

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

ROMAN DZURINSKIY,

Complainant,

v.

MISSOURI AMERICAN WATER COMPANY

727 Craig Road

St. Louis, MO 64802

Registered Agent:

CT Corporation System

120 S. Central Ave.

St. Louis, MO 63105

**CERTIFIED MAIL**

Respondent.

**File No. WC-2010-0215**

## NOTICE OF CONTESTED CASE AND ORDER DIRECTING FILINGS

Issue Date: January 27, 2010

Effective Date: January 27, 2010

The Missouri Public Service Commission is setting a deadline for the filings related to the attached complaint, filed on January 19, 2010.

Because such filing triggers the right to a hearing,<sup>1</sup> the filing begins a “contested case.”<sup>2</sup> A contested case is a formal hearing procedure, but it allows for waiver of procedural formalities<sup>3</sup> and a decision without a hearing,<sup>4</sup> including by stipulation and agreement.<sup>5</sup> Provisions governing discovery are at the Commission’s regulation 4 CSR 240-2.090.

<sup>1</sup> Section 386.390.5, RSMo 2000.

<sup>2</sup> Section 536.010(4), RSMo Supp. 2008.

<sup>3</sup> Sections 536.060(3) and 536.063(3), RSMo 2000.

<sup>4</sup> Sections 536.060, RSMo 2000.

<sup>5</sup> 4 CSR 240-2.115.

As an alternative to the formal evidentiary hearing procedure, the Commission offers mediation. Mediation is a voluntary process in which a neutral person assists the parties in exploring opportunities for settlement. Upon a request for mediation, the Commission may suspend the filing date set forth in this order.

**THE COMMISSION ORDERS THAT:**

1. Missouri American Water Company shall file an answer to the complaint no later than February 26, 2010.
2. The Commission's Staff shall conduct an investigation as to the cause of the complaint and shall file a report of its findings no later than March 12, 2010.
3. This order is effective when issued.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

( S E A L )

Dated at Jefferson City, Missouri,  
on this 27<sup>th</sup> day of January 2010.

Jordan, Regulatory Law Judge