

Before the Public Service Commission  
of the State of Missouri

case NO. WC-2010-0215

Complainant: Roman Dzhurinskii

32 Crabapple Ct, St. Louis, MO 63132 Ph # 314/652-0227

FILED

Respondent: Missouri American Water Company

MAR 09 2010

Regarding your investigation and MAWC answer <sup>Missouri Public Service Commission</sup>

On February 27, 2010 I received a letter from the MAWC regarding my complaint to the MPSC and your inquiry into my case. After carefully reviewing their answer I would like to convince you the case not to be dismissed, because after a month-long seems investigation by MAWC they almost completely have denied any of my claims (even the true physical facts investigated by your investigator on my property), distortion of other evidence and hiding relevant information. They try to have the case dismissed on the grounds with the prejudice (which is not true) and not the MPSC to see the true picture of the facts.

Motion not to dismiss

1. I allege I have never made statements of high water usage because of conditions in my plumbing (only replaced my water heater with an expansion tank, legally installed and inspected to comply with the county code).
2. I allege that I received a letter from MAWC conducting a test with a water meter required by state law and regulation, showing that the water meter was properly working. As a result the MAWC only presumed that I have used the amount of water registered on the meter (and continue to do so) and refused to investigate further my complaint.  
As a result, there is no evidence from MAWC that I have a leak in my plumbing or physical usage of water triggering a dial to move in both directions (confirmed as a fact by your investigator and MAWC employees, which they hide).
3. I set forth legally cognizable grounds to support my claim not to be dismissed because
  - a. MAWC refused to provide a report (and deny a fact) from their own employees who were on my property and inside of my house on Dec. 4, 2010 with their true statements and refused physically investigate my complaint further which might reveal my true facts.
  - b. never covered in their answer (it is their job to conduct a research, reveal facts and cooperate) why their own water meter dial rotates in both directions

without actually usage of water.

3. Denied my rights as a customer regarding provisions set by MPSC  
4CSR-240-10(5); (37); (43).

Wherefore, as MAWC plays (never expected a public company to be a religion organization) and misled the MPSC to dismiss the case on prejudice at my cost, I don't pray but encourage and ask you to continue my case and keep the MAWC accountable.

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