

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

Utility Workers Union of America,
Local 335,

v.

Missouri-American Water Company.

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File No. WC-2011-0291

**ORDER DIRECTING NOTICE AND RESPONSES PURSUANT
TO 4 CSR 240-3.640(5)**

Issue Date: March 21, 2011

Effective Date: March 21, 2011

On March 17, 2011, Utility Workers Union of America, Local 335 ("Local 335"), filed pleading captioned "Complaint" with the Commission regarding Missouri-American Water Company's ("MAWC") 2009 Annual Report. Local 335 objects to MAWC designating the salaries of its officers as being "nonpublic."

Commission Rule 4 CSR 240-3.640(5)¹ provides:

If an entity asserts that any of the information contained in the nonpublic version of the annual report should be made available to the public, then that entity must file a pleading with the commission requesting an order to make the information available to the public, and shall serve a copy of the pleading on the utility affected by the request. The pleading must explain how the public interest is better served by disclosure of the information than the reason provided by the utility justifying why the information should be kept under seal. The utility affected by the request may file a response to a pleading filed under these provisions within fifteen (15) days after the filing of such a pleading. Within five (5) business days after the due date for the filing of the utility's response to a request filed under these provisions, the general counsel by filing of a pleading will make a recommendation to the commission advising whether the request should be granted.

¹ Commission Rule 4 CSR 240-3.640 outlines the annual report submission requirements for water utilities.

Local 335 claims that disclosure of the salaries of MAWC's officers is in the public interest, and because of the highly regulated nature of the water industry, the public has a right to know the compensation paid to MAWC's officers.

The Commission will set deadlines for Missouri-American's response and for the General Counsel's recommendation.

THE COMMISSION ORDERS THAT:

1. The Commission's Data Center shall send, by certified mail, a copy of this notice and order, and a copy of the "Complaint," to Missouri-American Water Company at:

Legal Department
Missouri-American Water Company
727 Craig Road
St. Louis, Missouri 63141

2. No later than April 1, 2011, Missouri-American Water Company shall file its response.

3. The General Counsel of the Missouri Public Service Commission shall file its recommendation within five business days after the due date for Missouri-American Water Company's response.

4. This order shall become effective immediately upon issuance.

BY THE COMMISSION

(S E A L)



Steven C. Reed
Secretary

Harold Stearley, Senior Regulatory Law Judge
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 21st day of March, 2011.