

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 10th day of July, 2019.

In the Matter of the Petition of Missouri-American)
Water Company for Approval to Change an) **File No. WO-2019-0184**
Infrastructure System Replacement Surcharge) **Tariff No. YW-2019-0219**
(ISRS))

**ORDER DENYING APPLICATION FOR REHEARING
AND MOTION TO DEFER RULING**

Issue Date: July 10, 2019

Effective Date: July 10, 2019

On June 5, 2019, the Missouri Public Service Commission issued a *Report and Order* effective June 15, 2019, regarding Missouri-American Water Company's application to change its infrastructure system replacement surcharge. On June 14, 2019, Missouri-American filed a timely application for rehearing.

Section 386.500.1, RSMo 2016, states that the Commission shall grant an application for rehearing if "in its judgment sufficient reason therefor be made to appear." In the judgment of the Commission, the application for rehearing does not demonstrate sufficient reason to rehear the matter.

Missouri-American also included in their application for rehearing a motion to defer ruling. The motion to defer ruling requests the Commission not issue a ruling on the application for rehearing until such time as Missouri-American obtains a private letter ruling from the Internal Revenue Service ("IRS") regarding what Missouri-American fears is a normalization violation. Missouri-American submitted its request for a private letter ruling to

the IRS on June 5-6, 2019, and asserts that this request will allow the IRS to provide guidance to Missouri-American and the Commission. In the judgment of the Commission, the motion to defer ruling does not demonstrate sufficient reason to stay a ruling on the rehearing application due to the uncertain timing of a response from the IRS, and as the Commission has already supported its reasoning in its decision in its *Report and Order*.

The Commission will deny the application for rehearing and the motion to defer ruling.

THE COMMISSION ORDERS THAT:

1. Missouri-American Water Company's *Application for Rehearing And Motion To Defer Ruling* filed on June 14, 2019, is denied.
2. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Silvey, Chm., Kenney, Hall, Rupp, and
Coleman, CC., concur.

Hatcher, Regulatory Law Judge

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 10th day of July 2019.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

July 10, 2019

File/Case No. WO-2019-0184

**Missouri Public Service
Commission**

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

Sincerely,



**Morris L. Woodruff
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.