BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

THE STAFF OF THE MISSOURI PUBLIC SERVICE COMMISSION, Complainant,)))
V.)) <u>File No. WC-2010-0037</u>
MISSOURI AMERICAN WATER COMPANY))
Respondent.	j

NOTICE ACKNOWLEDGING VOLUNTARY DISMISSAL

Issue Date: September 9, 2009

The Missouri Public Service Commission is acknowledging that the Commission's staff ("Staff") has dismissed its complaint by filing a "Notice of Voluntary Dismissal, pursuant to 4 CSR 240-2.116" ("the notice"). The notice is subject to the following regulation:

[A] complainant may voluntarily dismiss [a] complaint without an order of the commission at any time before prepared testimony has been filed or oral evidence has been offered, by filing a notice of dismissal with the commission and serving a copy on all parties[.1]

Staff's counsel certified service of the notice on all parties by transmittal to all counsel of record.² No party has filed any prepared testimony or offered any oral evidence. Therefore, the notice dismissed the complaint without an order of the Commission as of the notice's filing on September 9, 2009.

¹ 4 CSR 240-2.116(1).

² 4 CSR 240-2.080(17)(A)1.

BY THE COMMISSION

(SEAL)

Steven C. Reed Secretary

Dated at Jefferson City, Missouri, on this 9th day of September 2009.

Jordan, Regulatory Law Judge