

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

**In the Matter of the Application of)
Missouri-American Water Company)
for a Certificate of Convenience and)
Necessity Authorizing it to Install, Own,)
Acquire, Construct, Operate, Control,)
Manage and Maintain a Water and)
Sewer Utility in Incline Village, Warren)
County, Missouri.)**

Case No. WA-2008-0012

**STAFF RECOMMENDATION
REGARDING TARIFF FILING**

COMES NOW the Staff of the Missouri Public Service Commission and, for its Staff Recommendation Regarding Tariff Filing, states to the Missouri Public Service Commission as follows.

1. On October 11, 2007, the Commission issued its Order Granting Certificate of Public Convenience and Necessity to Missouri-American Water Company in this case. The order required Missouri-American to file revised tariff sheets in compliance with the Commission's order, which became effective October 21.

2. On October 19, Missouri-American submitted tariff sheets, to be effective on November 19. On October 26, after the Staff reviewed the said tariff sheets, Missouri-American submitted substitute tariff sheets, to be effective on November 19, and some additional tariff sheets, to be effective on November 27.

3. Attached hereto as Attachment A is the Staff Memorandum regarding its review of the subject tariff sheets. The Staff recommends that the Commission approve all of the tariff sheets,

as currently revised and submitted, to become effective as soon as possible, but no later than November 19, 2007.

WHEREFORE, the Staff submits its Recommendation Regarding Tariff Filing for the Commission's consideration.

Respectfully submitted,

/s/ **Keith R. Krueger**

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

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered, transmitted by facsimile or e-mailed to all counsel of record on this 8th day of November 2007.

/s/ **Keith R. Krueger**

APPENDIX A

STAFF MEMORANDUM

CASE NO. WA-2008-0012

MEMORANDUM

TO: Missouri Public Service Commission Official Case File
Case No. WA-2008-0012 Consolidated with SA-2008-0019
Missouri-American Water Company (Warren County Service Area)

FROM: James Merciel – Project Coordinator
Water & Sewer Department

<u>/s/ James A. Merciel, Jr.</u>	<u>11/8/07</u>
Project Coordinator	Date

<u>/s/ Keith R. Krueger</u>	<u>11/8/07</u>
General Counsel's Office	Date

SUBJECT: Recommendation Regarding Tariff Filing

DATE: November 8, 2007

BACKGROUND

On October 11, 2007 (all dates herein refer to the year 2007), the Commission issued its ORDER GRANTING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (Order) on Missouri-American Water Company's (MAWC's or Company's) Application seeking an expansion of its Certificate of Convenience and Necessity ("certificate") to provide water and sewer service in its service area sometimes referred to as its Warren County Service Area. The Order became effective on October 21.

Among other things, the Order required MAWC to file revised tariff sheets for its Warren County service area tariff. The Order included a condition that MAWC is not to provide service within the newly certificated area until such tariff sheets are approved and become effective.

To comply with the Order, on October 19, MAWC submitted water tariff sheets that included the map and written metes and bounds description of its entire water service area as approved in this case. The water tariff sheet containing a map was assigned file No. YW-2008-0247, and the water tariff sheets containing the description were assigned file No. YW-2008-0248. The tariff sheets within these files bore an effective date of November 19.

After reviewing these water tariff sheets, the Staff discussed with MAWC the need for some minor corrections for typographical errors. Since the revised map and description took fewer tariff sheets than the existing map and description, Staff also requested revised tariff sheets stating "held for future use". The Staff also noted that there is a need to revise the sewer tariff sheets in the Company's sewer tariff.

On October 26, MAWC submitted substitute water tariff sheets to replace those included with the YW-2008-0247 and YW-2008-0248 filings, as discussed with the Staff. MAWC submitted all of these substitute water tariff sheets in the YW-2008-0248 file. All of the tariff sheets within this file bear an effective date of November 19.

In addition, on the same date, MAWC submitted the additional necessary tariff sheets for its water tariff, which were assigned file No. YW-2008-0271. Also in addition, MAWC submitted sewer tariff sheets, which were assigned file No. YS-2008-0272. All of the tariff sheets within these two files bear an effective date of November 27.

The Staff has reviewed all of MAWC's above-referenced tariff filings, and believes that these tariff sheets submitted by MAWC are correct, comply with the Order, and should be approved to become effective. Since some of these tariff sheets bear an effective date of November 19, and some bear an effective date of November 27, the Staff recommends that all of these tariff sheets be approved to become effective on the same date, and that date to be as soon as possible on or before November 19.

