

**BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION**

IN THE MATTER OF THE ACQUISITION )  
OF AMERICAN WATER WORKS COMPANY,) )  
INC. ("AMERICAN") BY THAMES WATER )  
AQUA HOLDINGS GmbH ("THAMES )  
HOLDINGS"), )

Utility Case No. 3712

NEW MEXICO-AMERICAN WATER )  
COMPANY, INC. AND THAMES HOLDINGS,) )

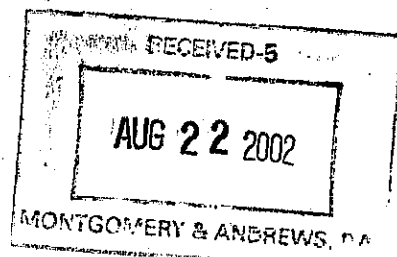
Applicants. )

**FINAL ORDER**

**THIS MATTER** comes before the New Mexico Public Regulation Commission ("Commission") upon the Recommended Decision of the Hearing Examiner ("Recommended Decision") issued by William J. Herrmann on July 22, 2002. Having considered the Recommended Decision (which is attached hereto as Exhibit 1 and incorporated herein by reference), and the record in this case, and being fully informed in the premises,

**THE COMMISSION FINDS AND CONCLUDES:**

1. No exceptions to the Recommended Decision have been filed, and both the Application and the Recommended Decision are otherwise uncontested.
2. The Commission accepts and adopts the Hearing Examiner's Statement of the Case through the time of the issuance of the Recommended Decision.
3. The Commission accepts and adopts the Hearing Examiner's Discussion, and his Findings and Conclusions, as the Discussion and Findings and Conclusions of the Commission.
4. The Commission has jurisdiction over the parties and the subject matter of this case.



5. The Recommended Decision is well taken and should be adopted by the Commission.

**IT IS THEREFORE ORDERED:**

A. The Orders recommended by the Hearing Examiner as set forth in Exhibit 1 attached hereto, are ADOPTED, APPROVED, and ACCEPTED as Orders of the Commission.

B. The Recommended Decision is ADOPTED, APPROVED and ACCEPTED in its entirety.

C. This Order is effective immediately.

D. A copy of this Order shall be served on all persons listed on the attached Certificate of Service.

E. This Docket is closed.

ISSUED under the Seal of the Commission at Santa Fe, New Mexico, this 20<sup>th</sup> day of

August, 2002.

NEW MEXICO PUBLIC REGULATION COMMISSION



LYNDA M. LOVEJOY, CHAIRWOMAN



HERB H. HUGHES, VICE CHAIRMAN



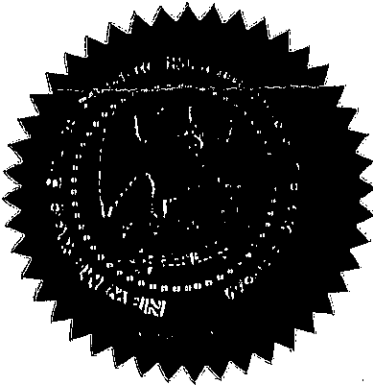
RORY McMINN, COMMISSIONER

EXCUSED

JEROME D. BLOCK, COMMISSIONER



TONY SCHAEFER, COMMISSIONER



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IN THE MATTER OF THE ACQUISITION OF )  
AMERICAN WATER WORKS COMPANY, INC. )  
("AMERICAN") BY THAMES WATER AQUA )  
HOLDINGS GmbH ("THAMES HOLDINGS"), )  
NEW MEXICO-AMERICAN WATER COMPANY, )  
INC. ("NEW MEXICO-AMERICAN") AND THAMES )  
HOLDINGS, )  
Applicants. )

Utility Case No. 3712

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order, issued August 20, 2002, was this day mailed First Class, postage prepaid, to each of the following:

Richard B. Cole, Esq.  
Keleher & McLeod, P.A.  
PO Drawer AA  
Albuquerque, NM 87103

Kathy Wright  
NM-American Water Co., Inc.  
PO Box 430  
Clovis, NM 88102-0430

Thomas W. Olson, Esq.  
Montgomery & Andrews, P.A.  
325 Paseo de Peralta  
Santa Fe, NM 87501

David Stephenson  
American Water Works Co.  
880 Kuhn Dr.  
Chula Vista, CA 91914


Michael Carmedy  
1101 Laurel Oak Rd.  
Voorhees, NJ 08043

**and-hand-delivered to:**

Roy Stephenson, Staff Counsel  
NM Public Regulation Commission  
224 East Palace Avenue  
Santa Fe, NM 87501

DATED this 21st day of August, 2002.

**NEW MEXICO PUBLIC REGULATION COMMISSION**

  
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Mona Varela, Administrator