

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

Cochran Development, Inc. d/b/a,)	
Expressways Food Shops,)	
)	
Complainant,)	
)	
v.)	Case No. EC-2005-0004
)	
Aquila, Inc.,)	
)	
Respondent.)	

NOTICE OF VOLUNTARY DISMISSAL

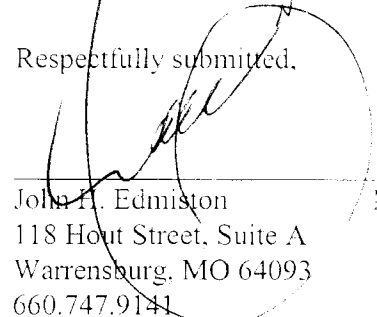
COME NOW Cochran Development, Inc. d/b/a Expressways Food Shops (Complainant) and Aquila, Inc. (Respondent or Aquila) and for Complainant's Notice of Voluntary Dismissal state as follows:

1. After discussions between Complainant and Aquila, Complainant and Aquila have agreed to a satisfaction of this matter which resolves this Complaint.
2. Commission Rule 4 CSR 240-2.116(1) states that a complaint may be voluntarily dismissed "at any time before prepared testimony has been filed or oral evidence has been offered, by filing a notice of dismissal with the commission and serving a copy on all parties."
3. Prepared testimony has not yet been filed in this case, so Complainant may voluntarily dismiss this complaint by filing notice with the commission and serving all parties.

WHEREFORE, Complainant and Aquila respectfully request that the Commission

recognize this Notice of Dismissal pursuant to Commission Rule 4 CSR 240-2.116(1).

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 or by U.S. Mail, postage prepaid, on February 18, 2005, to the following:

Dana Joyce
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