

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

Charles Harter,

Complainant,

v.

Missouri-American Water Company,

Respondent.

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File No. WC-2013-0468

**LIST OF WITNESSES AND
ORDER OF PRESENTATION AND CROSS-EXAMINATION**

COMES NOW Staff of the Missouri Public Service Commission (“Staff”), by and through the undersigned counsel, and on behalf of Staff, Complainant Charles Harter (“Complainant”), Missouri-American Water Company (“MAWC”), and the Office of the Public Counsel (“OPC”), files this List with the Missouri Public Service Commission (“Commission”) and states as follows:

1. On September 25, 2013,¹ the Commission issued its *Order Setting Evidentiary Hearing* (“Order”). The Commission’s *Order* directed Staff to facilitate a filing with the other parties to set forth the list of witnesses and the order of presentation and cross. This filing complies with the Commission’s *Order*.

2. The *Order* also provided notice that the Commission will bifurcate the evidentiary hearing and first take evidence relative to MAWC’s September 20 *Motion For Authority To Terminate Service* (“Motion”) only, then take evidence relative to the Complainant’s April 25 *Complaint*.

¹ All dates herein refer to calendar year 2013, unless otherwise specified.

3. In regard to witnesses for the *Motion* hearing, the Complainant will call himself to testify and MAWC will call Chelsie Harmon. The parties agree that the Complainant will present his case first, followed with cross-examination if any by OPC, Staff, and then MAWC. Lastly, MAWC will present its case, followed with cross-examination if any by Staff, OPC, and then the Complainant.

4. In regard to witnesses for the *Complaint* hearing, the Complainant will call himself to testify,² Staff will call Gay Fred, and MAWC will call Chelsie Harmon. The parties agree that the Complainant will present his case first, followed with cross-examination if any by OPC, Staff, and then MAWC. Staff will present its case second, followed with cross-examination if any by MAWC, OPC, and then the Complainant. Lastly, MAWC will present its case, followed with cross-examination if any by Staff, OPC, and then the Complainant.

WHEREFORE, on behalf of Staff and the parties, the undersigned files this List for the Commission's information and consideration and in compliance with the Commission's September 25 *Order*.

² On October 15, the Complainant filed a *Request for Subpoena Duces Tecum* requesting the Commission to subpoena two additional witnesses to testify at the *Complaint* hearing, a representative from CAASTL and the Custodian of Records from MAWC. The Commission issued an *Order Denying Request for Subpoenas Duces Tecum* on October 16.

Respectfully Submitted,

/s/ Jennifer Hernandez

Jennifer Hernandez
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served this 16th day of October 2013 by: United States Postal Mail, postage prepaid, to Complainant Charles Harter, 827 S. Sappington, St. Louis, MO 63126; electronically to the Complainant at harleycharter@sbcglobal.net; Timothy W. Luft, counsel for Missouri-American Water Company at Timothy.Luft@amwater.com; and the Office of the Public Counsel at opcservice@ded.mo.gov.

/s/ Jennifer Hernandez