

NEWMAN, COMLEY & RUTH

PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS AT LAW
MONROE BLUFF EXECUTIVE CENTER
601 MONROE STREET, SUITE 301
P.O. BOX 537
JEFFERSON CITY, MISSOURI 65102-0537
www.ncrpc.com

ROBERT K. ANGSTEAD
ROBERT J. BRUNDAGE
MARK W. COMLEY
CATHLEEN A. MARTIN
STEPHEN G. NEWMAN
JOHN A. RUTH

TELEPHONE: (573) 634-2266
FACSIMILE: (573) 636-3306

January 6, 2005

The Honorable Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102-0360

Re: Case No. WO-2005-0086

Dear Judge Roberts:

Enclosed for filing in the referenced matter please find the original and five copies of Cedar Glen's Separately Proposed Issue and List of Witnesses.

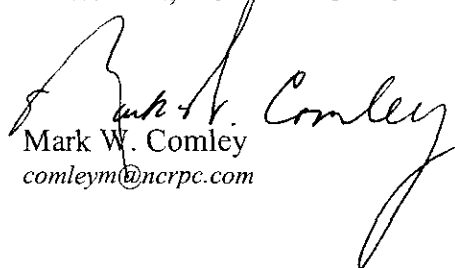
Would you please bring this filing to the attention of the appropriate Commission personnel.

Thank you.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:


Mark W. Comley
comleym@ncrpc.com

MWC:ab
Enclosure

cc: Office of Public Counsel
General Counsel's Office
Dean L. Cooper
Gregory Williams
Terry Allen
Tim Duggan
Karen Medders

FILED

JAN 06 2005

Missouri Public
Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED

JAN 06 2005

Missouri Public
Service Commission

In the Matter of the Joint Application of)
Missouri-American Water Company and Both)
Osage Water Company and Environmental)
Utilities, L.L.C. for Authority for Missouri-)
American Water Company to Acquire the)
Water and Sewer Assets of both Entities, and)
for the Transfer to Missouri-American Water)
Company of Certificates of Convenience and)
Necessity to Continue Operation of Such Assets)
as Water and Sewer Corporations Regulated)
by the Missouri Public Service Commission)

Case No. WO-2005-0086

CEDAR GLEN'S SEPARATELY PROPOSED ISSUE AND LIST OF WITNESSES

COMES NOW Cedar Glen Condominium Owners Association, Inc. (hereinafter sometimes Cedar Glen), and hereby submits this Proposed Issue¹ and List of Witnesses, pursuant to the Order of the Missouri Public Service Commission on December 22, 2004:

ISSUE: **Regarding the deep well and the wastewater treatment facilities used by Osage Water Company to provide water and sewer services respectively to Cedar Glen Condominiums (Cedar Glen) exclusively, is a sale or transfer of those facilities to Missouri American Water Company, instead of to Cedar Glen, detrimental to the public interest?**

WITNESSES: Mr. Ned Goss, Ms. Karen Medders and Mr. Dennis Blake.

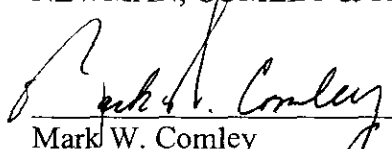
Ms. Medders and Mr. Blake have conflicts on January 24 and 25, 2005. It is respectfully requested that their testimony be scheduled for January 26, 2005.

¹ Cedar Glen has intervened to address a narrow issue pertaining to assets that provide its water and sewer service, and has confined this pleading accordingly. However, it reserves the right to introduce evidence upon and argue issues raised in the separate lists filed by other parties.

Respectfully submitted,

NEWMAN, COMLEY & RUTH P.C.

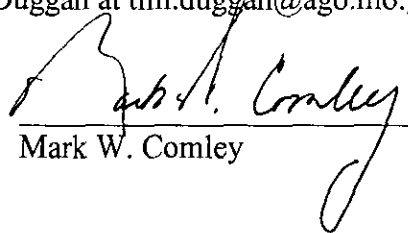
By:


Mark W. Comley #28847
Robert K. Angstead #37795
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, MO 65102-0537
(573) 634-2266
(573) 636-3306 (FAX)

Attorneys for Cedar Glen Condominium Owners
Association, Inc.

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail on this 6th day of January, 2005, to General Counsel's Office at gencounsel@psc.state.mo.us; Office of Public Counsel at opcservice@ded.state.mo.us; Dean L. Cooper at dcooper@brydonlaw.com; Gregory Williams at gregwms@charterinternet.com; Terry Allen at tallen@allenholdenlaw.com; Tim Duggan at tim.duggan@ago.mo.gov.


Mark W. Comley