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STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

PREHEARING CONFERENCE

January 25, 2001  
Jefferson City, Missouri  
Volume 1

In the Matter of the Application of )  
St. Louis County Water Company, )  
doing business as Missouri-American )  
Water Company, for Restatement and ) Case No.  
Clarification of Its Certificate of ) WA-2001-288  
Convenience and Necessity for )  
St. Louis County, Missouri. )

BEFORE:  
  
KEVIN A. THOMPSON, Presiding,  
DEPUTY CHIEF REGULATORY LAW JUDGE.

REPORTED BY:  
  
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1 APPEARANCES:

2 RICHARD T. CIOTTONE, Attorney at Law  
949 East Essex Avenue  
3 St. Louis, Missouri 63122

4 FOR: Missouri-American Water Company.

5 DOUGLAS R. BEACH, Attorney at Law  
FRANK CURTIS, Attorney at Law  
6 222 South Central  
Clayton, Missouri 63105

7  
8 FOR: City of Chesterfield  
City of St. Ann.

9 LELAND B. CURTIS, Attorney at Law  
Curtis, Oetting, Heinz, Garrett & Soule, P.C.  
10 130 South Bemiston Avenue, Suite 200  
St. Louis, Missouri 63105

11 FOR: City of Ballwin, Missouri  
12 Village of Bel-Nor, Missouri  
Village of Bel-Ridge, Missouri  
13 City of Bella Villa, Missouri  
Village of Bellerive, Missouri  
14 City of Bellefontaine Neighbors, Missouri  
City of Breckenridge Hills, Missouri  
15 City of Bridgeton, Missouri  
City of Clayton, Missouri  
16 City of Cool Valley, Missouri  
City of Crestwood, Missouri  
17 City of Des Peres, Missouri  
City of Green Park, Missouri  
18 City of Hazelwood, Missouri  
City of Manchester, Missouri  
19 City of Maplewood, Missouri  
City of Normandy, Missouri  
20 City of Pasadena Hills, Missouri  
City of Pine Lawn, Missouri  
21 City of Richmond Heights, Missouri  
Village of Riverview, Missouri  
22 City of Rock Hill, Missouri  
City of Town and Country, Missouri  
23 City of University City, Missouri  
City of Velda City, Missouri  
24 City of Wildwood, Missouri.

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1 APPEARANCES (CONTINUED):

2 HOWARD PAPERNA, Attorney at Law  
3 9322 Manchester Road  
4 St. Louis, Missouri 63119

5 FOR: City of Winchester  
6 City of Maryland Heights.

7 CLIFF E. SNODGRASS, Senior General Counsel  
8 P. O. Box 360  
9 Jefferson City, Missouri 65102

10 FOR: Staff of the Missouri Public Service  
11 Commission.

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1 P R O C E E D I N G S

2 (Written Entries of Appearance filed.)

3 JUDGE THOMPSON: Good morning. We are here in  
4 the Matter of the Application of St. Louis County Water  
5 Company, doing business as Missouri-American Water  
6 Company, for Restatement and Clarification of its  
7 Certificate of Convenience and Necessity for St. Louis  
8 County, Missouri.

9 My name is Kevin Thompson. I am the  
10 Regulatory Law Judge assigned to preside over this  
11 matter.

12 At this time I will take oral entries of  
13 appearance, beginning with the Company.

14 MR. CIOTTONE: Thank you, Your Honor. I am  
15 Richard T. Ciottone of counsel with Brydon, Swearengen  
16 and England. Their address is 312 East Capitol Avenue,  
17 Jefferson City, Missouri. I'm appearing on behalf of  
18 the Company.

19 JUDGE THOMPSON: Thank you, sir.  
20 Staff.

21 MR. SNODGRASS: Yes.

22 Good morning, Judge. My name is Cliff  
23 Snodgrass. I represent the Staff of the Missouri  
24 Public Service Commission, and my formal mailing  
25 address is Governor Office Building, Suite 800,

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1 200 Madison Street, P. O. Box 360, Jefferson City,  
2 Missouri 65102.

