

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

In the Matter of the Name Change	)	
Request from Aquila, Inc. dba KCP&L	)	
Greater Missouri Operations Company to	)	<u>Case No. HN-2009-0165</u>
KCP&L Greater Missouri Operations	)	File No. JH-2009-0313
Company	)	

**STAFF RECOMMENDATION**

COMES NOW the Staff of the Public Service Commission of Missouri (“Staff”) and for its Staff Recommendation, states as follows:

1. On November 3, 2008, Aquila, Inc. filed its request for name change (Application) that is the subject of this case.
2. On November 5, 2008, the Commission issued its Order Directing Filing ordering the Staff to file a recommendation as to the Application no later than November 19, 2008.
3. The Staff submits its recommendation for approval of subject name change for reasons explained in Staff’s Memorandum attached hereto as Appendix A and incorporated herein by reference.

WHEREFORE, for the reasons discussed in Staff’s Memorandum, the Staff recommends the Commission issue an order approving both the change in name from Aquila, Inc. d/b/a KCP&L Greater Missouri Operations Company to KCP&L Greater Missouri Operations Company and the proposed tariff sheets in its Schedule of Rates For Steam to reflect that name

change to become effective on December 3, 2008, or permit the tariff sheets to go into effect by operation-of-law.

Respectfully submitted,

**/s/ Robert S. Berlin**

Robert S. Berlin  
Senior Counsel  
Missouri Bar No. 51709

Attorney for the Staff of the  
Missouri Public Service Commission  
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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this 18th day of November 2008.

**/s/ Robert S. Berlin**

## MEMORANDUM

TO: Missouri Public Service Commission Official Case File,  
Case No. HN-2009-0165, File No. JH-2009-0313  
KCP&L Greater Missouri Operations Company

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

/s/ James C. Watkins 11/18/08  
Project Coordinator/Date

/s/ Robert S. Berlin 11/18/08  
General Counsel's Office/Date

SUBJECT: Staff Recommendation On Tariff Sheets Filed By KCP&L Greater Missouri Operations Company To Change The Name From Aquila, Inc. dba KCP&L Greater Missouri Operations Company To KCP&L Greater Missouri Operations Company Pursuant To 4 CSR 240-2.060(5).

DATE: November 19, 2008

On November 3, 2008, KCP&L Greater Missouri Operations Company (Company) filed with the Commission two (2) tariff sheets with an issue date of November 3, 2008, and a proposed effective date of December 3, 2008 to change the name of Aquila, Inc. dba KCP&L Greater Missouri Operations Company to KCP&L Greater Missouri Operations Company pursuant to 4 CSR 240-2.060(5).

On August 7, 2008, the Missouri Public Service Commission issued Order Recognizing Name Change And Approving Tariffs in Case No. EN-2009-0015 changing the Company's name from Aquila, Inc. d/b/a Aquila Networks – L&P and Aquila, Inc. d/b/a Aquila Networks – MPS to Aquila, Inc. dba KCP&L Greater Missouri Operations Company. At that time, Aquila, Inc. indicated that this name change would be interim until Aquila, Inc. was able to legally change its name to KCP&L Greater Missouri Operations Company.

Commission Rule 4 CSR 240-2.060(5) provides:

A name change may be accomplished by filing the items below with a cover letter requesting a change of name. Notwithstanding any other provision of these rules, the items required herein may be filed by a nonattorney. Applications for approval of a change of name shall include:

- (A) A statement, clearly setting out both the old name and the new name;
- (B) Evidence of registration of the name change with the Missouri secretary of state; and

(C) Either an adoption notice and revised tariff title sheet with an effective date which is not fewer than thirty (30) days after the filing date of the application, or revised tariff sheets with an effective date which is not fewer than thirty (30) days after the filing date of the application.

The Company's proposed filing has complied with the above requirements of Commission Rule 4 CSR 240-2.060(5) by (A) providing a cover letter that clearly states both the old and the new name, (B) attaching to the filing are copies of registration of the name change with the State of Delaware, because Aquila, Inc. is a Delaware corporation, and with the State of Missouri and (C) the proper filing of an adoption notice clearly setting out both the old name and the new name and adopting the electric tariff of Aquila, Inc. currently on file with and approved by the Commission and the proper filing of a title sheet.

The Missouri Public Service Commission Energy - Tariff / Rate Design Staff (Staff) has reviewed the filed tariff sheets, and is of the opinion that they were timely filed and are in compliance with Commission Rule 4 CSR 240-2.060(5). Staff therefore recommends that the Commission **approve** the following proposed tariff sheets, as filed on November 3, 2008, to become effective on December 3, 2008 or permit the tariff sheets to go into effect by operation-of-law:

The tariff sheets filed by KCP&L Greater Missouri Operations Company for inclusion in its Schedule of Rates For Steam are as follows:

P.S.C. MO. No. 1  
Original Title Page  
Original Sheet No. 0.1

The Staff has verified that the Company has filed its annual report and is not delinquent on any assessment. A duplicate filing for Company's electric operation has been filed in Case No. EN-2009-0164, Tariff Tracking No. JE-2009-0312.

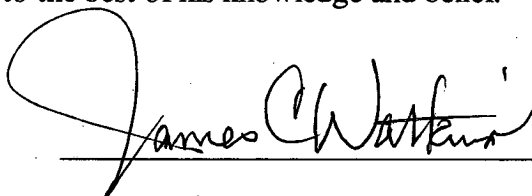
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to KCP&L Greater Missouri Operations Company ) File No. JH-2009-0313  
)

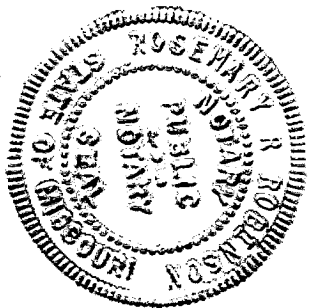
**AFFIDAVIT OF JAMES C. WATKINS**

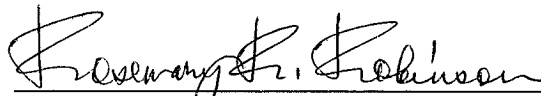
**STATE OF MISSOURI )**  
**) ss**  
**COUNTY OF COLE )**

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.

  
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Subscribed and sworn to before me this 12<sup>th</sup> day of November, 2008.



  
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Notary Public

ROSEMARY R. ROBINSON Notary Public - Notary Seal State of Missouri Commissioned for Callaway County My Commission Expires: September 23, 2012 Commission Number: 08499510
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