

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

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

Case No. ER-2007-0004
Tariff No. YE-2007-0001

**Request for Order Setting Date for Responses to
Aquila's Motion Regarding 'Transitional Procedures'**

COMES NOW the AARP, by and through counsel, pursuant to Commission Rule 4 CSR 240-2.080, and respectfully requests that the Commission issue an order setting a date for responses to the "Motion of Aquila, Inc., For An Order Applying The Transitional Procedures Included In 4 CSR 240-20.090(16) To The Current Case" ("Motion"), filed on August 11, 2006.

The referenced Motion involves unique issues of profound importance to the public in that it asks for a procedure for requesting a single-issue fuel adjustment clause before any authorizing are in place. The request attempts to cite to a *proposed* rule which is not a rule at all. "4 CSR 240-20.090(16)" is not a proper citation in that it has no force and effect and is actually a proposal that is the subject of considerable controversy and dispute in a separate Commission proceeding, Case No. EX-2006-0472. A rulemaking hearing is scheduled in that case for September 7, 2006.

AARP suggests that the Commission establish a deadline for responding to Aquila's Motion that gives the other parties until at least August 31, 2006 to file

responsive pleadings to the issues of first impression contained therein. August 31, 2006 is the date that has been already been ordered as the deadline to respond to a similar motion filed regarding “transition procedures” in the ongoing AmerenUE electric rate case, Case No. ER-2007-0002. Many of the issues involved in Aquila’s Motion overlap with the motion filed in the AmerenUE rate case.

AARP has also contacted the Office of the Public Counsel, SIEUA, and AG Processing regarding this request. Each of these parties have an interested in responding to Aquila’s Motion and have expressed concurrence with this request.

WHEREFORE, in order to grant all parties sufficient time to adequately address Aquila’s Motion, AARP respectfully requests that the Commission issue an order setting a date no earlier than August 31, 2006 for responses to that Aquila’s Motion.

Respectfully submitted,

/s/ John B. Coffman

John B. Coffman MBE #36591
Attorney at Law
871 Tuxedo Blvd.
St. Louis, MO 63119-2044
Ph: (573) 424-6779
E-mail: john@johncoffman.net

Attorney for AARP

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been emailed to counsel for each of the parties on the service list for this matter on this 21st day of August 2006:

/s/ John B. Coffman
