

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

In the Matter of the General Rate Increase)
for Water and Sewer Service Provided) **Case No. WR-2007-0216**
by Missouri-American Water Company.)

**OFFICE OF THE PUBLIC COUNSEL'S STATEMENT OF WAIVER
OF REBUTTAL OF JOPLIN WITNESS MS. JONES' LIVE DIRECT TESTIMONY**

COMES NOW the Office of the Public Counsel (Public Counsel), and for its Statement of Waiver of Rebuttal of Joplin Witness Ms. Jones' Live Direct Testimony states as follows:

1. During the August 14, 2007 evidentiary hearing, the City of Joplin's (Joplin) sole witness, Ms. Jones, was allowed to supplement her direct testimony with live direct testimony. In doing so, Ms. Jones made many statements reflecting material changes in the position Joplin advocated in its prefiled direct testimony.
2. In recognition that parties should be afforded the opportunity to provide additional rebuttal testimony to Joplin's new direct testimony, the Commission ordered the parties to notify the Commission of its intention to file rebuttal testimony no later than 5:00 p.m. on August 17, 2007.
3. After reviewing the live direct testimony of Ms. Jones, Public Counsel has determined that it will waive the filing of rebuttal of Ms. Jones' August 14, 2007 live direct testimony.

WHEREFORE, Public Counsel respectfully requests that the Commission accept its statement of waiver of rebuttal of Joplin witness Ms. Jones' live direct testimony.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

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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 17th day of August 2007:

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