

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

Rob Lee

Missouri American Water Company

June 6, 2009

Case # WC-2009-0277

**MOTION RECONSIDER TO PROVIDE 19 YEARS OF REPAIR
RECORDS AS PREVIOUSLY STATED**

I ask that you please refer to the transcript of the oral arguments in Case No. WC-2009-0277 from May 7, 2009

Mr. Noce, you object to Mr. Lee's data
5 requests, you object to his discovery, but I see that
6 in certain cases you have produced what you believe
7 he has asked for.
8 MR. NOCE: Correct, your Honor. Real
9 quick, I guess just going through them, we've already
10 produced all of our repair records for the last 19
11 years to Mr. Lee's counsel in the -- in the civil --
12 I'm sorry -- in the civil lawsuit that's pending, so
13 Mr. Lee should have access to those records. I'm
14 sorry?
15 MR. LEE: This is not the civil lawsuit.
16 MR. NOCE: Well, Mr. Lee, we provided
17 this -- this information to you. These records have
18 all been produced with regards to No. 1. You know, I
19 mean, I guess we can produce them again. We just --
20 we're trying to avoid these expenses, your Honor. As
21 you can tell, there's a lot going on in this case,
22 you know, something seems to be filed every day.
23 And if we're going to have to produce
24 records in two separate actions to Mr. Lee, I think
25 it's just redundant -- you know, I think it's

First MAWC says they have given me the records for the last 19 years now they say they only have records for 10 years and want to reduce it to 7.

I offered no argument in favor of the 19-year period because I was told that I already received 19 years

of information so no argument was needed (please see transcript) Nineteen years of repair records will accurately depict the 19 years of problems that I have had with water intrusion into my basement. Granted one day of this is to much for any citizen or home owner. Nineteen years of records will also help The Commission to determine a proper course of action for remediation of this problem since MAWC refuses to.

How can it be burdensome to provide something you said you already have?

Rob Lee

Pro se