

**BEFORE THE RATE COMMISSION OF THE
METROPOLITAN ST. LOUIS SEWER DISTRICT**

**JULY 13, 2011 THIRD DISCOVERY REQUEST
OF THE MISSOURI INDUSTRIAL ENERGY CONSUMERS**

Metropolitan St. Louis Sewer District Response

ISSUE: WASTEWATER RATE CHANGE PROPOSAL
WITNESS: METROPOLITAN ST. LOUIS SEWER DISTRICT
SPONSORING PARTY: MISSOURI INDUSTRIAL ENERGY CONSUMERS
DATE PREPARED: July 20, 2011

**Metropolitan St. Louis Sewer District
2350 Market Street
St. Louis, Missouri 63103**

**BEFORE THE RATE COMMISSION
OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT**

For Consideration of a Wastewater)
Rate Change Proposal by the Rate)
Commission of the Metropolitan)
St. Louis Sewer District)

**JULY 13, 2011 THIRD DISCOVERY REQUEST
OF THE MISSOURI INDUSTRIAL ENERGY CONSUMERS**

Pursuant to §§ 7.280 and 7.290 of the Charter Plan of the Metropolitan St. Louis Sewer District (the “Charter Plan”), Operational Rule 3(2) and Procedural Schedule §§ 1, 14, 15 and 17 of the Rate Commission of the Metropolitan St. Louis Sewer District (“Rate Commission”), Metropolitan St. Louis Sewer District (“District”) thereby responds to the Missouri Industrial Energy Consumers July 13, 2011 Second Discovery Request for additional information and answers regarding the Rate Change Proposal dated May 10, 2011 (the “Rate Change Proposal”).

The District is requested to amend or supplement the responses to this Discovery Request, if the District obtains information upon the basis of which (a) the District knows that a response was incorrect when made, or (b) the District knows that the response, though correct when made, is no longer correct.

The following Discovery Requests are deemed continuing so as to require the District to serve timely supplemental answers if the District obtains further information pertinent thereto between the time the answers are served and the time of the Prehearing Conference.

**JULY 13, 2011 THIRD DISCOVERY REQUEST
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Metropolitan St. Louis Sewer District Response

3-1. Please provide a complete copy of the July 28, 2010 Rate Consulting Services Agreement between MSD and Black & Veatch referenced in MSD's response to MIEC Discovery Request 2-1.

RESPONDER: Jan Zimmerman, MSD Director of Finance

RESPONSE: The requested information is provided as Exhibit MSD 24B.

3-2. Please provide a complete copy of the July 11, 2011 Rate Consulting Services Agreement between MSD and Black & Veatch referenced in MSD's response to MIEC Discovery Request 2-1.

RESPONDER: Jan Zimmerman, MSD Director of Finance

RESPONSE: The requested information is provided as Exhibit MSD 24C.

3-3. Please provide any correspondence, documents, agreements, e-mails, and/or other communications from MSD and/or Black & Veatch regarding MSD's decision to designate the electronic copy, with all formulas intact, of the Black & Veatch May 10, 2011 MSD Wastewater Rate Proposal as proprietary.

RESPONSE RESPONDER: Susan Myers, MSD General Counsel.

RESPONSE: There are no documents related to this request. MSD's position is as stated in MSD Exhibit 19B, Question 2-1.

3-4. Please provide any correspondence, documents, agreements, e-mails, and/or other communications from MSD and/or Black & Veatch regarding MSD's position that if another party, such as the MIEC, were to request that Black & Veatch run a new scenario with its model, the MIEC would be responsible for paying Black & Veatch to process this request.

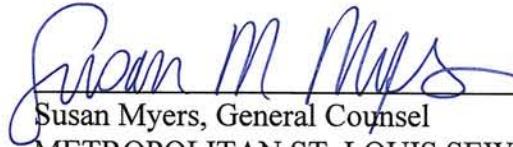
RESPONDER: Susan Myers, MSD General Counsel

RESPONSE: There are no documents related to this request. MSD's position is as stated in MSD Exhibit 19B, Question 2-1.

3.5. Please provide any correspondence, documents, agreements, e-mails, and/or other communications from MSD and/or Black & Veatch involving MSD and Black & Veatch negotiating, drafting, and finalizing the July 28, 2010 and July 11, 2011 Rate Consulting Agreements.

RESPONDER: Jan Zimmerman, MSD Director of Finance

RESPONSE: The requested information is provided as Exhibits 24D and 24D1



Susan Myers, General Counsel

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 20th day of July, 2011:

An electronic copy of the foregoing instrument was emailed to the Secretary of the Rate Commission c/o jfenton@stlmsd.com

SECRETARY OF RATE COMMISSION: Ms. Nancy Bowser
Secretary of Rate Commission
Metropolitan St. Louis Sewer District
2350 Market Street
St. Louis, MO 63103-2555
robowser@swbell.net

At the request of Rate Commission Counsel, one paper original and associated Exhibits are held at the Rate Commission office for Commissioner review.

An electronic copy of the foregoing instrument was emailed and one paper copy and associated Exhibits were couriered to:

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