

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

Karen Smith,)	
)	
Complainant,)	
)	Case No. WC-2014-0161
v.)	
)	
Missouri-American Water Company,)	
)	
Respondent.)	

MISSOURI-AMERICAN WATER COMPANY’S RESPONSE TO STAFF’S RECOMMENDATION

NOW COMES Missouri-American Water Company (“MAWC”), by and through counsel, and for its Response to Staff’s Recommendation states as follows:

1. MAWC agrees that there is no violation of statute, order, rule or tariff and any further proceedings are appropriate for a different forum.
2. MAWC disagrees that it caused damage to the Complainant’s property causing sediment to travel through her water service line.
3. MAWC disagrees that it is responsible for further repair/restoration to the Complainant’s yard, sidewalk and driveway.

WHEREFORE, Missouri-American Water Company respectfully requests that the Missouri Public Service Commission dismiss the Complaint with prejudice.

Respectfully submitted,

MISSOURI-AMERICAN WATER COMPANY

By: /s/ Timothy W. Luft
Timothy W. Luft, MO Bar 40506
727 Craig Road
St. Louis, MO 63141
timothy.luft@amwater.com
(314) 996-2279 (telephone)
(314) 997-2451 (facsimile)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was filed electronically and served either electronically or mailed postage prepaid the 28th day of March, 2014 to:

Office General Counsel
P.O. Box 360
200 Madison Street, Suite 800
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

Ronald F. Borgmann
Attorney for Complainant
7711 Bonhomme Ave., Suite 850
Clayton, MO 63105-3406
rfb@borgmannlaw.com

Mr. Lewis Mills
Office of the Public Counsel
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opc@ded.mo.gov

Mr. Kevin Thompson
P.O. Box 360
200 Madison Street, Suite 800
Jefferson City, MO 65102
Kevin.Thompson@psc.mo.gov

/s/ Timothy W. Luft