

PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

ROB LEE,	)	
	)	
Complainant,	)	
vs.	)	Case No. WC-2009-0277
	)	
MISSOURI-AMERICAN WATER CO.,	)	
	)	
Respondent.	)	

**RESPONDENT'S OBJECTIONS TO  
COMPLAINANT'S DATA REQUESTS**

COMES NOW, Respondent, Missouri-American Water Company, by and through its counsel, and files its Objections to Complainant's Data Requests:

1. Repair records for last nineteen (19) years within a 1/4 mile radius of 11119 Carl, St.

**RESPONSE:** Respondent objects to said data request in that it is overly broad and unduly burdensome. Respondent further objects in that the records requested are wholly irrelevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to said objection, and without waiving same, Respondent states it has previously produced to Complainant said records for the previous ten (10) year period in the civil action styled Rob Lee v. Missouri-American Water Co., pending in Division 15 of St. Louis County Circuit Court, Cause No. 08SL-CC001242.

2. What testing methods used to locate leaking water mains.

**RESPONSE:** Respondent objects to said data request in that it is overly broad and vague. Subject to said objection, and without waiving same, Respondent states said information was provided to Complainant in the civil action styled Rob Lee v. Missouri-American Water Co., pending in Division 15 of St. Louis County Circuit Court, Cause No. 08SL-CC001242 by way of written discovery and the deposition of Derek Linam.

3. The degree of accuracy of each test.

**RESPONSE:** Respondent objects to said data request in that it is overly broad and vague. Subject to said objection, and without waiving same, Respondent states said information was provided to Complainant in the civil action styled *Rob Lee v. Missouri-American Water Co.*, pending in Division 15 of St. Louis County Circuit Court, Cause No. 08SL-CC001242 by way of written discovery and the deposition of Derek Linam.

4. How often are these tests performed.

**RESPONSE:** Respondent objects to said data request in that it is overly broad and vague. Subject to said objection, and without waiving same, Respondent states said information was provided to Complainant in the civil action styled *Rob Lee v. Missouri-American Water Co.*, pending in Division 15 of St. Louis County Circuit Court, Cause No. 08SL-CC001242 by way of written discovery and the deposition of Derek Linam.

5. The number of feet of water pipe maintained by MAWC in this 1/4 mile area.

**RESPONSE:** Respondent objects to said data request in that it is wholly irrelevant and not reasonably calculated to lead to the discovery of admissible evidence.

6. The number of feet of these pipes that have been tested with the ultrasonic type of test.

**RESPONSE:** Respondent objects to said data request in that it is overly broad and unduly burdensome due to Complainant's failure to limit his request to a specific time period. Respondent further objects in that the records requested are wholly irrelevant and not reasonably calculated to lead to the discovery of admissible evidence.

7. All test records that can substantiate MAWC findings that the water leaking from the ground in my neighborhood is not coming from these pipes.

**RESPONSE:** Respondent objects to said request in that it is overly broad and vague.

8. The number of gallons unaccounted for in this water system.

**RESPONSE: Respondent objects to said data request in that it is overly broad and unduly burdensome due to Complainant's failure to limit his request to a specific time period. Respondent further objects in that the records requested are wholly irrelevant and not reasonably calculated to lead to the discovery of admissible evidence.**

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### **PROOF OF SERVICE**

I hereby certify that I electronically filed on this 6<sup>h</sup> day of April, 2009, the foregoing with the Missouri Public Service Commission using the ESIF system which will send notification of such filing to the following:

- Missouri Public Service Commission General Counsel Office (GenCounsel@psc.mo.gov)
- Office of the Public Counsel Mills Lewis ([opcservice@ded.mo.gov](mailto:opcservice@ded.mo.gov))
- Missouri Public Service Commission Ritchie Samuel (Samuel.Ritchie@psc.mo.gov)
- Rob Lee (energyhealingarts@gmail.com)

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