

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

**In the Matter of Missouri-American)
Water Company's Application for)
Expansion of its Certificate of)
Convenience and Necessity Authorizing)
It to Participate in the Extension,)
Construction, Operation, Maintenance,)
Removal, Replacement, Control, and)
Management of a Sewer Utility in Platte)
County, Missouri.)**

Case No. SA-2007-0316

STAFF RECOMMENDATION

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

On February 28, 2007, Missouri-American Water Company filed an application for a certificate of convenience and necessity to provide sewer service in Platte County, Missouri. On April 27, 2007, the Platte County Regional Sewer District filed its Amended Application for Leave to Intervene, stating that if authorized to intervene, it intended to oppose Missouri-American's application.

On May 4, 2007, the Staff filed a Status Report stating that it would not be able to file a recommendation until such time as a decision was made on the Application for Leave to Intervene. The Commission issued an order on May 15, 2007, in which it granted the Sewer District's Application to Intervene. In the same order, the Commission ordered the Staff to file its recommendation no later than May 25, 2007.

This is a contested case, and Intervenor Platte County Regional Sewer District is entitled to an opportunity to be heard. The Sewer District has not yet had that opportunity, nor has it

waived its right to be heard. The Sewer District has not yet filed any testimony or statement of position, other than statements, in its Applications to Intervene, that it opposes the Application.

If there were no intervenors in this case, and if the Staff was evaluating Missouri-American's Application solely on the basis of the materials contained in the Application, the Staff would recommend that the Application be granted. However, the Staff has not received information about the Sewer District's position in this case, other than the statements in its Applications to Intervene, and does not know what evidence the Sewer District may present or what arguments it may advance in opposition to Missouri-American's application. The Staff's view of this Application and its recommendation in this case may change, based upon the information that is produced as the case develops.

The Staff reserves the right to change its position, based on discovery and the evidence that is presented in this case.

WHEREFORE, the Staff submits this Staff Recommendation for the Commission's consideration in this case.

Respectfully submitted,

/s/ **Keith R. Krueger**

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)
keith.krueger@psc.mo.gov

Certificate of Service

I hereby certify that copies of this Staff Recommendation have been mailed with first-class postage, hand-delivered, transmitted by facsimile or transmitted via e-mail to all counsel and/or parties of record this 25th day of May 2007.

/s/ Keith R. Krueger