

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

Brian Birdnow,	)	
	)	
Complainant,	)	
	)	
v.	)	File No. WC-2024-0013
	)	
Missouri-American Water Company,	)	
	)	
Respondent.	)	

**MISSOURI-AMERICAN WATER COMPANY'S  
REQUEST FOR MEDIATION IN LIEU OF FILING AN ANSWER**

COMES NOW the Respondent, Missouri-American Water Company (“MAWC” or “Company”), pursuant to 20 C.S.R. 4240-2.125(2), and for its *Request for Mediation in Lieu of Filing an Answer*, respectfully states as follows to the Missouri Public Service Commission (“Commission”):

1. On July 24, 2023, Brian Birdnow (“Complainant” or “Mr. Birdnow”) filed a complaint with the Commission.
2. ON July 25, 2023, the Commission issued *Order Giving Notice of Small Formal Complaint and Order Directing Staff to Investigate and File a Report* giving the Company until August 24, 2023, to file its answer or request for mediation. This filing complies with that Order.<sup>1</sup>
3. MAWC believes this matter is appropriate for mediation and therefore requests the Commission appoint a presiding officer to this matter to mediate the dispute between Complainant and MAWQC, pursuant to 20 C.S.R. 4240-2.0125(2)(B).
4. Undersigned counsel has spoken to Complainant and received permission to assert that Mr. Birdnow is in agreement that Mediation is appropriate at this time.

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<sup>1</sup> 20 C.S.R 4240-2.050 (1).

5. MAWC further requests that the Commission toll the timeline in this case pending completion of the mediation process, pursuant to 20 C.S.R. 4240-2.125(2)(C).

Wherefore, MAWC requests that the Commission accept this Request for Mediation in Lieu of Filing an Answer and to toll all of the time limitations in this matter until completion of the mediation process and any further relief that is just and proper under the circumstance.

Respectfully submitted,

MISSOURI-AMERICAN WATER COMPANY

/s/ Rachel L. Niemeier

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#### **CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail or U.S. Mail on August 22, 2023, to the following:

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/s/ Rachel L. Niemeier