

ATTORNEY GENERAL OF MISSOURI

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

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

September 4, 2003

FILED³

SEP 0 4 2003

Public Service Commission Governor Hotel Jefferson City, MO 65102

Missouri Public Service Commission

RE:

In the Matter of the Aquila, Inc. d/b/a Aquila Networks-Missouri Public Services (MPS)) and Aquila Networks-Light and Power (St. Joseph), Case No. GR-2004-072

Dear Sir/Madam:

Enclosed for filing please find an original and 9 copies each 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

SHELLEY/A/. WOODS

Assistant Attorney General

SAW:pah Enclosure

c: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

| FILEDS | 3 |
|--------------|---|
| SEP 0 4 2003 | |

| | | Sandasou |
|--|---|----------------------------------|
| In the Matter of the Aquila, Inc. d/b/a Aquila |) | San Issouri Public Commission |
| Networks-Missouri Public Services (MPS) |) | " " NISSION |
| and Aquila Networks-Light and Power |) | • |
| (St. Joseph) |) | Case No. GR-2004-072 |

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 it application to intervene in the above-styled matter. This application is made for the following reasons:

- 1. August 1, 2003, Aquila, Inc., d/b/a Aquila Networks-Missouri Public Service (MPS) and Aquila Networks-Light and Power (St. Joseph) (the Company) filed with the Missouri Public Service Commission (PSC) proposed tariff sheets to implement a general rate increase for natural gas 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 filed 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

Attorney/General

Shelley A. Woods

Assistant Attorney General, Bar No. 33525

P.O. Box 899

Jefferson City, Missouri 65102

573-751-8795

573-751-8464 (fax)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or hand-delivered to the following this 47 day of hand-delivered; 2003:

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

Dana Joyce General Counsel Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102

James Swearengen Brydon, Swearengen & England 312 E. Capitol Avenue P.O. Box 456 Jefferson City, MO 65102-0456

Shelley A. Woods