

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

Roman Dzhurinskiy,)	
)	
Complainant,)	
)	<u>Case No. WC-2010-0215</u>
v.)	
)	
Missouri-American Water Company,)	
)	
Respondent.)	

STAFF RESPONSE TO COMPLAINANT’S MOTION TO ORDER STAFF

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through the undersigned counsel, and for its response respectfully states the following to the Missouri Public Service Commission (Commission):

1. On October 7, 2010, the Complainant filed a motion requesting that the Commission order the Staff to file additional investigative reports addressing a series of questions presented therein.

2. The Staff objects to filing or providing the requested information to the Complainant within an investigative report that is not kept in the normal course of business. The Staff is not opposed to responding to the Complainant’s various written requests for information, but asserts that the proper medium for the Complainant’s request and the Staff’s response is through the Commission’s discovery rule, 4 CSR 240-2.090.

3. Pursuant to 4 CSR 240-2.090 (2), responses to data requests are due within twenty (20) days after submission. The Staff intends to timely satisfy the written requests for information by submitting responses to the Complainant by October 27, 2010.

WHEREFORE, the Staff submits this response for the Commission's information and consideration, and requests that the Commission deny the Complainant's motion for the Staff to create and file additional investigative reports that are not kept in the normal course of business.

Respectfully submitted,

/s/ Jennifer Hernandez

Jennifer Hernandez
Associate Staff Counsel
Missouri Bar No. 59814

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via first class U.S. postal mail, postage prepaid, on Roman Dzurinskiy, 32 Crabapple Ct. St. Louis MO 63132; electronic mail on Kenneth Jones, attorney for Missouri American Water Company at kenneth.jones@amwater.com; and the Office of Public Counsel at opcservice@ded.mo.gov this 18th day of October 2010.

/s/ Jennifer Hernandez