

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

In the Matter of Missouri-American Water)
Company's Request for Authority to)
Implement a General Rate Increase) Case No. WR-2011-0337
for Water and Sewer Service Provided in)
Missouri Service Areas)

UWUA LOCAL 335's MOTION TO COMPEL

Comes now Utility Workers Union of America, Local 335 ("Local 335"), and moves for an order compelling Missouri American Water Company ("MAWC") to produce certain employee salary information.¹ Local 335's Data Request No. 1 reads as follows:

State the total compensation (including bonuses) paid to each MAWC employee, including management personnel and officers, for 2010. Please provide your response in an Excel chart which lists each employee and the total compensation paid to him/her.

MAWC's response provided the salary information but did not list any of the employees' names and designated the information as "highly confidential." A true and accurate copy of MAWC's response to Local 335's Data Request No. 1 is attached hereto as Exhibit 1.

Local 335 seeks to have the highly confidential designation removed and that MAWC be required to reveal the employees' names. For at least during the period of 2002-2005, MAWC's annual reports contained the names and compensation of each employee making over \$25,000. See Case Nos. BMAR-2003-0323, BMAR-2004-0372, BMAR-2005-0630, BMAR-2006-1876. This information was not deemed highly

¹ This motion was initially presented orally and denied without prejudice at the September 28, 2011 discovery conference.

confidential. Moreover, on April 19, 2011, the Commission issued an order requiring MAWC to make public the salaries of its officers on its 2009 and 2010 annual reports. See Case No. WC-2011-0291.

Similar to the situation involving MAWC's officers, the public has a right to know the amounts MAWC's employees are paid, so as to better determine how their rates are calculated. For the sake of transparency, the names of the employees should also be made part of the public record. In fact, the names were made public from 2002-2005. Local 335 is aware of no subsequent change in the law to shield MAWC's employees from making this information public.

WHEREFORE, Local 335 respectfully requests that its Motion to Compel be granted.

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Certificate of Service

The undersigned certifies that a true and correct copy of the foregoing was served on November 30, 2011, by United States mail, hand-deliver, email, or facsimile upon all parties by their attorneys of record as disclosed by the pleadings and orders herein.

/s/ Michael A. Evans