

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

In the matter of Aquila, Inc. d/b/a Aquila)
Networks–L&P’s Tariff Revision)
Concerning its Fixed Bill Pilot Program.)

Case No. ET-2008-0396
Tariff No. JE-2008-0748

STAFF RECOMMENDATION TO APPROVE TARIFF SHEETS

Comes now the Staff of the Missouri Public Service Commission and for its recommendation states:

1. On June 17, 2008, Aquila, Inc. d/b/a Aquila Networks-L&P, filed seven (7) proposed tariff sheets designed to remove from its tariff the fixed bill program that was available on an experimental basis to customers within the city limits of St. Joseph, Missouri in the territory Aquila serves as Aquila Networks-L&P before it expired on May 31, 2008. Each tariff sheet bears an effective date of July 17, 2008. At the same time it filed the tariff sheets, Aquila also filed a *Motion for Expedited Treatment* requesting the Commission to make the tariff sheets effective on June 27, 2008.

2. On June 18, 2008, the Commission ordered its Staff to respond to Aquila’s *Motion for Expedited Treatment* by noon of June 19, 2008, by filing either the Staff’s recommendation or a pleading advising when the Staff plans to file its recommendation.

3. In the attached Memorandum (Appendix A), the Missouri Public Service Commission Energy Department Staff recommends that the Commission issue an Order that both approves the following proposed tariff sheets, as filed on June 17, 2008, and, for good cause shown—namely that the experimental fixed bill program is no longer available, makes them effective on June 27, 2008, rather than July 17, 2008:

Aquila Networks, P.S.C. MO. No. 1 (Rates)
2nd Revised Sheet No. 1, Canceling 1st Revised Sheet No. 1

3 rd Revised Sheet No. 37,	Canceling 2 nd Revised Sheet No. 37
3 rd Revised Sheet No. 38,	Canceling 2 nd Revised Sheet No. 38
3 rd Revised Sheet No. 39,	Canceling 2 nd Revised Sheet No. 39
2 nd Revised Sheet No. 117,	Canceling 1 st Revised Sheet No. 117
2 nd Revised Sheet No. 118,	Canceling 1 st Revised Sheet No. 118
2 nd Revised Sheet No. 119,	Canceling 1 st Revised Sheet No. 119

4. Section 393.140(11), RSMo 2000, requires that proposed changes to tariffs not go into effect with less than thirty (30) days' notice, unless the Commission determines otherwise for "good cause shown." The proposed tariff sheets will remove from Aquila's tariff a program that expired May 31, 2008 and is no longer available to the customers within St. Joseph, Missouri, it serves as Aquila Networks-L&P.

5. The Staff believes that making the tariff sheets effective on less than thirty (30) days' basis will reduce the possibility of customer confusion about the availability of a fixed bill program and cause no harm. These considerations show the good cause required by section 393.140(11), RSMo 2000, for the Commission to determine and order that the tariff sheets go into effect on less than thirty (30) days' notice.

6. The Staff has verified that Aquila has filed its annual report and is not delinquent on any assessment. Staff is not aware of any other matter before the Commission that affects or is affected by this filing.

WHEREFORE, the Staff recommends that the Commission issue an order that both approves the following proposed tariff sheets, as filed on June 17, 2008, and, for good cause shown, makes them effective on June 27, 2008, rather than July 17, 2008:

<u>Aquila Networks, P.S.C. MO. No. 1 (Rates)</u>	
2 nd Revised Sheet No. 1,	Canceling 1 st Revised Sheet No. 1
3 rd Revised Sheet No. 37,	Canceling 2 nd Revised Sheet No. 37
3 rd Revised Sheet No. 38,	Canceling 2 nd Revised Sheet No. 38
3 rd Revised Sheet No. 39,	Canceling 2 nd Revised Sheet No. 39
2 nd Revised Sheet No. 117,	Canceling 1 st Revised Sheet No. 117
2 nd Revised Sheet No. 118,	Canceling 1 st Revised Sheet No. 118

2nd Revised Sheet No. 119, Canceling 1st Revised Sheet No. 119

Respectfully submitted,

/s/ Nathan Williams

Nathan Williams

Deputy General Counsel

Missouri Bar No. 35512

Attorney for the Staff of the

Missouri Public Service Commission

P. O. Box 360

Jefferson City, MO 65102

(573) 751-8702 (Telephone)

(573) 751-9285 (Fax)

e-mail: nathan.williams@psc.mo.gov

Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronically mailed to all counsel of record this 19th day of June 2008.

