

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Joint Application of)	
Missouri-American Water Company and both)	
Osage Water Company and Environmental)	
Utilities, L.L.C. for Authority for Missouri-)	
American Water Company to acquire the water)	Case No. WO-2005-0086
and sewer assets of both entities, and for the)	Case No. SO-2005-0087
transfer to Missouri-American Water Company of)	
Certificates of Convenience and Necessity to)	
continue operation of such assets as Water and)	
Sewer Corporations regulated by the Missouri)	
Public Service Commission.)	

MAWC’S MOTION FOR CONTINUANCE

COMES NOW Missouri-American Water Company (MAWC or the Company), and, as its motion for continuance, states as follows to the Missouri Public Service Commission (Commission):

1. On December 22, 2004, the Commission issued its Order Revising Procedural Schedule wherein the Commission, among other things, set this matter for hearing beginning on January 24, 2005.
2. As was discussed at the on-the-record presentation and prehearing conference held on January 13 and 14, 2005, the Parties have had difficulties reaching an agreed to list of issues, the Public Counsel has requested that the Commission hold a local public hearing and legal issues remain concerning MAWC’s proposal. Additionally, there was also some discussion concerning the difficulty of possibly trying a “mini-rate case” with live testimony.
3. Regardless of what hearing procedure the Commission ultimately decides to pursue, MAWC believes that the chances for a coherent and efficient hearing of this case would be greatly assisted by a continuance of the hearing for at least a thirty (30) day period.

4. Such a continuation would be helpful in allowing this matter to progress in an efficient and economic manner for several reasons. First, as will be stated in the proposed list of issues, there is the possibility that the list of issues can be greatly simplified, if a partial stipulation as to certain issues can be completed. MAWC believes the parties need additional time to complete these discussions and to attempt to develop a final document. This time cannot be devoted to a partial stipulation while the parties are preparing for hearing.

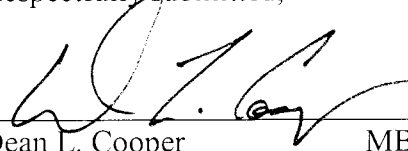
5. Second, as discussed at the January 13, 2005, on-the-record presentation a fundamental legal decision must be made by the Commission before the parties even know if, or how, to try this case. That issue is whether the Commission believes that it has legal authority to address a possible rate increase in this case. The Commission's decision may also impact discussions among the parties. It is MAWC's current understanding that this issue will not be addressed until after the Commission's January 20, 2005 agenda meeting.

6. Lastly, the Public Counsel has recently requested that the Commission hold a local public hearing in this matter. If the Commission should choose to do so, it would be helpful for that local public hearing to proceed the evidentiary hearing. Doing so would provide the parties the opportunity to respond to concerns that might be raised by the public and would allow the Public Counsel to take these public comments into account in determining how to proceed with the case.

WHEREFORE, MAWC requests the Commission continue the hearing of this matter for

approximately thirty (30) days.

Respectfully submitted,



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ATTORNEYS FOR
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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by U.S. Mail, postage prepaid, or electronic mail, on January 19, 2005, to the following:

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