

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of Missouri-American)
Water Company’s Request for Authority to)
Implement a General Rate Increase for)
Water and Sewer Service Provided in)
Missouri Service Areas.)
Case No. WR-2010-0131

**THE OFFICE OF THE PUBLIC COUNSEL’S RESPONSE TO
MOTION FOR APPROVAL OF TRIUMPH ADDENDUM NO. 2**

COMES NOW the Office of the Public Counsel (Public Counsel) and for its Response to Motion for Approval of Triumph Addendum No. 2 states as follows:

1. On June 30, 2010, Missouri-American Water Company (MAWC) filed a motion asking the Missouri Public Service Commission (PSC) to approve an attached Addendum No. 2 (Highly Confidential) as it incorporates certain terms of the May 24, 2010, Stipulation and Agreement filed in this case.

2. Paragraph 15 of the Stipulation and Agreement states: “Triumph and MAWC agree to execute an agreement incorporating the terms found in Appendix D to be effective July 1, 2010. The executed agreement will be submitted to the Commission for approval.”

3. Public Counsel agrees that Triumph Addendum No. 2 incorporates the terms found in Appendix D (Highly Confidential) of the Stipulation and Agreement. Therefore, Public Counsel supports MAWC’s request for PSC approval of Triumph Addendum No. 2 as consistent with the Stipulation and Agreement.

WHEREFORE, Public Counsel respectfully supports MAWC’s request for PSC approval of Triumph Addendum No. 2.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

/s/ Christina L. Baker

By: _____

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to the following this 15th day of July 2010:

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