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BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Ohio )  
American Water Company to Increase Its Rates ) Case No. 11- 4161 -WS-AIR  
for Water Service and Sewer Service. )

**MOTION FOR APPROVAL OF TEST YEAR AND DATE CERTAIN AND  
FOR WAIVERS FROM CERTAIN STANDARD FILING REQUIREMENTS**

Ohio American Water Company (Ohio American or Company) respectfully requests that the Commission, pursuant to R.C. 4909.15(C), approve Ohio American's proposed test year consisting of the twelve months ending December 31, 2011 and date certain of April 30, 2011.

Ohio American also requests, pursuant to Ohio Adm. Code 4901-7-01, Appendix A, Chapter II (A)(4), a waiver of the following provisions of the Standard Filing Requirements:

- Schedule D Instructions - Rate of Return, to waive the requirement of providing parent-consolidated capital structure data and permit the filing of D Schedules using Ohio American's stand-alone capital structure; and
- Supplemental Filing Requirements, to permit the filing of supplemental three year forecasted data required for S Schedules in F Schedule format.

Support for this Motion is set forth in the accompanying Memorandum in Support.

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Dated: July 1, 2011

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Mark A. Whitt', is written over a horizontal line.

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ATTORNEYS FOR OHIO AMERICAN  
WATER COMPANY

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<sup>1</sup> Thirty days from July 1, 2011 is July 31, 2011 – a Sunday.

will not be "later than the date of filing," and thus satisfies the statute's requirement. Accordingly, the Commission should approve the test year and date certain requested by Ohio American.

**B. The Requested Waivers Are Reasonable And Should Be Granted.**

Ohio Adm. Code 4901-7-01, Appendix A, Chapter II (A)(4)(d) sets forth the criteria to determine whether a waiver of the Standard Filing Requirements should be granted.

A request for waiver of any of the provisions of the standard filing requirements must set forth the specific reasons in support of the request. The commission shall grant the request for a waiver upon good cause shown by the utility. In determining whether good cause has been shown, the commission shall give due regard, among other things to:

- (i) Whether other information, which the utility would provide if the waiver is granted, is sufficient so that the commission staff can effectively and efficiently review the rate application.
- (ii) Whether the information, which is the subject of the waiver request, is normally maintained by the utility or reasonably available to it from the information which it maintains.
- (iii) The expense to the utility in providing the information, which is the subject of the waiver request.

Each of the requested waivers meets these criteria and should be granted.

**1. D Schedules – Rate of Return**

The instructions to Schedule D require an applicant to provide various rate of return schedules. Where an applicant's securities are not traded publicly, the applicant must "also submit all data requested in section 'D' on an applicant- stand-alone basis and also on a parent-consolidated basis." Ohio Adm. Code 4901-7-01, Appendix A, Chapter II, Section D(A).

Consistent with all Ohio American rate cases since 1995, the Company requests a waiver of the Section D Instructions and permission to submit capital structure data for Ohio American only. In these prior cases, Staff Reports have recommended a rate of return based on Ohio American's stand-alone capital structure. Commission-approved stipulations in these cases have also been based on Ohio American's stand-alone capital structure.

Retrieving and presenting parent-consolidated capital structure data entails considerable work and expense. Ohio American is a wholly-owned subsidiary of American Water Works Company, Inc. (AWWC). There are 18 regulated operating companies in the AWWC system. Data for affiliated companies in other states is not readily available to Ohio American. In order to provide the information required for the D Schedules, the Company would need to request each of AWWC's other 17 regulated operating companies to analyze, compile and develop the necessary information. The Commission has previously recognized that this effort is not warranted. In Ohio American's most recent rate proceeding, the Commission granted a waiver permitting the filing of stand-alone data, finding that "the data provided to support rate of return on a stand-alone, Ohio-specific basis coupled with publicly available data from filings such as the 10-K Reports made available at the Securities and Exchange is detailed and gives Staff the necessary information to fully investigate the rate of return issue and make a recommendation." Case No. 09-391-WS-AIR, Entry (June 3, 2009) at Finding 6. In addition to Ohio American's last rate case, the Commission granted this waiver in Case Nos. 07-1112-WS-AIR, 06-433-WS-AIR, 03-2390-WS-AIR, 01-636-WW-AIR, 99-595-WW-AIR and 95-935-WW-AIR.

No party will be prejudiced by granting the requested waiver. The Company's request meets the standards set forth in Ohio Adm. Code 4901-7-01, Appendix A, Chapter II (A)(4)(d) and should be approved.

## **2. S Schedules – Supplemental Three-Year Forecast Data**

The supplemental filing requirements require S Schedules showing various forecasted data. Electric utilities also must provide forecasted data related to Integrated Resource Planning in F Schedules. Although not subject to Section F, Ohio American's forecasting techniques are more compatible with the F Schedule format than the required format for submission of S Schedules. Accordingly, as in its last seven rate cases, Ohio American requests a waiver permitting it to provide

S Schedule data in F Schedule format. See Case No. 09-391-WS-AIR, Entry (June 3, 2009) at Finding 7. No party will be prejudiced by the granting of this waiver and the Company's request meets the standards set forth in Ohio Adm. Code 4901-7-01, Appendix A, Chapter II (A)(4)(d).

## II. CONCLUSION

For the reasons set forth above, Ohio American respectfully requests that the Commission approve the requested test year, date certain and waivers from certain Standard Filing Requirements.

Dated: July 1, 2011

Respectfully submitted,



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