

FILED
MAR 15 2002

STATE OF MISSOURI
MISSOURI PUBLIC SERVICE COMMISSION

Missouri Public
Service Commission

In the Matter of Missouri-American)
Water Company's Tariff Sheets De-)
signed to Implement General Rate)
Increases for Water and Sewer Ser-)
vice provided to Customers in the)
Missouri Service Area of the Compa-)
ny)

WR-2000-281
SR-2000-282
(Consolidated)

APPLICATION FOR REHEARING BY
AG PROCESSING INC, A COOPERATIVE,
FRISKIES PETCARE, A DIVISION OF NESTLE USA AND
WIRE ROPE CORPORATION OF AMERICA INC.
GILSTER MARY-LEE CORPORATION AND
CITY OF RIVERSIDE, MISSOURI

COME NOW AG PROCESSING INC, A COOPERATIVE ("AGP"),
FRISKIES PETCARE, A DIVISION OF NESTLE USA ("Friskies") and WIRE
ROPE CORPORATION OF AMERICA INC. ("Wire Rope") (hereinafter
collectively "St. Joseph Industrial Intervenors"), City of River-
side, Missouri ("Riverside"), and Gilster Mary-Lee Corporation
("Gilster"), pursuant to Section 386.500 RSMo. 2000 and apply for
rehearing of the Commission's March 7, 2002 Order Setting
Prehearing Conference and Directing Filing (Order) on the follow-
ing grounds:

1. The Order was issued on March 7, 2002 and states
that it was issued by Kevin A. Thompson, Deputy Chief Regulatory
Law Judge. The Order is further stated to have been issued by
delegation of authority pursuant to Section 386.240, RSMo Supp.
2001.

2. The same Kevin A. Thompson conducted the original
hearing in this matter and acted therein as a hearing officer.

This first administrative hearing involved all issues in the matter including issues that were remanded by the Circuit Court's decision.

3. Section 536.083 RSMo 2000 provides as follows:

Notwithstanding any other provision of law to the contrary, in any administrative hearing conducted under the procedures established in this chapter, and in any other administrative hearing conducted under authority granted any state agency, no person who acted as a hearing officer or who otherwise conducted the first administrative hearing involving any single issue shall conduct any subsequent administrative rehearing or appeal involving the same issue and same parties.

4. The Order is accordingly unlawful and is void in violation of the foregoing statute. Kevin A. Thompson, having acted as hearing officer and who conducted the first administrative hearing involving all issues in this matter is barred by Section 536.083 RSMo from any further activity in this matter following its remand from the Circuit Court.

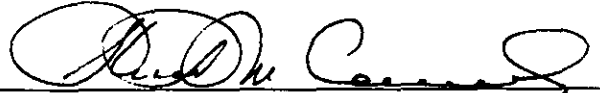
5. Any delegation made by the Commission to Mr. Thompson in this matter is void as being in conflict with governing law, the aforesaid provision stating that it takes precedence over any other provision of law to the contrary.

WHEREFORE the Commission's Order of March 7, 2002 is void as being unlawfully issued and/or unlawfully delegated and

must be set aside, voided or otherwise ruled to be of no force or effect.

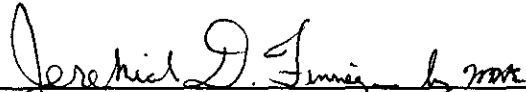
Respectfully submitted,

FINNEGAN, CONRAD & PETERSON, L.C.



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ATTORNEYS FOR CITY OF RIVERSIDE,
MISSOURI

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing pleading by U.S. mail, postage prepaid addressed to the parties of record or their representatives as disclosed by the Commission's records in this proceeding.

Dated: March 15, 2002.



Stuart W. Conrad