/s/ Nathan Williams

MEMORANDUM

TO: Missouri Public Service Commission Official Case File
Case No. ET-2008-0396, Tariff Tracking No. JE-2008-0748
Aquila, Inc. d/b/a Aquila Networks – L&P

FROM: James Watkins, Project Coordinator
Mack McDuffey, Rate & Tariff Examiner II

/s/ James C. Watkins 6/19/08
Energy Department / Date

/s/ Nathan Williams 6/19/08
General Counsel's Office / Date

SUBJECT: Staff Recommendation For **Approval** Of Tariff Sheets Filed To Remove An
Expired Fixed Bill Pilot Program

DATE: June 19, 2008

On June 17, 2008, Aquila, Inc. d/b/a Aquila Networks – L&P (Aquila) filed with the Commission seven (7) rates tariff sheets each bearing an issue date of June 17, 2008 and a proposed effective date of July 17, 2008. Aquila also filed a Motion For Expedited Treatment (Motion) dated June 17, 2008, seeking for the tariff sheets to become effective June 27, 2008. These tariff sheets are designed to remove from Aquila's tariff a fixed bill pilot program that was offered on an experimental basis to its customers living within St. Joseph, Missouri before the program expired on May 31, 2008.

The Staff believes that making the tariff sheets effective on less than thirty (30) days' basis will reduce the possibility of customer confusion about the availability of a fixed bill program that is no longer available.

The Commission's Energy Department Staff (Staff) has reviewed the filed tariff sheets and is of the opinion that the fixed bill pilot program should be removed from the Company's tariff since it is no longer available to customers. Staff therefore recommends that the Commission **approve** the following proposed tariff sheets, as filed on June 17, 2008, to become effective on June 27, 2008 as requested in Aquila's Motion, with less than 30 day's notice for good cause shown pursuant to Section 393.140(11) RSMo 2000.

Aquila Networks, P.S.C. MO. No. 1 (Rates)

2nd Revised Sheet No. 1, Canceling 1st Revised Sheet No. 1
3rd Revised Sheet No. 37, Canceling 2nd Revised Sheet No. 37
3rd Revised Sheet No. 38, Canceling 2nd Revised Sheet No. 38
3rd Revised Sheet No. 39, Canceling 2nd Revised Sheet No. 39
2nd Revised Sheet No. 117, Canceling 1st Revised Sheet No. 117
2nd Revised Sheet No. 118, Canceling 1st Revised Sheet No. 118
2nd Revised Sheet No. 119, Canceling 1st Revised Sheet No. 119

The Staff has verified that Aquila has filed its 2007 annual report and is not delinquent on any assessment. Staff is not aware of any other matter before the Commission that affects or is affected by this filing.

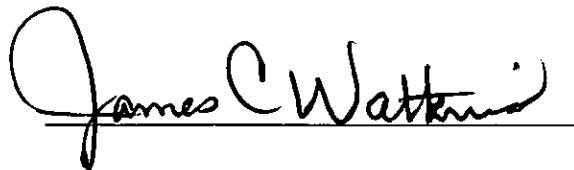
**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the matter of Aquila, Inc. d/b/a Aquila)
Networks-L&P's Tariff Revision) Case No. ET-2008-0396
Concerning its Fixed Bill Pilot Program.) Tariff No. JE-2008-0748
)


AFFIDAVIT OF JAMES C. WATKINS

STATE OF MISSOURI)
) ss
COUNTY OF COLE)

James C. Watkins, of lawful age, on oath states: that he has participated in the preparation of the foregoing Staff Recommendation; that he has knowledge of the matters set forth in such recommendation; and that such matters are true to the best of his knowledge and belief.



Subscribed and sworn to before me this 19th day of June, 2008.



Notary Public

My commission expires 9-23-2008

