

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of Missouri-American Water)
Company's Request for Authority to Implement) File No. WR-2022-0303
General Rate Increase for water and sewer service) File No. SR-2022-0304
provided in Missouri Service Areas)

APPLICATION TO INTERVENE OUT OF TIME OF TRIUMPH FOODS, LLC

COMES NOW, Triumph Foods, LLC ("Triumph Foods") and submits its Application to Intervene Out of Time in this proceeding pursuant to 20 CSR 4240-2.075(10). In support of its Application, Triumph Foods states the following:

1. Triumph Foods is a Missouri limited liability company with its principal place of business at 5302 Stockyards Expressway, St. Joseph, Missouri.
2. Triumph Foods owns and operates a large³ pork-processing facility in St. Joseph, Missouri and is the largest industrial consumer of water in Missouri-American Water Company's (MAWC) service territory. Triumph Foods employs thousands of people in production-related positions and hundreds in management and clerical positions.
3. Triumph Foods receives water service from MAWC under a special service agreement pursuant to MAWC's economic development rider. The special service agreement, and its amendments, have been approved by the Commission as being in the public interest in multiple previous MAWC rate cases.
4. Triumph Foods must be able to represent its own interests regarding the special service agreement and the issues in this proceeding. Because Triumph Foods' interest in the proceeding is different than the general public and cannot be adequately represented by any other party, it should be granted intervention in this case. Further, Triumph Foods' intervention will aid the Commission and serve the public interest.

5. Good cause exists to grant Triumph Foods' application, which was delayed due to a clerical err and the need for client consultation. This case is at an early stage, and no party will be prejudiced if this application is granted. Triumph Foods accepts the record as it stands, including the requirements of the Commission's orders in this case.

6. Correspondence and communication regarding this Application, including service of all notices and orders of this Commission should be addressed to:

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7. Triumph is still reviewing MAWC's direct testimony and initial pleadings, and does not have a position on MAWC's request at this time.

WHEREFORE, Triumph Foods, LLC requests that it be permitted to intervene as a party in this proceeding.

Respectfully Submitted,

Collins & Jones, P.C.

By: /s/ Joshua Harden
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Attorney for Triumph Foods, LLC

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been emailed this 29th day of July, 2022, to all parties on the Commission's service list in this case.

/s/ Joshua Harden