

#### Attorney General of Missouri

JEREMIAH W. (JAY) NIXON ATTORNEY GENERAL Jefferson City 65102

P.O. Box 899 (573) 751-3321

August 8, 2003

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**FILED**<sup>3</sup>

Public Service Commission Governor Hotel Jefferson City, MO 65102

Missouri Public Service Commission

RE: In the Matter of Aquila, Inc. d/b/a Aquila Networks - MPS and Aquila Networks - L&P for Authority to File Tariffs Increasing Electric Rates for the Service Provided to Customers in the Aquila Networks -MPS and Aquila Networks - L&P Area, Case No. GR-2004-0034

Dear Sir/Madam:

Enclosed for filing please find an original and 9 copies of Missouri Department of Natural Resources' Application to Intervene in the above-styled matter. Please stamp "filed" on the extra copy for my files. Thank you.

Sincerely,

JEREMIAH W. (JAY) NIXON Attorney General

Assistant Attorney General

SAW:pah Enclosure c: Counsel of Record

# **FILED**<sup>3</sup>

AUG 0 8 2003

### <u>STATE OF MISSOURI</u> <u>PUBLIC SERVICE COMMISSION</u>

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Missouri Public Service Commission

In the Matter of Aquila, Inc. d/b/a Aquila Networks - MPS and Aquila Networks - L&P for Authority to File Tariffs Increasing Electric Rates for the Service Provided to Customers in the Aquila Networks - MPS and Aquila Networks - L&P Area

Case No. GR-2004-0034

## MISSOURI DEPARTMENT OF NATURAL RESOURCES APPLICATION TO INTERVENE

The Missouri Department of Natural Resources (MDNR), pursuant to 4 CSR 240-2.075, respectfully requests that the Commission grant its application to intervene in the above-styled matter. This application is made for the following reasons:

1. On July 3, 2003, Aquila, Inc., (the Company) filed with the Missouri Public Service Commission (PSC) proposed its application for authority to file tariffs to effectuate a general rate increase for electric service.

2. MDNR, and specifically its Energy Center, is a state agency vested with the powers and duties set forth in Section 640.150, RSMo.

3. MDNR has an interest different than that of the general public, and its intervention will serve a public interest in that the Energy Center will be looking at the proposed filing from a formal policy and planning perspective as well as looking at the potential impacts on environmental quality. In particular, the Energy Center will look at the proposed filing to assess the commitment by the Company to provide low or no cost weatherization to low income families. The Energy Center's review also will be in relation to the mandate set forth in Section 640.150, RSMo. The mandate set forth in the statute includes planning for energy resource development; analyzing energy management issues; consulting and cooperating with all state and federal governmental agencies on matters of energy research and development, management, conservation and distribution; assessing the potential impacts on environmental quality; and analyzing the potential for increased use of energy alternatives and making recommendations for the expanded use of such alternate energy sources and technologies.

4. The Energy Center takes no position on the filing as filed, but would welcome the opportunity to work with the Company, Staff and OPC to explore whether the Company is interested in developing a program that has meaningful benefits to consumers and the environment.

WHEREFORE, the Missouri Department of Natural Resources respectfully requests that it be allowed to intervene in the above-styled matter.

Respectfully submitted,

JEREMIAH W. (JAY) NIXON

to la ELLEY A WOODS

Assistant Attorney General MBE #33525

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#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was mailed, postage prepaid, by United States mail, this 8th day of August, 2003, to:

John Coffman Doug Micheel Office of Public Counsel P.O. Box 7800 Jefferson City, Missouri 65102

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