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September 12, 2002

Secretary  
Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

**FILED<sup>2</sup>**

SEP 12 2002

**RE: Missouri Public Service - Case No. GT-2003-0038**

**Missouri Public  
Service Commission**

Dear Mr. Roberts:

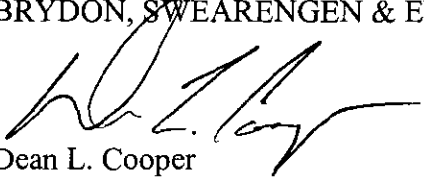
Enclosed for filing in the above-referenced proceeding please find an original and eight copies of Aquila's Statement of Position. Please stamp the enclosed extra copy "filed" and return same to me.

If you have any questions concerning this matter, then please do not hesitate to contact me. Thank you very much for your attention to this matter.

Sincerely,

BRYDON, SWEARENGEN & ENGLAND P.C.

By:

  
Dean L. Cooper

DLC/tli

Enclosures

cc: Office of the Public Counsel  
General Counsel  
Richard Brownlee

BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI

In the Matter of the tariff filing of )  
Aquila, Inc. d/b/a Aquila )  
Networks - L&P )

Case No. GT-2003-0038

FILED<sup>2</sup>  
SEP 12 2002  
Missouri Public  
Service Commission

**AQUILA'S STATEMENT OF POSITION**

Comes now, Aquila, Inc. d/b/a Aquila Networks - L&P and Aquila Networks - MPS ("Aquila"), and, as its statement of position, states as follows to the Missouri Public Service Commission ("Commission"):

- A. Do the tariffs filed by Aquila provide for the aggregate purchasing of natural gas supplies and pipeline transportation service on behalf of eligible school entities in accordance with aggregate purchasing contracts negotiated by and through a not-for-profit school association as required by Section 393.310.4(1) RSMo Supp. 2002?

**Company Position:** Yes, as do the amended tariffs attached to the Direct Testimony of Robert J. Amdor.

- B. Do the tariffs filed by Aquila provide for the resale of such natural gas supplies, including related transportation service costs, to the eligible school entities at the gas corporation's cost of purchasing of such gas supplies and transportation, plus all applicable distribution costs, plus an aggregation and balancing fee to be determined by the Commission, not to exceed four-tenths of one cent per therm delivered during the first year as required by Section 393.310.4(2) RSMo Supp. 2002?

**Company Position:** Yes, as do the amended tariffs attached to the Direct Testimony of Robert J. Amdor.

- C. Do the Aquila tariffs not require telemetry or special metering, except for individual school meters over one hundred thousand therms annually as required by Section 393.310.4(3) RSMo Supp. 2002?

**Company Position:** Yes, as do the amended tariffs attached to the Direct Testimony of Robert J. Amdor.

- D. Is there sufficient evidence for the Commission to find that implementation of the aggregation program set forth in the Aquila tariffs will not have any negative financial impact on Aquila as required by Section 393.310.5 RSMo Supp. 2002?

**Company Position:** With the admission of the pre-filed, the answer is yes.

- E. Is there sufficient evidence for the Commission to find that implementation of the aggregation program set forth in the Aquila tariffs will not have any negative financial impact on Aquila's other customers as required by Section 393.310.5 RSMo Supp. 2002?

**Company Position:** With the admission of the pre-filed testimony, the answer is yes.

- F. Is there sufficient evidence for the Commission to find that implementation of the aggregation program set forth in the Aquila tariffs will not have any negative financial impact on local taxing authorities as required by Section 393.310.5 RSMo Supp. 2002?

**Company Position:** With the admission of the pre-filed testimony, the answer is yes.

- G. Is there sufficient evidence for the Commission to find that the

aggregation charge is sufficient to generate revenue at least equal to all incremental costs caused by the experimental aggregation program as required by 393.310.5 RSMo Supp. 2002?

**Company Position:** With the admission of the pre-filed testimony, the answer is yes.

**WHEREFORE**, the Staff and Aquila respectfully request that the Commission consider its positions identified above.

Respectfully submitted,

  
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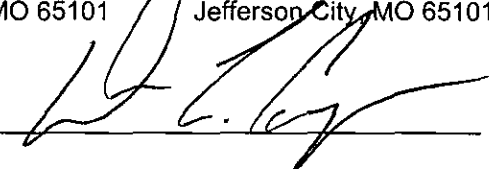
**Certificate of Service**

I hereby certify that a true and correct copy of the above and foregoing document was sent by U.S. Mail, postage prepaid, or hand-delivered, on this 12<sup>th</sup> day of September, 2002 to the following:

Robert Franson  
Office of the General Counsel  
Governor Office Building  
Jefferson City, Mo 65101

Douglas Micheel  
Office of the Public Counsel  
Governor Office Building  
Jefferson City, MO 65101

Richard S. Brownlee, III  
Hendren and Andrae, L.L.C.  
221 Bolivar Street  
Jefferson City, MO 65101

  
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