

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

In the Matter of Veolia Energy	)	
Kansas City, Inc. for Authority	)	<b><u>File No. HR-2014-0066</u></b>
to File Tariffs to Increase Rates	)	Tracking Nos.: YH-2015-0020
	)	YH-2015-0021

**ORDER APPROVING COMPLIANCE TARIFFS AND GRANTING  
EXPEDITED TREATMENT**

Issue Date: July 30, 2014

Effective Date: July 30, 2014

On June 25, 2014, a Non-Unanimous Stipulation and Agreement (“Agreement”) was filed by Veolia Energy Kansas City, Inc. (“Veolia”), Truman Medical Center, the City of Kansas City, Missouri, and the Staff of the Missouri Public Service Commission. The Office of the Public Counsel and Missouri Gas Energy did not sign the Agreement, but did not object to it. The Agreement included specimen tariffs with an August 1, 2014 effective date, consistent with the terms of the Agreement.

The Commission approved the Agreement on July 23, 2014 and ordered Veolia to file tariffs consistent with the Agreement and the specimen tariffs. Veolia filed a *Motion for Acceptance of Settlement Tariffs as Compliance* Tariffs and tariff sheets (Tracking Nos. YH-2015-0020 and YH-2015-0021). The Commission issued an order directing Staff to file a report on whether Veolia’s tariffs sheets were in compliance with the Commission’s July 23<sup>rd</sup> order and setting a deadline for parties to object. No objections were received.

Staff filed its recommendation to approve Veolia’s tariff sheets, which Staff found to be compliance with the Commission’s order. Staff also recommended the Commission approve the request to approve the tariffs on less than 30 days’ notice.

The Commission finds that Veolia's tariff sheets comply with the Commission's July 23rd order, and will therefore approve them. Furthermore, the Commission finds good cause exists for Company to be excused from the requirement in Section 393.140(11) that tariffs have a 30-day effective date. To constitute good cause, the reason or legal excuse given, "...must be real not imaginary, substantial not trifling, and reasonable not whimsical."<sup>1</sup> The Commission finds and concludes that good cause is present in this situation since it complies with the terms of the Agreement. Furthermore, since the Agreement was filed on June 25, 2014, the agreed upon August 1<sup>st</sup> effective date was known for more than 30 days.

For this reason, the Commission will approve the tariffs becoming effective on August 1, 2014.

**THE COMMISSION ORDERS THAT:**

1. The following tariff sheets filed by Veolia on July 23, 2014, and assigned Tracking Nos. YH-2015-0020 and YH-2015-0021, are approved to become effective on August 1, 2014:

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**P.S.C. MO. No. 1**

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2<sup>nd</sup> Revised Title page, Canceling 1<sup>st</sup> Revised Title Page  
3<sup>rd</sup> Revised Sheet No. 1, Canceling 2<sup>nd</sup> Revised Sheet No. 1  
3<sup>rd</sup> Revised Sheet No. 2, Canceling 2<sup>nd</sup> Revised Sheet No. 2  
3<sup>rd</sup> Revised Sheet No. 3, Canceling 2<sup>nd</sup> Revised Sheet No. 3  
3<sup>rd</sup> Revised Sheet No. 4, Canceling 2<sup>nd</sup> Revised Sheet No. 4  
5<sup>th</sup> Revised Sheet No. 5, Canceling 4<sup>th</sup> Revised Sheet No. 5  
5<sup>th</sup> Revised Sheet No. 6, Canceling 4<sup>th</sup> Revised Sheet No. 6  
4<sup>th</sup> Revised Sheet No. 7, Canceling 3<sup>rd</sup> Revised Sheet No. 7  
5<sup>th</sup> Revised Sheet No. 8, Canceling 4<sup>th</sup> Revised Sheet No. 8  
4<sup>th</sup> Revised Sheet No. 9, Canceling 3<sup>rd</sup> Revised Sheet No. 9  
3<sup>rd</sup> Revised Sheet No. 10, Canceling 2<sup>nd</sup> Revised Sheet No. 10

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<sup>1</sup> *Belle State Bank v. Indus. Comm'n*, 547 S.W.2d 841, 846 (Mo. App. 1977). See also *Barclay White Co. v. Unemployment Compensation Bd.*, 50 A.2d 336, 339 (Pa. 1947) (to show good cause, reason given must be real, substantial, and reasonable).

3<sup>rd</sup> Revised Sheet No. 11, Canceling 2<sup>nd</sup> Revised Sheet No. 11  
3<sup>rd</sup> Revised Sheet No. 12, Canceling 2<sup>nd</sup> Revised Sheet No. 12  
4<sup>th</sup> Revised Sheet No. 13, Canceling 3<sup>rd</sup> Revised Sheet No. 13  
3<sup>rd</sup> Revised Sheet No. 14, Canceling 2<sup>nd</sup> Revised Sheet No. 14  
3<sup>rd</sup> Revised Sheet No. 15, Canceling 2<sup>nd</sup> Revised Sheet No. 15  
3<sup>rd</sup> Revised Sheet No. 16, Canceling 2<sup>nd</sup> Revised Sheet No. 16  
3<sup>rd</sup> Revised Sheet No. 71, Canceling 2<sup>nd</sup> Revised Sheet No. 17  
3<sup>rd</sup> Revised Sheet No. 18, Canceling 2<sup>nd</sup> Revised Sheet No. 18  
Original Sheet 19  
Original Sheet 20  
Original Sheet 21  
Original Sheet 22  
Original Sheet 23  
Original Sheet 24  
Original Sheet 25  
Original Sheet 26  
Original Sheet 27  
Original Sheet 28  
Original Sheet 29  
Original Sheet 30  
Original Sheet 31  
Original Sheet 32  
Original Sheet 33  
Original Sheet 34  
Original Sheet 35  
Original Sheet 36  
Original Sheet 37  
Original Sheet 38

