

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Joint Application of)
Missouri-American Water Company and)
DCM Land, LLC, for a Variance from the) File No. WE-2021-0390
Company's Tariff Provisions Regarding the)
Extension of Company Mains)

ORDER DIRECTING FILING

Issue Date: November 17, 2023

Effective Date: November 17, 2023

On March 16, 2022, the Commission issued its *Revised Order Granting Variances and Granting Waiver* in this matter. That order was appealed by the Office of the Public Counsel (OPC) to the Missouri Court of Appeals for the Western District. The Western District Court of Appeals issued an opinion on December 27, 2022, which upheld the Commission's order. OPC appealed the Western District Court of Appeals ruling to the Missouri Supreme Court. On August 15, 2023, the Missouri Supreme Court issued an opinion reversing the Commission's order and remanding the case to the Commission to enter a new order consistent with its opinion.

The Commission will now direct the parties to file responses on how they would like the Commission to proceed.

THE COMMISSION ORDERS THAT:

1. No later than December 1, 2023, any party wishing to be heard on this matter shall submit a response expressing its opinion on how the Commission should proceed.
2. This order shall be effective when issued.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Kenneth J. Seyer, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 17th day of November, 2023.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 17th day of November 2023.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

November 17, 2023

File/Case No. WE-2021-0390

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Nancy Dippell
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.