## DEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Aquila,	)	
Inc. for Authority to Assign, Transfer,	)	
Mortgage or Encumber its Utility Franchise,	)	Case No. EF-2003-0465
Works or System in Order to Secure	)	
Revised Bank Financing Arrangements	)	

## NOTICE OF AMENDMENT AND SUPPLEMENT TO ORDER OF APPLICANT WITNESSES

Comes now Aquila, Inc. ("Aquila"), by and through counsel, and amends and supplements its order of witnesses in the referenced case. In support thereof, Aquila states as follows:

- 1. On September 22, 2003, Staff filed a Proposed List of Issues, List of Witnesses, Order of Cross-Examination and Request for Waiver of Rule (the "Proposal"). Among other things, the Proposal included a section entitled "Calendar of Events and Order of Witnesses" whereby the parties set forth the schedule of witnesses at the evidentiary hearing commencing on Monday, October 20, 2003. Two Aquila witnesses were listed (Jon Empson and Rick Dobson).
- 2. At the time the Staff filed the proposed scheduling document, it was noted in a footnote that Aquila, Inc. might be filing the prepared surrebuttal testimony of as many as three (3) additional witnesses. Thereafter, on September 26, 2003, Aquila filed prepared surrebuttal testimony, including the surrebuttal testimony of additional witnesses Carol Lowndes, Brett Carter and Glenn Keefe.
- 3. Because the number of Aquila's witnesses in this case has increased from the two (2) witnesses listed in the Proposal to five (5) individuals, and, further, taking into

account their various availabilities during the first few days of next week, Aquila hereby amends and supplements the order in which its witnesses will appear at the evidentiary hearing.

4. Aquila proposes to present witnesses for testimony and cross-examination in the following order:

Glenn Keefe Brett Carter Carol Lowndes Rick Dobson Jon Empson

Aquila presents this amendment and supplement to order of witnesses to permit the Commission and the other parties to this case to prepare most effectively and efficiently for the company's order of evidence.

5. Applicant's counsel has discussed this supplement and amendment with the other parties to the case and no party has indicated an objection thereto.

WHEREFORE, Aquila amends and supplements its order of witnesses and evidence in this case as noted in paragraph four (4) above.

Respectfully submitted,

Paul A. Boudreau

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Attorneys for Applicant

## **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 15<sup>th</sup> day of October 2003 to the following:

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