



Commissioners
KELVIN L. SIMMONS
Chair
CONNIE MURRAY
SHEILA LUMPE
STEVE GAW
BRYAN FORBIS

Missouri Public Service Commission

POST OFFICE BOX 360
JEFFERSON CITY, MISSOURI 65102
573-751-3234
573-751-1847 (Fax Number)
<http://www.psc.state.mo.us>

January 25, 2002

ROBERT J. QUINN, JR.
Executive Director
WESS A. HENDERSON
Director, Utility Operations
ROBERT SCHALLENBERG
Director, Utility Services
DONNA M. PRENGER
Director, Administration
DALE HARDY ROBERTS
Secretary/Chief Regulatory Law Judge
DANA K. JOYCE
General Counsel

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

RE: Case No. WC-2002-146

FILED³
JAN 25 2002

Missouri Public
Service Commission

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of a **LIST OF CONTESTED ISSUES**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

Keith R. Krueger
Deputy General Counsel
(573) 751-4140
(573) 751-9285 (Fax)

KRK/lb
Enclosure
cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED³

JAN 25 2002

Staff of the Missouri Public Service
Commission,

Petitioner,

v.

St. Louis County Water Company, doing
business as Missouri-American Water
Company,

Respondent.

Missouri Public
Service Commission

Case No. WC-2002-146

LIST OF CONTESTED ISSUES

COMES NOW the Staff of the Missouri Public Service Commission, on behalf of all parties to this case, and submits the following Proposed List of Issues, for the evidentiary hearing to be held in this case February 21-22, 2002:

1. On September 13, 2001, the Staff filed its complaint against the Respondent, St. Louis County Water Company. On November 8, 2001, the Commission issued its Order Adopting Procedural Schedule, in which it directed the parties to agree upon and file, by no later than January 25, 2002, a list of issues to be determined in this case by the Commission. The said Order also made the Staff responsible for actually drafting and filing the list of issues, and required the other parties to cooperate with Staff in the development of the list of issues.

2. In addition to the Staff and County Water, the list of parties to this case includes the Office of the Public Counsel and St. Louis County, Missouri.

3. The parties have conferred and have unanimously identified the following Issue No. 1 is a contested issue:

Issue No. 1: Is the Company's tariff sheet P.S.C. MO No. 6 Original Revised SHEET No. TR 17.0 unjust, unreasonable, or more than allowed by law or by order or decision of the Commission, and, if so, what changes to the tariff would be proper?

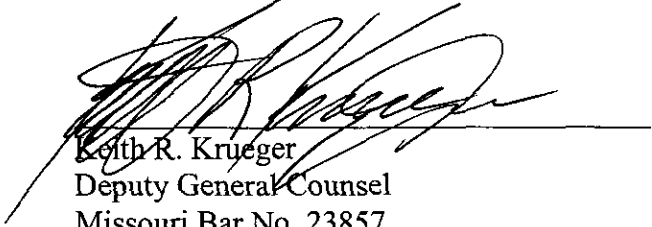
In addition, the Staff contends that the following Issue No. 2 is a contested issue. However, County Water and St. Louis County contend that Issue No. 2 is not contested.

Issue No. 2: Does Commission approval of a tariff also constitute approval of a contract that is filed with the tariff and on which the tariff is based?

WHEREFORE, the Staff submits the foregoing List of Contested Issues.

Respectfully submitted,

DANA K. JOYCE
General Counsel

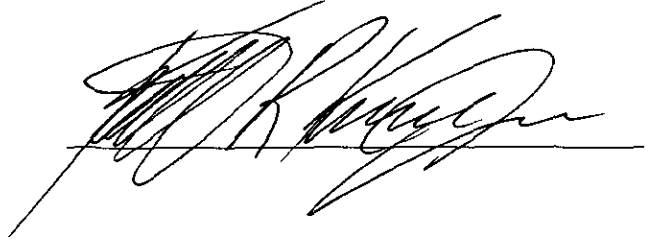


Keith R. Krueger
Deputy General Counsel
Missouri Bar No. 23857

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-4140 (Telephone)
(573) 751-9285 (Fax)
kkrueg01@mail.state.mo.us (e-mail)

Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 25th day of January 2002.

A handwritten signature in black ink, appearing to be "J. R. [unclear]", is written over a horizontal line.

**Service List for
WC-2002-146
Verified: January 2, 2002 (lb)**

**Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102**

**Brent C. Cantor/Robert Grant
St. Louis County, Missouri
41 South Central
Clayton, MO 63105**

**David Abernathy, Esq.
St. Louis County Water Co
D/B/A Missouri-American Water Co
535 North Ballas Rd.
St. Louis, MO 63141**

**Richard T. Ciotton
St. Louis County Water Co
D/B/A Missouri-American Water Co
949 E. Essex
St. Louis, MO 63122**