Triumph Foods' principal place of business is located at 5302 Stockyards Expressway, St. Joseph, Missouri.

2. Triumph Foods began operation in January of 2006 of a large pork-processing facility in the stockyards area of St. Joseph. Triumph Foods employs 2,700 people with 2,300 of those in production-related position and 400 holding management and clerical positions.

3. Triumph Foods is a major industrial water supply customer of Missouri-American Water Company ("Missouri-American") in the St. Joseph District. Missouri-American provides water to Triumph Foods under a contract pursuant to an Economic Development Rider tariff. The tariff, the contract, and its amendments have been approved by the Commission.

4. Triumph Foods must be able to represent its own interests regarding the contract. Therefore, since Triumph Foods' interest in this proceeding is different then the general public and cannot be adequately represented by any other party, it will aid the Commission and serve the public interest if Triumph Foods is permitted to intervene to protect its interests. 5. Correspondence or communications regarding this application should be addressed

to:

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and

R. Patt Lilly Chief Administrative Officer Triumph Foods, LLC 5302 Stockyards Expy. St. Joseph, MO 64504-3616 Telephone: 816-396-2886 Fax: 816-396-2807 Email: plilly@triumphfoods.com

6. Triumph Foods is still reviewing the Missouri-American testimony and therefore does not have a position on Missouri-American's request at this time.

WHEREFORE, Triumph Foods prays that it be permitted to intervene in the abovereferenced case and for all the relief to which Triumph Foods is entitled.

/s/ Lisa A. Gilbreath

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Attorneys for Triumph Foods, LLC

VERIFICATION

STATE OF MISSOURI)) ss. COUNTY OF BUCHANAN)

Patt Lilly, being of lawful age and duly sworn, states that he is the Chief Administrative Officer for Triumph Foods, LLC, that he has caused the foregoing Application of Triumph Foods, LLC to be prepared, that he has read and reviewed the Application, and that the contents thereof are true and correct to the best of his knowledge and belief.

nilly Patt Lilly

Sworn to and subscribed before me this $// \frac{7k}{2}$ day of July, 2011.

onaway Notary Public

My commission expires:



Certificate of Service

I hereby certify that a true and correct copy of the foregoing was e-mailed on this 11th day of July, 2011, to the persons on the Commission's service list in this case.

/s/ Lisa A. Gilbreath Attorney for Triumph Foods, LLC