

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

In the Matter of Request of Liberty Utilities)
(Missouri Water) LLC d/b/a Liberty for)
Authority to Implement a General Rule)
Increase for Water and Wastewater Service) File No. WR-2024-0104
Provided in its Missouri Services Areas) File No. SR-2024-0105
)
)

**APPLICATION TO INTERVENE BY
HOLIDAY INN CLUB VACATIONS, INC.**

COMES NOW, Holiday Inn Club Vacations, Inc. (“HICV”) and files its Application to Intervene in the above-referenced dockets pursuant to Missouri Public Service Commission (“Commission”) Rule 4 CSR 240-2.075. In support thereof, HICV respectfully states as follows:

1. HICV is a Florida corporation lawfully registered and doing business in the state of Missouri. HICV is the successor entity to Silverleaf Resorts, Inc. and Orange Lake Country Club, Inc., both of which having been granted intervention in prior water and sewer rate cases filed by Liberty Utilities (Missouri Water) Corp. d/b/a Liberty (“Liberty”), including in File Nos. WR-2018-01-0170 and SR-2018-0171.

2. HICV is the owner and developer of three time share resort properties in Missouri served by Liberty, including Holiday Hills Resort in Taney County, Ozark Mountain Resort in Stone County, and Timber Creek in Jefferson County. HICV takes water and sewer service directly as owner and operator of these properties and as representative of the more than 35,000 individual owners of time-share units at these resorts.

3. On March 13, 2024, Liberty Utilities (Missouri Water) Corp. d/b/a Liberty (“Liberty”) filed proposed tariff sheets to increase its annual revenues by a total of an additional \$7,990,089 in annual water revenues and an additional \$75,178 in annual sewer revenues. The proposed annual water revenues are an increase of approximately 130.37%. The proposal annual sewer revenues are an increase of approximately 2.2%. Liberty is also proposing to consolidate its rates into two sets of waters rates, and two sets of wastewater rates, which would be consolidated from its existing fifteen water tariff rates areas and five wastewater tariff rate areas. The tariff sheets have a proposed effective date of April 12, 2024.

4. On March 15, 2024, the Commission issued its Order Giving Notice, Setting a Deadline to Intervene, Setting a Deadline to Respond to the Test Year, and Directing a Proposed Schedule, which set an intervention deadline of April 4, 2024.

5. HICV has interests separate from the general public in that the legacy water and sewer systems at its three resorts were constructed and operated by HICV until they were sold to Missouri Water on or about 2004. HICV as a direct customer of Liberty water and sewer service and as representative for its time-share owners has an interest in ensuring that its properties and time share owners bear no more costs for water and sewer service than are reasonable and allowed by law. Further, by this filing, Liberty seeks to consolidate all of its existing service territories into a single tariff. Because the facilities through which HICV and its time-share owners take service were historically owned by HICV and then sold to Liberty, the cost of service rates applicable to these properties have been substantially tied to the actual costs to serve the three HICV resorts. Consolidation of tariffs will potentially involve competing interests among the prior service areas if the revenues raised by the new rates will be disproportionately caused by service areas other than those that have historically served HICV's properties.

6. HICV expects to develop its position on specific issues as these cases develop, and takes no position on the filings at this time.

7. Granting intervention to HICV would serve the public interest by allowing Silverleaf to examine the issues that are significant from a policy and public interest standpoint and from their unique perspective.

Correspondence, communication, orders, and the decision in this matter should be addressed to:

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8.

WHEREFORE, Holiday Inn Club Vacation Incorporated prays that this Commission issue an order granting its application to intervene in these proceedings and for such other orders and relief as may be appropriate in the circumstances.

Respectfully submitted,

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**ATTORNEYS FOR HOLIDAY INN
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been emailed to all counsel of record on this 4th of April, 2024.

/s/ Dane McKaughan
Dane McKaughan