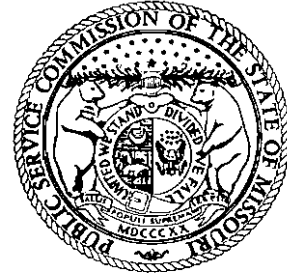


Notice of *Ex Parte* Contact

TO: Data Center
All Parties in Case No. WR-2010-0131
& SR-2010-0135

FROM: Chairman Robert M. Clayton *RC*
Commissioner Jeff Davis *JD*
Commissioner Terry M. Jarrett *TMJ*
Commissioner Kevin Gunn *KG*
Commissioner Robert S. Kenney *RSK*



DATE: November 23, 2009

On November 20, 2009, we received the attached letter from Frank L. Kartmann, President of Missouri American Water. The Commission is currently considering issues in Case No. WR-2010-0131 & SR-2010-0135, which are contested cases. The Commission is bound by its *ex parte* rule, and, we are therefore giving notice to the parties this communication has been received.

Although communications from members of the public and members of the legislature are always welcome, those communications must be made known to all parties to a contested case so that those parties have the opportunity to respond. According to the Commission's rules (4 CSR 240-4.020(8)), when a communication from any person interested in a case (either oral or written) occurs outside the hearing process, any member of the Commission or Regulatory Law Judge who received the communication shall prepare a written report concerning the communication and submit it to each member of the Commission and the parties to the case. The report shall identify the person(s) who participated in the *ex parte* communication, the circumstances which resulted in the communication, the substance of the communication, and the relationship of the communication to a particular matter at issue before the Commission.

Therefore, we submit this report pursuant to the rules cited above. This will ensure that any party to these cases will have notice of the attached information and a full and fair opportunity to respond to the comments contained therein.

cc: Commissioners
Executive Director
Secretary/Chief Regulatory Law Judge
General Counsel



**MISSOURI
AMERICAN WATER**

Frank L. Kartmann
President
frank.kartmann@amwater.com

WR-2010-0131
SR-2010-0135

727 Craig Road
St. Louis, MO 63141

P 314.996.2325
F 314.432.7824
C 314.630.5945

www.amwater.com

November 19, 2009

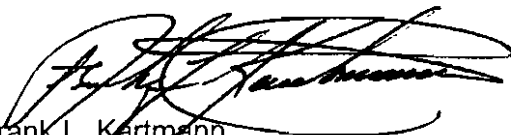
Wess Henderson
Executive Director
Missouri Public Service Commission
Governor Office Building, Suite 900
200 Madison St.
Jefferson City, MO 65102

Dear Mr. Henderson:

I am writing to inform you that today 37.4 million shares of RWE stock in American Water Works Company were priced for sale at \$21.63 each. RWE granted the underwriters a 30-day option to purchase up to 3.7 million additional shares. After the offering, assuming full exercise of the underwriters' option, RWE will have sold all of its shares of American Water's common stock.

Please let me know if you have any questions or would like to discuss this further.

Sincerely,



Frank L. Kartmann
President

Cc: Chairman Robert Clayton III, Missouri Public Service Commission
Commissioner Jeff Davis, Missouri Public Service Commission
Commissioner Kevin Gunn, Missouri Public Service Commission
Commissioner Terry Jarrett, Missouri Public Service Commission
Commissioner Robert Kenney, Missouri Public Service Commission
Jim Busch, Manager, Water & Sewer Department, Missouri Public Service Commission