

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

Timothy Sumner,)	
)	
Complainant,)	
)	
v.)	<u>File No. SC-2024-0228</u>
)	
Missouri-American Water Company,)	
)	
Respondent.)	

**ORDER SETTING PROCEDURAL CONFERENCE AND EXTENDING
TIME TO ISSUE RECOMMENDED REPORT AND ORDER**

Issue Date: April 11, 2024

Effective Date: April 11, 2024

On February 2, 2024,¹ Timothy Sumner filed a complaint with the Missouri Public Service Commission against Missouri-American Water Company (MAWC). Based on the amount in dispute alleged by Mr. Sumner, the Commission gave notice on February 8 that the matter would proceed under the Commission’s Small Formal Complaint Case procedure.² On February 8, the Commission directed MAWC to file its answer to Mr. Sumner’s complaint by March 8 and directed the Staff of the Commission (Staff) to investigate the complaint and file a report by March 18.

On March 8, MAWC filed its *Answer* to Mr. Sumner’s complaint. On March 12, Staff filed a *Request for Additional Time to File a Report* in which it asked for an extension to April 2 to complete its investigation and file its report. The request stated that no parties opposed the extension, which was granted by the Commission on March 13. On April 2, Staff filed its report.

¹ Unless stated otherwise, all dates refer to the year 2024.

² Commission Rule 20 CSR 4240-2.070(15).

Having received Mr. Sumner's complaint, MAWC's answer, and Staff's investigative report, this matter is ready to proceed. In order to discuss a procedural schedule, the Commission will set a procedural conference. The procedural conference will be conducted via WebEx video and teleconference for the convenience of the parties.

Commission Rule 20 CSR 4240-2.070(15)(G) states that after affording the parties reasonable opportunity for discovery and a fair hearing, the regulatory law judge in a small formal complaint case shall issue a recommended report and order within 100 days following the filing of the complaint. However, the time period may be extended upon a finding of good cause by the regulatory law judge. The 100-day period in this case expires on May 12, 2024.

Due to restrictions on the availability of the presiding judge and the Commissioners, availability of the Commission's hearing room, and due to the need for adequate time for the parties to prepare for an evidentiary hearing, good cause exists to extend the time period allowed to resolve this matter. Therefore, the time period under the Commission rule to issue a recommended report and order will be extended.

THE COMMISSION ORDERS THAT:

1. The parties shall appear by video or phone at a procedural conference to be held on Friday, April 26, 2024, at 10:00 a.m. To participate in the procedural conference by phone, at the time of the conference, call 1-312-535-8110, follow the prompts, and enter meeting number **2633 762 3582**, followed by # (pound/hashtag symbol). If prompted for a password, enter **0228**. To participate via video, go to the WebEx website (www.webex.com) or download the application to join the meeting using meeting number **2633 762 3582** and password **0228**. If you need additional

accommodations in accordance with the American with Disabilities Act to participate in this conference, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the conference. **Failure to appear at the conference without being excused may result in dismissal of the complaint in accordance with Commission Rule 20 CSR 4240-2.090(5).**

2. Pursuant to Commission Rule 20 CSR 4240-2.070(15)(G), issuance of a recommended report and order in this matter is extended for good cause beyond one hundred (100) days following the filing of the complaint.

3. This order is effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "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 11th day of April, 2024.

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 11th day of April 2024.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

April 11, 2024

File/Case No. SC-2024-0228

MO PSC Staff

Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

**Office of the Public Counsel
(OPC)**

Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opc@psc.mo.gov

**Missouri-American Water
Company**

Timothy Luft
727 Craig Road
St. Louis, MO 63141
timothy.luft@amwater.com

**Missouri-American Water
Company**

Rachel Niemeier
727 Craig Rd.
St. Louis, MO 63141
rachel.niemeier@amwater.com

MO PSC Staff

Tracy Johnson
200 Madison Street
Jefferson City, MO 65101
tracy.johnson@psc.mo.gov

Timothy Sumner

Timothy Sumner
2100 Legend Ct
Jefferson City, MO 65101
pelicanguy7@gmail.com

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.