BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Union Corporate Realty, LLC,	
Complainant,)	
v.)	<u>File No. WC-2023-0278</u>
Missouri-American Water Company,)	
Respondent.	

STAFF'S REQUEST THAT ORDER REQUIRING STAFF REPORT BE SUSPENDED

Comes not the Commission Staff (Staff) and requests that the Commission suspend its order requiring a Staff report, stating further:

On March 10, 2023,¹ Union Corporate Realty, LLC (Complainant) filed a complaint with the Commission against Missouri-American Water Company (MAWC). The Commission ordered MAWC to file a response no later than April 9 and Staff to file a report no later than April 24. On April 10, MAWC filed a Request for Mediation in Lieu of Filing an Answer. Complainant has filed no response to the mediation request. Staff has propounded data requests to MAWC. MAWC has not responded and is out of time for responding. With respect to mediation, Rule 20 CSR 4240-2.125 (2)(B) states that "[a]II other actions on the case shall cease and all time limitations shall be tolled pending the completion of the mediation process except as otherwise provided by law." On April 21, the Commission ordered Union Corporate Realty, LLC to respond to MAWC's mediation request no later than April 28.

¹ All date references will be to 2023 unless otherwise stated.

Staff has notified all parties of its intent to request a deadline extension. On April 21, MAWC advised Staff that on April 11 it had informed the Commission that Union Corporate Realty, LLC had agreed to mediation. MAWC stated it did not object to a Staff report deadline extension. In light of the procedural/discovery posture of this case, Staff believes the Commission should simply suspend its Staff report order until further orders of the Commission.

WHEREFORE, Staff prays the Commission's order requiring Staff to file a report until further order of the Commission.

Respectfully Submitted,

Isl Paul T. Graham #30416

Senior Staff Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Mo 65102-0360
(573) 522-8459
Paul.graham@psc.mo.gov

Attorney for the Staff of the Missouri Public Service Commission

CERTIFICATE OF SERVICE

The undersigned by his signature below certifies that the foregoing pleading was served upon all counsel of record on this April 21, 2023, by electronic filing in EFIS, electronic mail, hand-delivery, or U.S. postage prepaid.

ISI Paul T. Graham