

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

In the Matter of an Examination of Class Cost of Service)
and Rate Design in the Missouri Jurisdictional Electric) **Case No. EO-2002-384**
Service Operations of Aquila, Inc., formerly known as)
UtiliCorp United Inc.)

**AQUILA'S RESPONSE TO PUBLIC COUNSEL'S
MOTION FOR RECONSIDERATION**

Comes now Aquila, Inc. ("Aquila" or "Company"), by counsel, and for its Response to the Motion for Reconsideration filed herein by the Office of the Public Counsel ("Public Counsel") on August 29, 2005, respectfully states as follows to the Missouri Public Service Commission ("Commission):

1. In paragraph 2 of its Motion, the Public Counsel suggests that it has only seventeen (17) business days to conduct discovery and file direct testimony. This ignores the fact that this case has been ongoing for several years. During this time, there have been numerous meetings and technical conferences among the parties with ample opportunity existing for discovery and the exchange of information.

2. As early as June 18, 2004, Aquila provided a draft cost of service ("COS") study to all of the parties in this case. No other party responded to this COS study or provided its own COS study.

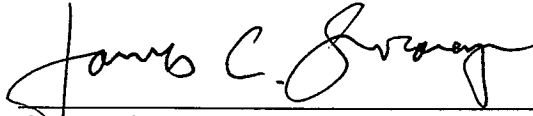
3. Thereafter, on April 18, 2005, all parties filed a joint pleading in which three additional technical conferences were proposed. The first such conference was held on May 6, 2005, at which time Aquila presented an updated COS study. The second technical conference was held on June 17, 2005. Its

COS study. The second technical conference was held on June 17, 2005. Its purpose was for the other parties to present their COS results. The Commission Staff and SIEUA presented COS results. The Public Counsel, however, did not provide the other parties with a COS study. On June 29, 2005, a third technical conference was held. The Public Counsel still had no COS study. Thereafter, on August 19, 2005, Aquila provided certain information including billing units to all parties. As of August 31, 2005, the Public Counsel still has not provided a COS study to the other parties.

4. Public Counsel has had adequate time to collect information regarding the COS studies provided by the other parties and/or to develop its own COS study. It is time to move forward.

WHEREFORE, Aquila respectfully requests that the Commission deny the Public Counsel's Motion for Reconsideration.

Respectfully submitted,



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ATTORNEYS FOR AQUILA, INC.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was delivered by first class mail or by hand delivery, on this 31st day of August, 2005, to the following:

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