

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

Glen Jones,)	
)	
Complainant,)	
)	Case No. WC-2012-0203
v.)	
)	
Missouri-American Water Company,)	
)	
Respondent.)	

MOTION TO DISMISS

COMES NOW Respondent Missouri-American Water Company (“MAWC” or “Company”) for its Motion to Dismiss, and states as follows:

1. Complainant filed a Complaint with the Commission on January 3, 2012.
2. Respondent MAWC filed its Answer and Motion to Dismiss the Complaint on February 8, 2012.
3. On February 24, 2012, the Staff of the Missouri Public Service Commission (“Staff”) filed its Staff Report which concluded that there was no evidence that indicated any fault of MAWC or any violation of its tariffs, but that MAWC’s \$25.00 courtesy adjustment offer to the Complainant was appropriate.
4. Counsel for Respondent MAWC attempted to contact the Complainant via telephone on March 5, 2012, but was unsuccessful.
5. On March 5, 2012, Respondent MAWC sent the Complainant a letter offering a \$25.00 courtesy adjustment to be applied to his bill. Respondent MAWC did not receive a response to the March 5, 2012 letter to Complainant.

6. On April 9, 2012, counsel for Respondent MAWC left a voice message for Complainant following up on the March 5, 2012 letter. To date, MAWC has not received a response to the voice message.

7. On April 23, 2012, Staff sent the Complainant a certified letter requesting Complainant to contact Staff about the status of his Complaint. Respondent does not believe Complainant has responded to that letter either.

8. Accordingly, Respondent MAWC seeks an Order from the Commission dismissing the Complaint in this matter due to the Complainant's failure to respond and failure to prosecute the case.

WHEREFORE, for the foregoing reasons, Respondent Missouri-American Water Company respectfully requests that the Public Service Commission of the State of Missouri grants its Motion to Dismiss the Complaint with prejudice.

Respectfully submitted,

MISSOURI-AMERICAN WATER COMPANY

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was filed electronically and served either electronically or mailed postage prepaid the 7th day of June, 2012, to:

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