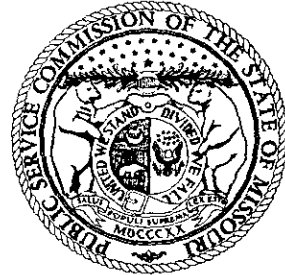
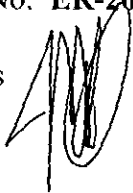


Notice of *Ex Parte* Contact

TO: Data Center
All Parties in Case No. **ER-2005-0436**

FROM: Chairman Jeff Davis

DATE: February 9, 2006



On January 17, 2006 I received the attached letter from Representative Rob Schaaf regarding the Aquila rate increase. The Commission is currently considering the issues discussed in this document in case **ER-2005-0436** which is a contested case. In contested cases, the Commission is bound by the same *ex parte* rule as a court of law.

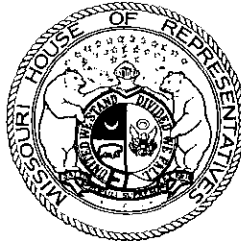
Although communications from members of the public and members of the legislature are always welcome, those communications must be made known to all parties to a contested case so that those parties have the opportunity to respond. According to the Commission's rules (4 CSR 240-4.020(8)), when a communication (either oral or written) occurs outside the hearing process, any member of the Commission or Regulatory Law Judge who received the communication shall prepare a written report concerning the communication and submit it to each member of the Commission and the parties to the case. The report shall identify the person(s) who participated in the *ex parte* communication, the circumstances which resulted in the communication, the substance of the communication, and the relationship of the communication to a particular matter at issue before the Commission.

Therefore, I submit this report pursuant to the rules cited above. This will ensure that any party to this case will have notice of the attached information and a full and fair opportunity to respond to the comments contained therein.

cc: Commissioners
Executive Director
Secretary/Chief Regulatory Law Judge
General Counsel

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State Capitol
Room 111
201 West Capitol Avenue
Jefferson City, MO 64101-6806
Tele: (573) 751-2183
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ROB SCHAAF
State Representative
District 28

Received
1-17-06
H

COMMITTEES

- Vice-Chairman: Health Care Policy
- Appropriations: Public Safety
- Professional Registration and Licensing

Legislative Aide: Jaimi Voss

E-Mail: rob@schaaf.com

January 11, 2006

Mr. Jeff Davis, Chairman
Missouri Public Service Commission
200 Madison Street
P.O. Box 360
Jefferson City, MO 65102-0360

Dear Mr. Davis:

It has come to my attention that Aquila has filed a rate increase of \$7 million dollars for the customers of the former St. Joseph Light and Power Company. This will have a very detrimental effect on many of my constituents. I would like to see the Missouri Public Service Commission deny most, if not all of this requested increase.

If my information is correct, in September of 2005, bonuses of \$3.3 million were paid to the Aquila executives who sold off assets to pay down debt. I see no good reason for the consumers to pay for these hefty bonuses.

Again, it is my hope that the Missouri Public Service Commission denies this rate increase. If you have any questions or comments, please do not hesitate to contact me at one of the numbers listed above.

Respectfully,

A handwritten signature in black ink, appearing to read "Rob Schaaf". The signature is stylized with large loops and a long horizontal stroke at the end.

Rob Schaaf

Proudly Serving the Citizens of the 28th District.