STAFF'S RECOMMENDATIONS

The Staff specifically recommends the following, by file No., and for each specific proposed tariff sheet:

1. File No. YW-2008-0247 is now obsolete because substitute tariff sheets have been submitted elsewhere, and the version of PSC MO No. 7 1st Revised Sheet No. 2 contained in this file should be rejected.
2. File No. YW-2008-0248 – the following water tariff sheets, all of which are substitute tariff sheets currently bearing effective date of November 19, should be approved:
 - 2.1. PSC MO No. 7 1st Revised Sheet No. 2 (map)
Canceling PSC MO No. 1 Original Sheet No. 2
 - 2.2. PSC MO No. 7 1st Revised Sheet No. 3 (description 1st page)
Canceling PSC MO No. 1 Original Sheet No. 3
 - 2.3. PSC MO No. 7 1st Revised Sheet No. 3a (description 2nd page)
Canceling PSC MO No. 1 Original Sheet No. 3a
 - 2.4. PSC MO No. 7 1st Revised Sheet No. 3b (description 3rd page)
Canceling PSC MO No. 1 Original Sheet No. 3b

3. File No. YW-2008-0271 – the following water tariff sheets, currently bearing effective date of November 27, should be approved:
 - 3.1. PSC MO No. 7 1st Revised Sheet No. 2a (obsolete map page)
Canceling PSC MO No. 1 Original Sheet No. 2a
 - 3.2. PSC MO No. 7 1st Revised Sheet No. 3c (obsolete description page)
Canceling PSC MO No. 1 Original Sheet No. 3c
 - 3.3. PSC MO No. 7 1st Revised Sheet No. 3d (obsolete description page)
Canceling PSC MO No. 1 Original Sheet No. 3d
 - 3.4. PSC MO No. 7 1st Revised Sheet No. 3e (obsolete description page)
Canceling PSC MO No. 1 Original Sheet No. 3e
 - 3.5. PSC MO No. 7 1st Revised Sheet No. 3f (obsolete description page)
Canceling PSC MO No. 1 Original Sheet No. 3f
 - 3.6. PSC MO No. 7 1st Revised Sheet No. 3g (obsolete description page)
Canceling PSC MO No. 1 Original Sheet No. 3g
4. File no. YS-2008-0272 – the following sewer tariff sheets, currently bearing effective date of November 27, should be approved:
 - 4.1. PSC MO No. 7 1st Revised Sheet No. 1 (map)
Canceling PSC MO No. 1 Original Sheet No. 1
 - 4.2. PSC MO No. 7 1st Revised Sheet No. 2 (description 1st page)
Canceling PSC MO No. 1 Original Sheet No. 2
 - 4.3. PSC MO No. 7 1st Revised Sheet No. 3 (description 2nd page)
Canceling PSC MO No. 1 Original Sheet No. 3
 - 4.4. PSC MO No. 7 1st Revised Sheet No. 4 (description 3rd page)
Canceling PSC MO No. 1 Original Sheet No. 4
 - 4.5. PSC MO No. 7 1st Revised Sheet No. 5 (obsolete description/map page)
Canceling PSC MO No. 1 Original Sheet No. 5
 - 4.6. PSC MO No. 7 1st Revised Sheet No. 6 (obsolete description page)
Canceling PSC MO No. 1 Original Sheet No. 6

- 4.7. PSC MO No. 7 1st Revised Sheet No. 7 (obsolete description page)
Canceling PSC MO No. 1 Original Sheet No. 7
- 4.8. PSC MO No. 7 1st Revised Sheet No. 8 (obsolete description page)
Canceling PSC MO No. 1 Original Sheet No. 8
- 5. Further, the Staff recommends that all of the tariff sheets addressed in sections 2 through 4 of the Staff's above Recommendations be approved, and effective on the same date, on or before November 19, 2007.

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

AFFIDAVIT OF JAMES A. MERCIEL, JR.

STATE OF MISSOURI

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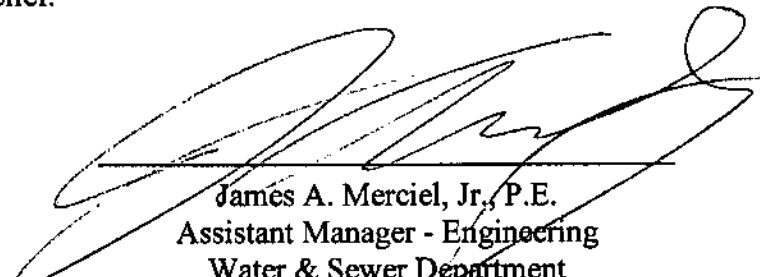
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Case No. WA-2008-0012

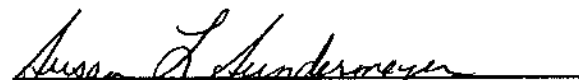
COUNTY OF CALLAWAY

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James A. Merciel, Jr., of lawful age, on his oath states: (1) that he is the Assistant Manager – Engineering in the Water and Sewer Department of the Missouri Public Service Commission; (2) that he participated in the preparation of the foregoing *STAFF RECOMMENDATION REGARDING TARIFF FILING* and the attachment thereto; (3) that he has knowledge of the matters set forth in the foregoing *STAFF RECOMMENDATION REGARDING TARIFF FILING* and the attachment thereto; and (4) that the matters set forth in the foregoing *STAFF RECOMMENDATION REGARDING TARIFF FILING* and the attachment thereto are true and correct to the best of his knowledge, information and belief.


James A. Merciel, Jr., P.E.
Assistant Manager - Engineering
Water & Sewer Department
Utility Operations Division

Subscribed and sworn to before me this 8th day of November 2007.


Notary Public



SUSAN L. SUNDERMEYER
My Commission Expires
September 21, 2010
Callaway County
Commission #06942086