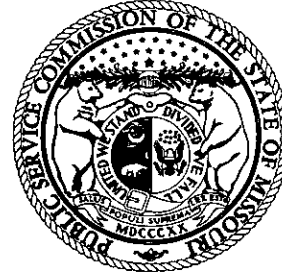


Notice of *Ex Parte* Contact

TO: Data Center
All Parties in Case No. WR-2003-0500
All Commissioners



FROM: Chairman Steve Gaw *7/16*

DATE: February 13, 2004

On February 5, 2004, the attached letter, addressed to Kelvin Simmons, was received from Representative Patricia M. Yaeger. The Commission is currently considering the issues discussed in this letter in Case No. WR-2003-0500 and is bound by the same *ex parte* rule as a court of law.

Although communications from members of the Legislature or the public are always welcome, those communications must be made known to all parties to a contested case so that those parties have the opportunity to respond. According to the Commission's rules (4 CSR 240-4), when a communication (either oral or written) occurs outside the hearing process, any member of the Commission or the Regulatory Law Judge who received the communication shall prepare a written report concerning the communication and submit it to each member of the Commission and the parties to the case. The report shall identify the person(s) who participated in the *ex parte* communication, the substance of the communication and the relationship of the communication to a particular matter at issue before the Commission.

Therefore, this report is submitted pursuant to the rules cited above. This will ensure that any party to this case will have notice of the attached information and a full and fair opportunity to respond to the comments contained therein.

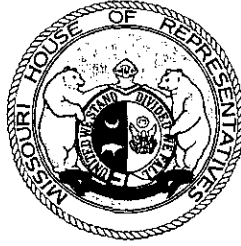
cc: Executive Director
Secretary/Chief Regulatory Law Judge
General Counsel

CAPITOL OFFICE

State Capitol
201 W. Capitol Avenue
Jefferson City, MO 65101
Toll Free: (866) 342-4905
(573) 751-0220 • Fax: (573) 526-9843
Email: pyaeger@services.state.mo.us

DISTRICT ADDRESS

729 Reed Avenue
St. Louis, MO 63125
(314) 631-7194



PATRICIA M. YAEGER
State Representative
District 96

COMMITTEES

Appropriation-
Transportation and
Economic Development

Professional Registration
and Licensing

Senior Security

RECEIVED
FEB 5 2004

February 2, 2004

Steve Caw

Kelvin Simmons, Chair
Public Service Commission
P O Box 360
Jefferson City, MO 65102

Dear Mr. Simmons:

I have had several constituents contact me about the proposed increase in rates for the Missouri Water Company in South St. Louis County. They feel the percentage asked for is far too high.

Please let me know any of the particulars in this case so I can inform my constituents.

Sincerely,

A handwritten signature in cursive script that reads "Patricia M. Yaeger".

Representative Patricia M. Yaeger
District 96

PMY/nel

Commissioners
STEVE GAW
Chair
CONNIE MURRAY
ROBERT M. CLAYTON III



ROBERT J. QUINN, JR.
Executive Director
WESS A. HENDERSON
Director, Utility Operations
ROBERT SCHALLENBERG
Director, Utility Services
DONNA M. PRENGER
Director, Administration
DALE HARDY ROBERTS
Secretary/Chief Regulatory Law Judge
DANA K. JOYCE
General Counsel

Missouri Public Service Commission

POST OFFICE BOX 360
JEFFERSON CITY MISSOURI 65102
573-751-3234
573-751-1847 (Fax Number)
<http://www.psc.state.mo.us>

February 13, 2004

Representative Patricia M. Yaeger
District 96
Missouri State Capitol – Room 116A1
201 W. Capitol Avenue
Jefferson City, Missouri 65101

Dear Representative Yaeger:

This is in response to your letter of February 2 addressed to Kelvin Simmons, Chair, Missouri Public Service Commission, concerning your constituents and customers of Missouri-American Water Company. Kelvin is now the Director of the Department of Economic Development so I am responding to your letter.

Missouri-American Water Company filed for a rate increase in Case No. WR-2003-0500. Because Case No. WR-2003-500 is an open case before the Commission your letter will be filed in the case file so that all parties to the case will have a full and fair opportunity to respond to the comments contained in your letter.

Hearings have been held in this case but the Commission has not issued a final order. On February 6, 2004, the Commission Staff on behalf of all parties to the case filed a motion to suspend the procedural schedule in view of a general settlement of the issues in the case.

The PSC Staff conducts a review of the Company's books and records when a request for a rate increase is made to be able to determine the amount, if any, that would be necessary for the company's operation and to be able to maintain their commitment to its customers to provide safe and adequate service. As a party, the Staff is involved in the settlement agreement being negotiated by the parties in this case and I'm confident that the results of their earlier review will be considered.

Thank you for your inquiry. The Commission will review the settlement agreement when it is submitted and a decision will be made.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Gaw", written over a circular stamp or seal.

Steve Gaw, Chairman

SG:ba