

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

**In the Matter of:**

<b>THE JOINT PETITION OF KENTUCKY-</b>	)	
<b>AMERICAN WATER COMPANY, THAMES</b>	)	
<b>WATER AQUA HOLDINGS GMBH, RWE</b>	)	
<b>AKTIENGESELLSCHAFT, THAMES WATER</b>	)	
<b>AQUA US HOLDINGS, INC., APOLLO</b>	)	<b>CASE NO. 2002-00317</b>
<b>ACQUISITION COMPANY AND AMERICAN</b>	)	
<b>WATER WORKS COMPANY, INC. FOR</b>	)	
<b>APPROVAL OF A CHANGE IN CONTROL OF</b>	)	
<b>KENTUCKY-AMERICAN WATER COMPANY</b>	)	

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**JOINT PETITIONERS' RESPONSES TO  
HEARING DATA REQUESTS**

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Come the Joint Petitioners and respond to the Hearing Data Requests as follows:

1. Provide a copy of the Tribunal's Award in the matter between Mondev International Ltd. and the United States of America.

**Response:** The award is attached.

2. Provide a copy of the Petitioners' exceptions, if any, that are filed in response to the California proposed decision in Case 02-01-036.

**Response:** Any comments filed by the Petitioners in Application 02-01-036 in California are due within 20 days of the date of the proposed decision and will be filed herein within three days thereafter.

3. Provide a copy of 19 USC Section 3312.

**Response:** It is attached.

4. Provide a copy of the statement by the governments of Canada, Mexico and the United States stating that water in its natural state is not subject to NAFTA.

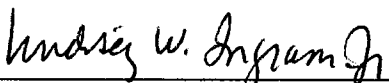
**Response:** It is attached.

5. Provide a copy of the GATS-FACT AND FICTION statement on its website stating that no World Trade Organization has made a GATS commitment on water distribution.

**Response:** It is attached.

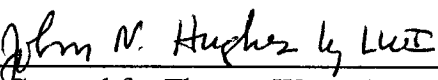
Respectfully submitted,

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By   
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And

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By   
Counsel for Thames Water Aqua  
U.S. Holding, Inc., Thames Water Aqua  
Holdings, GmbH, Apollo Acquisition  
Company and RWE AG

**CERTIFICATION**

In conformity with paragraph 13 of the Commission's Order dated September 16, 2002, this is to certify that the electronic version of this Response is a true and accurate copy of the Response filed in paper medium; that the Joint Applications have notified the Commission and all parties by electronic mail on November 26, 2002, that the electronic version of this Response has been transmitted to the Commission, and that a copy has been served by mail upon:

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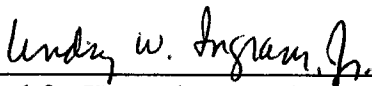
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and that the original and three copies have been filed with the Public Service Commission in paper medium on the 26<sup>th</sup> day of November, 2002.

  
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Counsel for Kentucky-American Water Company  
and American Water Works Company, Inc.