

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

The Office of the Public Counsel,)	
)	
Complainant,)	
)	
v.)	<u>Case No. EC-2006-0171</u>
)	
Aquila, Inc., d/b/a Aquila Networks – MPS)	
and Aquila Networks – L&P,)	
)	
Respondent.)	

ORDER DIRECTING FILING

Issue Date: March 10, 2006

Effective Date: March 10, 2006

On October 14, 2005, the Office of the Public Counsel filed a complaint against Aquila, Inc. The complaint claimed that Aquila had not properly funded its “other post-retirement employee benefits,” or “OPEBs.”

On February 23, 2006, in Case No. ER-2005-0436, the Commission issued its Order Approving Stipulation and Agreement. The order remarked that OPC would dismiss this complaint with prejudice if Aquila funds its VEBA trust in the amount of \$1.4 million, as it has agreed to do in the stipulation and agreement.

In light of OPC’s agreement to dismiss this complaint, the Commission will order OPC to either dismiss the complaint or to file a pleading explaining how it believes this case should proceed.

IT IS ORDERED THAT:

1. The Office of the Public Counsel shall either dismiss this complaint or file a pleading explaining how it believes this case should proceed, no later than March 24, 2006.

2. This order shall become effective on March 10, 2006.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Ronald D. Pridgin, Regulatory Law Judge,
by delegation of authority under
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 10th day of March, 2006.