

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

**FILED<sup>2</sup>**  
**FEB 28 2002**  
Missouri Public  
Service Commission

In the Matter of the Joint Application       )  
of Missouri-American Water Company,       )  
St. Louis County Water Company, d/b/a       )  
Missouri-American Water Company, and       )  
Jefferson City Water Works Company,       )  
d/b/a Missouri-American Water Company,       )  
for an Accounting Authority Order Relating )  
to Security Costs                                )

Case No. WO-2002-273

**VERIFIED APPLICATION OF UTILITY WORKERS UNION  
OF AMERICA LOCAL 335, AFL-CIO, TO INTERVENE**

Comes now Utility Workers Union of America Local 335, AFL-CIO ("Local 335"), by counsel, and respectfully applies to this Commission for permission to intervene in this proceeding pursuant to 4 CSR 240-2.075. In support of this application, Local 335 states as follows:

1. This matter involves a joint application of Missouri-American Water Company ("MAWC"), St. Louis County Water Company, d/b/a Missouri-American Water Company ("SLCWC"), and Jefferson City Water Works Company, d/b/a Missouri-American Water Company ("JCWWC"), for an Accounting Authority Order relating to security costs that, as the application states, have been incurred as a direct result of the events of September 11, 2001.

2. Local 335 is a labor organization that represents approximately 300 employees of SLCWC in two bargaining units. Local 335 has two collective bargaining agreements with SLCWC, one of which establishes the terms and conditions of employment for the clerical employees, and the other of which establishes the terms and

conditions of employment for the "physical" employees. (The "physical" bargaining unit includes all SLCWC's production, construction, maintenance, operation and distribution employees.)

3. Although Local 335 is, technically, an unincorporated association, labor unions are not required to register their names as fictitious names with the Missouri Secretary of State. Thus, Local 335 does not have evidence of any such registration. Further, Local 335 does not have an office or place of business in any traditional sense. In general, persons wishing to contact Local 335 may contact the union through one of the union officers listed on the attached "Union Appendix 1," at the stated addresses and telephone numbers. Since all officers of the union are employees of SLCWC, that company can easily contact them, and company-union business may be conducted at SLCWC's offices.

4. All correspondence, communications, orders and decisions of the Commission here should be sent to:

Jan Bond  
Attorney at Law  
Diekemper, Hammond, Shinnors,  
Turcotte and Larrew, P.C.  
7730 Carondelet, Suite 200  
St. Louis, Missouri 63105  
(314) 727-1015 (Telephone)  
(314) 727-6804 (Fax)  
[janbond@dhstl.com](mailto:janbond@dhstl.com)

5. Local 335 does not have any pending actions or final unsatisfied judgments or decisions against it as contemplated by 4 CSR 240-2.060(1)(K).

6. Local 335 does not have any annual report or assessment fees that are overdue.

7. Local 335 seeks permission to intervene in this matter pursuant to 4 CSR 240-2.075.

8. Local 335, as the exclusive collective bargaining representative of certain of SLCWC's non-managerial, non-professional employees, is vitally interested in protecting the interests of those employees. The methods by which security issues are handled and funded could significantly affect the terms and conditions of employment of the SLCWC employees represented by Local 335. Thus, the manner in which this matter is decided could affect the employees represented by Local 335.

9. As the exclusive collective bargaining representative of certain of SLCWC's non-managerial, non-professional employees, Local 335 and the employees it represents have interests in this proceeding which are clearly different from those of the general public. Where the public's interests in the proposed transaction are concentrated in the dependable delivery of clean, untainted water at a reasonable cost, Local 335 and the employees it represents are additionally concerned with issues of security on the job, heightened risks, subcontracting of bargaining unit work, and other terms and conditions of employment. All of these separate interests could be adversely affected by a final order arising from this case.


10. Local 335 does not have sufficient information about the proposed transaction to take a position at this time and thus is unsure of the position it will take in this proceeding.

11. No other party to this proceeding can adequately represent the additional, legitimate concerns of Local 335 and the employees it represents here.

12. Local 335 did not learn of the existence of this case until Monday, February 25, 2002. Local 335 has acted as expeditiously as possible to request intervention here after learning of the existence of this case. Further, Local 335 respectfully suggests that its intervention at this time would not hinder or delay the progress of this case and that no other party would be prejudiced by permitting Local 335 to intervene in this case at this time.

WHEREFORE, Utility Workers of America Local 335, AFL-CIO, respectfully asks the Commission to grant this application and to permit Local 335 to intervene here.

DIEKEMPER, HAMMOND, SHINNERS,  
TURCOTTE and LARREW, P.C.  
7730 Carondelet, Suite 200  
St. Louis, Missouri 63105  
(314) 727-1015 (Telephone)  
(314) 727-6804 (Facsimile)  
janbond@dhstl.com

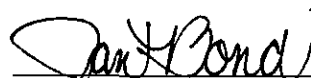


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JAN BOND, MBN 29227

Attorneys for Utility Workers Union of  
America Local 335, AFL-CIO

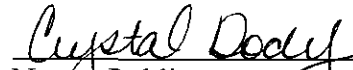
VERIFICATION

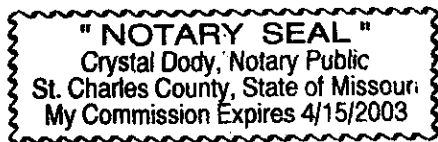
Comes now Jan Bond and upon her oath states that she is a licensed attorney in good standing in Missouri, that she is familiar with the matters set forth in this application, and that the matters alleged are true and correct to the best of her knowledge, information, and belief. Ms. Bond further states that she has been authorized to sign and file this application on behalf of Utility Workers Union of America Local 335, AFL-CIO.

  
\_\_\_\_\_  
JAN BOND

Subscribed and sworn to before me this 20<sup>th</sup> day of February, 2002.

My Commission Expires:

  
\_\_\_\_\_  
Notary Public



Certificate of Service

The undersigned hereby certifies that a copy of the foregoing was sent by U.S. Mail, postage pre-paid, to:

Secretary of the Missouri Public  
Service Commission  
P.O. Box 360  
Jefferson City, Missouri 65102

Ruth O'Neill, Esq.  
Office of the Public Counsel  
P.O. Box 7800  
Jefferson City, MO 65102

David P. Abernathy, Esq.  
Vice President and Corporate Counsel  
St. Louis County Water Company d/b/a  
Missouri-American Water Company  
535 North New Ballas Road  
St. Louis, Missouri 63141

Dean L. Cooper, Esq.  
Brydon, Swearngen & England  
312 East Capitol Avenue  
Jefferson City, MO 65102-0456

this 26th day of February, 2002.

  
\_\_\_\_\_

**Union Appendix 1**

Alan Ratermann  
4118 Dominique  
Florissant, Missouri 63034  
Home: (314) 839-4056  
President of Local 335

Clara A. Faatz  
8 Bon Vue Drive  
Hazelwood, Missouri 63042  
Work: (314) 991-3404  
Home and Fax: (314) 731-1589  
Vice President (Clerical) of Local 335