

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

In the Matter of Missouri-American       )  
Water Company's Request for Authority   )  
to Implement a General Rate Increase    )  
for Water Service Provided in Missouri   )  
Service Areas                                )

**Case No. WR-2007-0216, et al.**

**ORDER PROVIDING SPECIFIC DATES FOR BRIEFING SCHEDULE,**  
**DIRECTING THE FILING OF A REVISED RECONCILIATION AND**  
**FURTHER CLARIFYING REQUIREMENTS FOR PROPOSED FINDINGS**  
**OF FACT AND CONCLUSIONS OF LAW**

Issue Date: August 23, 2007

Effective Date: August 23, 2007

The Commission adjourned the evidentiary hearing in this matter on August 14, 2007.<sup>1</sup> On August 15, the Commission issued post-hearing procedure orders and on August 20, the Commission further clarified those orders. The post-hearing schedule as delineated in those orders, *inter alia*, directed the parties to file post-hearing briefs 15 days following the filing of the official transcript, and reply briefs six days following the deadline for post-hearing briefs.

The parties were also directed to file with the Commission proposed findings of fact and conclusions of law with regard to each disputed issue in this matter. The parties who are signatories to the Non-Unanimous Stipulation and Agreement were further instructed to identify and cite to the proper portions of the record providing the factual support for each settled issue in the Non-Unanimous Stipulation and Agreement.

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<sup>1</sup> All dates throughout this order refer to the year 2007 unless otherwise noted.

The Agreement, being non-unanimous and having been objected to by the City of Joplin, is regarded as being a joint position statement of the signatories pursuant to Commission Rule 4 CSR 240-2.115(2)(D). Consequently, the Commission must still decide each issue on the adopted issues list.

Because the list of issues for this case does not match the numbered paragraphs in the Non-Unanimous Stipulation and Agreement, the Commission further directs the signatories to delineate which issues from the adopted issues list for this proceeding are resolved by each numbered paragraph in the Non-Unanimous Stipulation and Agreement.<sup>2</sup> Also, as noted above, the signatories shall identify and cite to the proper portions of the record providing the factual support for their positions on every issue in this case encompassed in, and resolved by, the Non-Unanimous Stipulation and Agreement. The signatories, having taken a joint position, may at their option file a joint brief and a joint pleading setting out their proposed findings of fact and conclusions of law.

Additionally, Staff is directed to file a revised reconciliation based upon the resolution of the issues in the Non-Unanimous Stipulation and Agreement. The revised reconciliation shall include what Return on Equity was used and what Rate of Return ultimately resulted.

**IT IS ORDERED THAT:**

1. All post-hearing briefs shall be filed with the Commission no later than September 7, 2007.
2. All reply briefs shall be filed with the Commission no later than September 13, 2007.

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<sup>2</sup> The issues list was filed by MAWC on August 1, 2007 and was amended by AG Processing, Inc. on August 2, 2007. No further amendments and no objections, were filed to the list.

3. The unopposed issues list, filed by Missouri American Water Company on August 1, 2007, and amended by AG Processing, Inc., on August 2, 2007, is formally adopted by the Commission as the list of issues for this matter.

4. All briefs and amendments shall be filed in accordance with Commission Rule 4 CSR 240-2.080, and as directed in the body of this order. Briefs shall follow the list of issues adopted in the case and must set forth and cite the proper portions of the record concerning each issue to be decided by the Commission.

5. No later than the deadline for filing post-hearing briefs, the parties shall prepare and file with the Commission proposed findings of fact and conclusions of law, with regard to every issue from the list of issues in this matter as directed in the body of this order.

6. The signatories to the Non-Unanimous Stipulation and Agreement, having taken a joint position, may at their option file a joint brief and a joint pleading setting out their proposed findings of fact and conclusions of law.

7. All parties shall provide an electronic copy of their briefs and proposed findings of fact and conclusions of law, in **Microsoft Word format**, to the regulatory law judge at [harold.stearley@psc.mo.gov](mailto:harold.stearley@psc.mo.gov).

8. No later than September 7, 2007 the Staff of Missouri Public Service Commission shall file with the Commission a revised reconciliation as directed in the body of this order.

9. This order shall become effective on August 23, 2007.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

( S E A L )

Harold Stearley, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 23rd day of August, 2007.