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June 13, 2003

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OF COUNSEL RICHARD T. CIOTTONE

JUN 1 3 2003

Missouri Public Service Commission

Secretary Public Service Commission P. O. Box 360 Jefferson City, MO 65102

#### RE: Case No. WR-2003-0500

Dear Secretary:

Enclosed for filing in the above-referenced proceeding please find an original and eight copies of Missouri-American Water Company's Response to OPC's Motion for Continuance of Evidentiary Hearing. Please stamp the enclosed extra copy of each "filed" and return same to me.

If you have any questions concerning this matter, then please do not hesitate to contact me. Thank you very much for your attention to this matter.

Sincerely,

BRYDON, SWEARENGEN & ENGLAND P.C.

By:

Dean L. Cooper

DLC/tli Enclosures cc: Cliff Snodgrass Ruth O'Neill Jan Bond Lisa C. Langeneckert Stuart Conrad

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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In the Matter of the General Rate Increase for Water and Sewer Service Provided by Missouri-American Water Company. SOURI Service Commission Case No. WR-2003-0500

JUN 1 3 2003

## MAWC'S RESPONSE TO OPC'S MOTION FOR CONTINUANCE OF EVIDENTIARY HEARING

COMES NOW Missouri-American Water Company ("MAWC" or "Company") and, in response to the Office of the Public Counsel's ("OPC") Motion for Continuance of Evidentiary Hearing ("Motion for Continuance"), states as follows to the Missouri Public Service Commission ("Commission"):

1. On June 9, 2003, the OPC filed its Motion for Continuance asking that the Commission vacate the evidentiary hearing dates set forth in the Commission's Suspension Order and Notice and instruct the parties to propose a procedural schedule after the early prehearing conference.

2. MAWC agrees with the OPC that a more traditional schedule would call for evidentiary hearing dates after the September dates set forth in the Suspension Order and Notice.

3. A prehearing conference is currently scheduled for June 19, 2003. The parties have been ordered to file a proposed procedural schedule by June 26, 2003. MAWC suggests that the Commission allow the parties the opportunity to discuss the procedural schedule at the prehearing conference and attempt to reach a joint recommendation that addresses the issue raised by the OPC's Motion for Continuance.

WHEREFORE, MAWC respectfully requests that the Commission hold the OPC's Motion for Continuance in abeyance until such time as the parties have had the opportunity to discuss and file a proposed procedural schedule.

Respectfully submitted, Dean L. Cooper MBE#36592

William R. England, III MBE#23975 BRYDON, SWEARENGEN & ENGLAND P.C. 312 E. Capitol Avenue P. O. Box 456 Jefferson City, MO 65102 573/635-7166 (phone) 573/635-0427 (facsimile) dcooper@brydonlaw.com

### ATTORNEYS FOR MISSOURI-AMERICAN WATER COMPANY

#### Certificate of Service

I hereby certify that a true and correct copy of he above and foregoing document was sent by U.S. Mail, postage prepaid, or hand-delivered on this 13 th day of June, 2003, to the following:

Cliff Snodgrass Missouri Public Service Commission Governor State Office Building, 8<sup>th</sup> Floor Jefferson City, MO 65101

Jan Bond Diekemper, Hammond, et al. 7730 Carondelet Ave, Suite 200 St. Louis, MO 63105

Leland Curtis Curtis, Oetting, et al. 130 S. Bemiston, Suite 200 Clayton, MO 63105 Ruth O'Neill Office of the Public Counsel Governor State Office Building, 6<sup>th</sup> Floor Jefferson City, MO 65101

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