3 JUDGE THOMPSON: Thank you.

4 MR. BEACH: Your Honor, Doug Beach and Frank  
5 Curtis for the Cities of Chesterfield and St. Ann. Our  
6 mailing address is 222 South Central. That's in  
7 Clayton, 62105.

8 JUDGE THOMPSON: Thank you, sir.

9 Mr. Curtis.

10 MR. CURTIS: Leland B. Curtis of the law firm  
11 of Curtis, Oetting, Heinz, Garrett and Soule, 130 South  
12 Bemiston, Suite 200, St. Louis, Missouri 63105,  
13 appearing on behalf of a number of cities and villages.

14 Would you like me to state them for the  
15 record?

16 JUDGE THOMPSON: I think probably you should.

17 MR. CURTIS: Okay. City of Ballwin, Village  
18 of Bel-Nor, Village of Bel-Ridge, City of Bella Villa,  
19 Village of Bellerive, City of Bellefontaine Neighbors,  
20 City of Breckenridge Hills, City of Bridgeton, City of  
21 Clayton, City of Cool Valley, City of Crestwood, City  
22 of Des Peres, City of Green Park, City of Hazelwood,  
23 City of Manchester, City of Maplewood, City of  
24 Normandy, City of Pasadena Hills, City of Pine Lawn,  
25 City of Richmond Heights, Village of Riverview, City of

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1 Rock Hill, City of Town and Country, City of University  
2 City, City of Velda City and City of Wildwood.

3 JUDGE THOMPSON: Thank you, Mr. Curtis.  
4 Sir.

5 MR. PAPERNAR: I'm Howard Papernar. I am the  
6 city attorney of Maryland Heights and Winchester in  
7 St. Louis County, Missouri. Our address is  
8 9322 Manchester Road, St. Louis, Missouri 63119.

9 JUDGE THOMPSON: Thank you, sir.

10 MR. PAPERNAR: Thank you.

11 JUDGE THOMPSON: Is anyone from the Public  
12 Counsel here?

13 (No Response.)

14 JUDGE THOMPSON: Let the record show that  
15 Public Counsel is not present.

16 Do the parties have anything to bring to my  
17 attention at this time?

18 (No response.)

19 JUDGE THOMPSON: Okay. Some of you, I  
20 believe, are perhaps unfamiliar with our proceedings  
21 here at the Commission. The purpose of this prehearing  
22 conference -- what we call an early prehearing  
23 conference is to bring the parties together so that you  
24 will have an opportunity that you can use for  
25 settlement discussions. That is the reason we do not

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1 do these over the phone, or in other ways that would  
2 not require you to be present together in a room.

3           You have this room from now until 5 p.m.  
4 today, and you may pursue your discussions. Hopefully  
5 they will be fruitful.

6           Pursuant to the order setting this conference,  
7 there is due a week from today a proposed procedural  
8 schedule. That schedule will include dates for an  
9 evidentiary hearing for the filing of prepared  
10 testimony pursuant to Commission rules; typically for a  
11 later prehearing conference for the filing of a  
12 Statement of Issues, for the filing of each parties'  
13 position on each issue, as well as a list of witnesses  
14 which will indicate the date that each witness will  
15 appear, the order in which they're to be called and  
16 also indicate the order of cross-examination with  
17 respect to each witness. This is necessary because  
18 there's usually more than two parties in one of our  
19 proceedings.

20           It's also helpful if that last item also  
21 includes the order of opening statements, although if  
22 it does not, we can always work that out at the  
23 beginning of the hearing.

24           There is a calendar which you may inspect  
25 upstairs on the 9th floor in the adjudication

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1 department so that you can see what dates are open for  
2 the evidentiary hearing. Unfortunately we do not have  
3 the calendar down here. It's not available down here,  
4 and I apologize for that. I hope that that will be --  
5 it will be available down here soon.

6 Any questions at this time?

7 (No response.)

8 JUDGE THOMPSON: Hearing none, that will  
9 conclude the on-the-record portion of the prehearing  
10 conference, and I will leave you to your hopefully  
11 fruitful discussions.

12 Very nice to meet you and nice to see you this  
13 morning.

14 WHEREUPON, the on-the-record portion of the  
15 prehearing conference was concluded.

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