

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

In the Matter of the Joint Application of Missouri-)
American Water Company and Emerald Pointe)
Utility Company for Missouri-American Water) **File No. WO-2014-0113**
Company to Acquire Certain Water and Sewer) JW-2014-0395
Assets of the Emerald Pointe Utility Company in) YW-2014-0396
Connection Therewith, Certain Other Related)
Transactions.)

In the Matter of the Joint Application of Missouri-)
American Water Company and Emerald Pointe) **File No. SO-2014-0116**
Utility Company for Missouri-American Water) YS-2014-0394
Company to Acquire Certain Water and Sewer)
Assets of the Emerald Pointe Utility Company in)
Connection Therewith, Certain Other Related)
Transactions)

**STAFF’S RECOMMENDATION TO APPROVE TARIFF
SHEETS AS IN COMPLIANCE WITH COMMISSION ORDER**

COMES NOW the Staff of the Missouri Public Service Commission, by and through counsel, and for its recommendation to approve the compliance tariff sheets filed April 4, 2014, by Missouri-American Water Company (“MAWC” or “Company”) in this matter respectfully states:

1. On April 4, 2014, MAWC filed compliance tariff sheets pursuant to the Commission’s March 12, 2014 *Order Approving Transfer of Assets and Certificate of Convenience and Necessity and Granting Waiver*. MAWC also requested expedited treatment and approval of the proposed tariffs sheets on less than thirty days’ notice.

2. On April 7, 2014, the Commission filed its *Order Directing Staff to File a Recommendation and Setting Deadline for Response*, ordering Staff to file a recommendation as to whether the tariff sheets are in compliance with the

Commission's March 12 order and whether Staff objects to MAWC's request for expedited treatment.

3. Staff has reviewed the tariff sheets filed by MAWC. At Staff's request, MAWC filed two substitute tariff sheets on April 9, 2014, to make a clarification and to correct a typographical error. Staff finds that the tariff sheets comply with the Commission's March 12 order. An affidavit from James A. Merciel, Jr., Utility Regulatory Engineering Supervisor in the Water and Sewer Unit, is attached hereto.

4. The tariff sheets filed by MAWC bear an effective date of May 4, 2014, but MAWC requests the Commission approve the tariff sheet so that they take effect upon the filing of the Staff's recommendation regarding the approval of MAWC's compliance tariffs. In support of its motion, MAWC states that, pursuant to § 393.140(11) RSMo, good cause exists to make the Company's compliance tariff sheet effective on less than thirty (30) days' notice because they have been filed in compliance with the Commission's Order and are designed to establish rates for the Emerald Pointe area upon the closing of the acquisition. Staff has no objections to the request for expedited treatment.

5. The Staff has verified that MAWC is current on the filing of its annual reports and assessments. Staff is not aware of any other matter before the Commission that affects or is affected by this filing.

WHEREFORE, Staff recommends that the compliance tariff sheets filed by Missouri-American Water Company on April 4, 2014, be approved by the Commission for services rendered on or after April 16, 2014:

P.S.C. MO. No. 20

Original Sheet No. Adoption Notice

Original Sheet No. Title Page

1st Revised Sheet No. 1 Canceling P.S.C. MO. No. 3 Original Sheet No. 1 (substituted)

P.S.C. MO. No. 13

Original Certificated Area Sheet No. CA 11.1

Original Certificated Area Sheet No. CA 11.2

Original Certificated Area Sheet No. CA 11.3

Original Certificated Area Sheet No. CA 11.4

Original Sheet No. RT 1.9

Original Sheet No. RT 9.3 (substituted)

P.S.C. MO. No. 13

2nd Revised Certificated Area Table of Contents Sheet B Canceling 1st Revised – Certificated Area Table of Contents Sheet B

1st Revised Table of Contents Sheet 1 Canceling Original Table of Contents Sheet 1

Respectfully submitted,

/s/ Whitney Hampton

Whitney Hampton #64886

Associate Staff Counsel

Missouri Public Service Commission

P. O. Box 360

Jefferson City, MO 65102

(573) 751-6651 (Telephone)

(573) 751-9265 (Fax)

Whitney.Hampton@psc.mo.gov

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing was mailed, electronically mailed, or hand-delivered to all parties to this cause on this 14th day of April, 2014.

/s/ Whitney Hampton

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

In the Matter of the Joint Application of Missouri-)
American Water Company and Emerald Point)
Utility Company for Missouri-American Water)
Company to Acquire Certain Water and Sewer) File No. WO-2014-0113
Assets of the Emerald Point Utility Company in)
Connection Therewith, Certain Other Related)
Transactions.)

In the Matter of the Joint Application of Missouri-)
American Water Company and Emerald Point)
Utility Company for Missouri-American Water)
Company to Acquire Certain Water and Sewer) File No. SO-2014-0116
Assets of the Emerald Point Utility Company in)
Connection Therewith, Certain Other Related)
Transactions.)

AFFIDAVIT OF JAMES A. MERCIEL, JR., P.E.

STATE OF MISSOURI)

COUNTY OF COLE) ss
)

James A. Merciel, Jr., P.E., of lawful age, on his oath states: (1) that he is the Utility Regulatory Engineering Supervisor in the Water and Sewer Unit of the Missouri Public Service Commission; (2) that he has reviewed the proposed tariff sheets submitted under File Numbers YS-2014-0394, JW-2014-0395, and YW-2014-0396, and that it is his professional opinion, after due study, that the tariff sheets comply with the Commission's Order of March 12, 2014, and should therefore be approved for service rendered on and after April 16, 2014; (3) that he has knowledge of the matters set forth in the foregoing *Staff's Recommendation to Approve Tariff Sheets as in Compliance with Commission Order*; and, (4) that the matters set forth in the foregoing *Staff's Recommendation to Approve Tariff Sheets as in Compliance with Commission Order* are true and correct to the best of his knowledge, information and belief.


James A. Merciel, Jr., P.E.

Subscribed and sworn to before me this 14th day of April 2014.


Notary Public

LAURA BLOCH
Notary Public - Notary Seal
State of Missouri
Commissioned for Cole County
My Commission Expires: June 21, 2015
Commission Number: 11203914