

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

George L. Eliceiri,)	
)	
Complainant,)	
)	
v.)	<u>File No.: WC-2020-0145</u>
)	
Missouri-American Water Company,)	
)	
Respondent.)	

ORDER REQUIRING FILING

Issue Date: January 15, 2020

Effective Date: January 15, 2020

On November 22, 2019, George L. Eliceiri filed a complaint against Missouri-American Water Company. On November 25, 2019, the Commission issued an Order Giving Notice of Contested Case and Directing Answer. On December 26, 2019, Missouri-American filed a Motion to Dismiss and Suggestions in Support. Dr. Eliceiri filed a Response to Missouri-American's Answer and Motion to Dismiss on January 7, 2020.¹ On January 10, the Commission's Staff filed a Memorandum describing the results of its investigation, and on that date the Commission issued an order setting the case for a procedural conference on January 30. On January 14, the Commission received an e-mail communication from Dr. Elicieri concerning the status of the case and the procedural conference.

¹ Hereafter, unless otherwise indicated, date references are to 2020.

Dr. Elicieri's e-mail references Staff's finding that Missouri-American's water system does not include a water valve in his front yard, and states "if there is no water valve in my front yard, there is no reason to meet." The e-mail then goes on to say that Dr. Elicieri would not be able to attend the scheduled prehearing conference because of prior commitments. It is not clear from Dr. Elicieri's e-mail whether he is telling the Commission that he wishes to dismiss his complaint in light of Staff's finding that there is no water valve in his front yard, or whether he merely wants to reschedule the prehearing conference.

The Commission reminds all parties that while the Commission may have directed its Staff to investigate and report on a case and the Staff may have then done so, the Commission does not prejudge a case based upon Staff's filings any more than it does based on any other party's filings. Thus, this order issues only to clarify Dr. Elicieri's wishes. The Commission will direct Dr. Elicieri to clarify his request by telling the Commission whether he wishes to proceed with his Complaint or wishes to dismiss it.

THE COMMISSION ORDERS THAT:

1. No later than January 22, 2020, Complainant shall file in EFIS² a statement indicating whether he wishes to dismiss his complaint, or whether he wishes to proceed with his complaint.
2. Until further order of the Commission, all prior orders, including the January 10, 2020 order setting the case for a procedural conference on January 30, 2020, shall remain in full force and effect.

² For filing assistance or to learn about other filing options, please contact the Data center by phone at 573-751-7496 or by e-mail at datacenter-psc.mo.gov.

3. This order shall be effective when issued.



BY THE COMMISSION

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

Morris L. Woodruff
Secretary

Paul T. Graham, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 15th day of January, 2020.

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 15th day of January 2020.**




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

January 15, 2020

File/Case No. WC-2020-0145

**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.