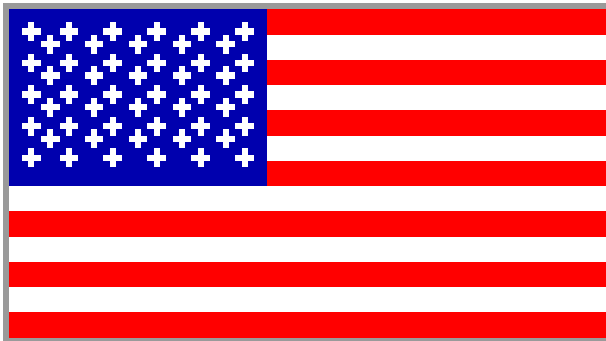
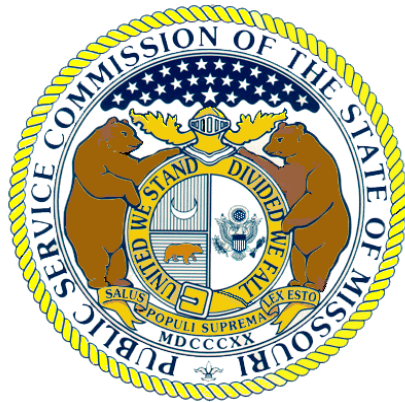


**Rwanda Utilities Regulatory Agency (RURA), National
Association of Regulatory Utility Commissioners (NARUC)
and Missouri Public Service Commission (MPSC)**

Regulatory Partnership Program



Sponsored by US Agency for International Development (USAID)

October 28, 2004

14:00

Wess Henderson

Filing A Rate Case

How A Rate Case Proceeds

- An example of how a RATE CASE will be conducted
- Utility company files for a new tariff (general rate case)

Process (continued)

- Utility's filing package must meet minimum filing requirements of the PSC
- Commission and Staff can not discuss filing
- Suspension order and notice given
- Presiding officer of a rate proceeding will be an Administrative Law Judge (ALJ), Regulatory Law Judge (RLJ), or hearing examiner
 - Presides over the entire hearing
 - Develops a record of the hearing for the Commission
 - May possibly submit a recommended decision to the Commission

Process (continued)

- Intervention date is established
- Company files direct testimony
- Proposed procedural schedule

Process (continued)

- Scope of proceedings/grouping issues
- Direct testimony (staff and other intervenors)
- Pre-hearing conference

Process (continued)

- All parties rebuttal testimony and schedules
- Stipulation and agreement OR
 - THE HEARING BEGINS!
- Formal evidentiary hearings are usually the format for rate proceedings
 - Trial type hearing
 - Discovery
 - Cross-examination

Process (continued)

- Initial briefs
- Reply briefs
- Entire record reviewed by Commission

Process (continued)

- Order is issued
- Operation of law date is set
- Tariff filing due

Process (continued)

- Options
- Utility or other parties may accept order
- Utility or other parties may ask for partial rehearing of the rate case
- Commission may or may not grant rehearing
- Utility or other parties may appeal order to the courts
- Commission order may stand or it may be remanded back to the Commission by the courts

Actions to Avoid

- Prejudgment by Commissioners
- Ex parte communications