

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

In the Matter of the Application of)	
Missouri-American Water Company for)	
the Approval of an Agreement with the)	
City of Kirkwood, Missouri, to Construct)	Case No.: WO-2005-0286
Transmission Mains and Points of)	
Delivery and to Sell and Deliver Water for)	
Resale and Related Tariff Sheets)	

**WITHDRAWAL OF OPPOSITION TO
REQUEST FOR LOCAL PUBLIC HEARING
BY MISSOURI-AMERICAN WATER COMPANY**

Applicant Missouri-American Water Company (“Company”) states the following:

1. The Office of the Public Counsel (“OPC”) filed a Motion for a Local Public Hearing in order to enable Mr. Edmond R. Ciarniello, Jr. to present a report to the Commission. The Commission had previously denied Mr. Ciarniello’s application to intervene on March 31, 2005.

2. On April 6, Missouri-American Water Company opposed the local public hearing request, noting that such hearings were usually not held under such circumstances.

3. However, upon further discussion about the posture of this case with OPC and the need to permit the issues raised in Missouri-American Water Company’s application to be decided in an expeditious fashion, the Company will withdraw its opposition to OPC’s request for a local public hearing.

4. Missouri-American Water Company looks forward to working with the Office of the Public Counsel, Staff, and other parties to organize such a hearing in a prompt and efficient manner should the Commission decide that it is in the public interest to conduct such a hearing.

WHEREFORE, Missouri-American Water Company withdraws its opposition to the request for a local public hearing by the Office of the Public Counsel.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was sent by U.S. Mail, first-class postage pre-paid, this 12th day of April, 2005, to:

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