

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

In the Matter of Aquila Networks - MPS's)	
Purchased Gas Adjustment factors to be reviewed)	Case No. GR-2004-0539,
in its 2003-2004 Actual Cost Adjustment.)	consolidated with GR-2004-0538

MOTION FOR WAIVER

Comes now Aquila, Inc., in accordance with Commission Rule 4 CSR 240-2.060(4), and as its motion for a waiver from an aspect of Aquila's P.S.C. MO. No. 1, Sheet No. 53, states to the Missouri Public Service Commission ("Commission") as follows:

1. On November 3, 2004, Aquila provided to the Commission proposed tariff sheets designed to reflect a change in the Purchased Gas Adjustment, Actual Cost Adjustment, Refund Factor and Deferred Carrying Cost Balance. The proposed tariff sheets contained an issue date of November 3, 2004, and a proposed effective date of November 18, 2004.

2. This filing was deemed "rejected" by the Commission and returned to Aquila personnel in Omaha because the tariff sheets did not repeat the original sheet number below the revised sheet number. Aquila personnel became aware of this rejection today (November 5, 2004). Aquila has today filed these sheets with an issue date of November 5, 2004, and a proposed effective date of November 20, 2004. Thus, Aquila is seeking to file the tariff sheets the same day it has become aware of the Commission's action.

3. Aquila's P.S.C. MO. No. 1, Original Sheet No. 53, states, in relevant part, that Aquila "shall make one scheduled PGA filing each year between October 15 and November 4."

4. Because Aquila made a good faith attempt to file the subject tariff sheets within the time period provided by tariff and filed revised tariff sheets on the day it became aware of the

Commission's rejection (which is only one day outside the defined period), Aquila hereby requests a waiver from Aquila's P.S.C. No. 1, Original Sheet No. 53 to allow Aquila to make the identified PGA filing as of November 5, 2004.

WHEREFORE, Aquila requests a Commission order:

- a) granting Aquila a waiver from Aquila's P.S.C. No. 1, Original Sheet No. 53 to allow Aquila to make its PGA filing on November 5, 2004; and,
- b) granting such further relief as is consistent with the relief requested herein.

Respectfully submitted,



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ATTORNEYS FOR AQUILA, INC.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail November 15th, 2004, to the following:

Robert Franson
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Governor Office Building
Jefferson City, MO 65101

Douglas Micheel
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