

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Missouri Public
Service Commission

In the Matter of the Application of)	
Missouri-American Water Company for)	
the Approval of an Agreement with the)	
City of Kirkwood, Missouri, to Construct)	Case No. WO-2005-0286
Transmission Mains and Points of)	
Delivery and to Sell and Deliver Water for)	
Resale and Related Tariff Sheets)	

**VERIFIED APPLICATION OF UTILITY WORKERS
UNION OF AMERICA LOCAL 335, AFL-CIO, TO INTERVENE**

COMES NOW Utility Workers Union of America Local 335, AFL-CIO ("Local 335"), by counsel, and respectfully applies to this Commission for permission to intervene in this proceeding pursuant to 4 CSR 204-2.075. In support of this application, Local 335 states as follows:

1. This matter involves an application of Missouri-American Water Company to build transmission mains and points of delivery as well as to sell and deliver water to the City of Kirkwood, as more fully described in the request filed on behalf of Missouri-American Water Company dated February 24, 2005.

2. Local 335 is a labor organization that represents approximately 300 employees of Missouri-American Water Company in a bargaining unit in St. Louis County, Missouri. Local 335 has a collective bargaining agreement with Missouri-American Water Company which establishes the terms and conditions of employment for the water company's production, construction, maintenance, operation, distribution, and clerical employees.

3. Local 335 is an unincorporated association. However, since labor unions are not required to register their names as fictitious names with the Missouri Secretary of State, Local 335 does not have evidence of any such registration. Further, Local 335 does not have an office or place of business in any traditional sense. In general, persons wishing to contact Local 335

may contact the union through its president at the address and telephone number listed on the attached "Union Appendix 1." Since all Local 335 officers are employees of Missouri-American Water Company, the water company can easily contact them, and company-union business may be conducted at the water company's offices.

4. Though Local 335 is an "association," it does not seem to be the type of association to which 4 CSR 240-2.060(1)(J) and 4 CSR 240-2.075(3) are directed. It does not appear to be the intent of those regulatory subsections for Local 335 to file a list of all of its members, and Local 335 hereby respectfully requests a waiver of complying with said requirement. Should this Commission determine that Local 335 must comply with the subsection, the required list will be tendered immediately.

5. All correspondence, filings, communications, orders, and decisions of the Missouri Public Service Commission here should be sent to:

Julia R. Engelhardt
Diekemper, Hammond, Shinnars, Turcotte and Larrew, P.C.
7730 Carondelet, Ste. 200
St. Louis, MO 63105
(314) 727-1015 (Telephone)
(314) 727-6804 (Facsimile)
jengelhardt@dhstl.com

6. Local 335 does not have any pending actions or final unsatisfied judgments or decisions against it as contemplated by 4 CSR 240-2.060(1)(K).

7. Local 335 does not have any annual reports or assessment fees that are overdue.

8. Local 335 seeks permission to intervene in this matter pursuant to 4 CSR 240-2.075.


9. As the exclusive collective bargaining representative of certain of Missouri-American Water Company's non-managerial, non-professional employees, Local 335 and the employees it represents have interests in this proceeding which are clearly different from those of

Missouri-American Water Company, the general public, or any other party. Where the public's interests here are concentrated in the dependable delivery of clean, untainted water at a reasonable cost, Local 335 and the employees it represents are additionally concerned with the impact the proposed projects could have on jobs, pensions, and other terms and conditions of employment. These separate interests could be adversely affected by a final order arising from the case.

10. Local 335 does not have sufficient information about the proposed projects to take a position at this time and, thus, is unsure of the position it will take in this proceeding.

11. No other party to this proceeding can adequately represent the additional, legitimate concerns of Local 335 and the employees it represents here.

WHEREFORE, Utility Workers Union of America Local 335, AFL-CIO, respectfully asks the Commission to grant this application and to permit Local 335 to intervene here.




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Local 335, AFL-CIO

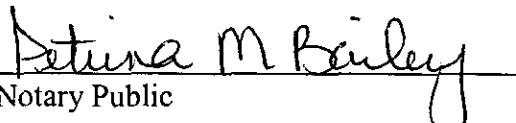
VERIFICATION

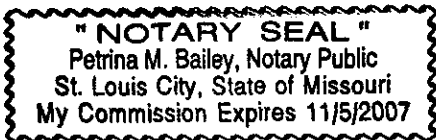
COMES NOW Julia R. Engelhardt and, upon her oath, states that she is a licensed attorney in good standing in Missouri, that she is familiar with the matters set forth in this application, and that the matters alleged are true and correct to the best of her knowledge, information and belief. Ms. Engelhardt further states that she has been authorized to sign and file this application on behalf of Utility Workers Union of America Local 335, AFL-CIO.


JULIA R. ENGELHARDT

Subscribed and sworn to before me this 11 day of March, 2005.

My Commission Expires:


Notary Public



Union Appendix 1

Alan Ratermann
4118 Dominique
Florissant, Missouri 63034
Home: (314) 839-4056
President of Local 335

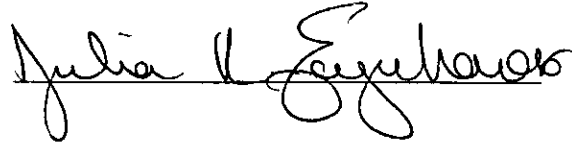
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was sent by US mail, first-class postage pre-paid, this 11th day of March, 2005, to:

Secretary, Missouri Public Service
Commission
Post Office Box 360
Jefferson City, MO 65102

Office of the Public Counsel
Post Office Box 2230
Jefferson City, MO 65102

Karl Zobrist, Esq.
Blackwell Sanders Peper Martin LLP
2300 Main, Ste. 1100
Kansas City, MO 64108

A handwritten signature in cursive script, reading "Julia H. Eyzeharob", written over a horizontal line.