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**P.S.C. MO. No. 2**

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2<sup>nd</sup> Revised Title Page, Canceling 1<sup>st</sup> Revised Title Page  
3<sup>rd</sup> Revised Sheet No. 1, Canceling 2<sup>nd</sup> Revised Sheet No. 1  
3<sup>rd</sup> Revised Sheet No. 2, Canceling 2<sup>nd</sup> Revised Sheet No. 2  
2<sup>nd</sup> Revised Sheet No. 3; Canceling 1<sup>st</sup> Revised Sheet No. 3  
2<sup>nd</sup> Revised Sheet No. 4; Canceling 1<sup>st</sup> Revised Sheet No. 4  
3<sup>rd</sup> Revised Sheet No. 5; Canceling 2<sup>nd</sup> Revised Sheet No. 5  
2<sup>nd</sup> Revised Sheet No. 6; Canceling 1<sup>st</sup> Revised Sheet No. 6  
2<sup>nd</sup> Revised Sheet No. 7; Canceling 1<sup>st</sup> Revised Sheet No. 7  
3<sup>rd</sup> Revised Sheet No. 8; Canceling 2<sup>nd</sup> Revised Sheet No. 8  
4<sup>th</sup> Revised Sheet No. 9; Canceling 3<sup>rd</sup> Revised Sheet No. 9  
2<sup>nd</sup> Revised Sheet No. 10; Canceling 1<sup>st</sup> Revised Sheet No. 10  
3<sup>rd</sup> Revised Sheet No. 11; Canceling 2<sup>nd</sup> Revised Sheet No. 11  
3<sup>rd</sup> Revised Sheet No. 12; Canceling 2<sup>nd</sup> Revised Sheet No. 12

2<sup>nd</sup> Revised Sheet No. 13; Canceling 1<sup>st</sup> Revised Sheet No. 13  
 2<sup>nd</sup> Revised Sheet No. 14; Canceling 1<sup>st</sup> Revised Sheet No. 14  
 3<sup>rd</sup> Revised Sheet No. 15; Canceling 2<sup>nd</sup> Revised Sheet No. 15  
 2<sup>nd</sup> Revised Sheet No. 16; Canceling 1<sup>st</sup> Revised Sheet No. 16  
 3<sup>rd</sup> Revised Sheet No. 17; Canceling 2<sup>nd</sup> Revised Sheet No. 17  
 2<sup>nd</sup> Revised Sheet No. 18; Canceling 1<sup>st</sup> Revised Sheet No. 18  
 3<sup>rd</sup> Revised Sheet No. 19; Canceling 2<sup>nd</sup> Revised Sheet No. 19  
 2<sup>nd</sup> Revised Sheet No. 20; Canceling 1<sup>st</sup> Revised Sheet No. 20  
 3<sup>rd</sup> Revised Sheet No. 21; Canceling 2<sup>nd</sup> Revised Sheet No. 21  
 3<sup>rd</sup> Revised Sheet No. 22; Canceling 2<sup>nd</sup> Revised Sheet No. 22  
 3<sup>rd</sup> Revised Sheet No. 23; Canceling 2<sup>nd</sup> Revised Sheet No. 23  
 2<sup>nd</sup> Revised Sheet No. 23a; Canceling 1<sup>st</sup> Revised Sheet No. 23a  
 2<sup>nd</sup> Revised Sheet No. 24; Canceling 1<sup>st</sup> Revised Sheet No. 24  
 3<sup>rd</sup> Revised Sheet No. 25; Canceling 2<sup>nd</sup> Revised Sheet No. 25  
 2<sup>nd</sup> Revised Sheet No. 26; Canceling 1<sup>st</sup> Revised Sheet No. 26  
 3<sup>rd</sup> Revised Sheet No. 27; Canceling 2<sup>nd</sup> Revised Sheet No. 27  
 2<sup>nd</sup> Revised Sheet No. 28; Canceling 1<sup>st</sup> Revised Sheet No. 28  
 3<sup>rd</sup> Revised Sheet No. 29; Canceling 2<sup>nd</sup> Revised Sheet No. 29  
 3<sup>rd</sup> Revised Sheet No. 30; Canceling 2<sup>nd</sup> Revised Sheet No. 30  
 3<sup>rd</sup> Revised Sheet No. 31, Canceling 2<sup>nd</sup> Revised Sheet No. 31

2. Veolia shall file the information required by Section 393.275, RSMo 2000, and Commission Rule 4 CSR 240-10.060 no later than August 26, 2014.

3. This order shall become effective upon issuance.

BY THE COMMISSION



*Morris L. Woodruff*

Morris L. Woodruff  
Secretary

Kim S. Burton, Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 30<sup>th</sup> day of July, 2014.