

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

In the Matter of the Application of Aquila, Inc., for)
Permission and Approval and a Certificate of Public)
Convenience and Necessity Authorizing it to Acquire,)
Construct, Install, Own, Operate, Maintain, and) Case No. EA-2006-0499
otherwise Control and Manage Electrical Distribution)
Substation and Related Facilities in Kansas City,)
Jackson County, Missouri (Near the City of Raymore).)

In the Matter of the Application of Aquila, Inc., for)
Permission and Approval and a Certificate of Public)
Convenience and Necessity Authorizing it to Acquire,)
Construct, Install, Own, Operate, Maintain, and) Case No. EA-2006-0500
otherwise Control and Manage Electrical Distribution)
Substation and Related Facilities in St. Clair County,)
Missouri (Near the City of Osceola).)

**CORRECTION AND SUPPLEMENT
TO STAFF'S LEGAL MEMORANDUM**

COMES NOW the Staff of the Missouri Public Service Commission ("Staff") and corrects and supplements its memorandum filed Friday, July 21, 2006, addressing whether Aquila, Inc. ("Aquila") needs the authority it seeks in its applications in the above-captioned cases, which are not consolidated, as follows:

1. In paragraph 5 of its Legal Memorandum filed Friday, July 21, 2006, the Staff stated:

As stated in "Appendix A," the affidavit of Staff engineer Daniel I. Beck attached hereto, the Staff has compared the proposed locations of the substations to the certificated area map referenced in Case No. 9470 that sets out the boundaries of the certificated areas, and the Staff believes the proposed locations of the substations lie within the certificated area.

The undersigned Counsel drafted the foregoing language in anticipation that the Staff would locate the aforementioned map before the Staff filed its recommendation and that the map would

reflect the proposed substations would be located within the service area defined by that map; however, as indicated in the affidavit of Daniel I. Beck, attached to the Staff's Legal Memorandum as "Appendix A," the Staff was unable to locate the map and, instead, as stated in that affidavit:

Based on the verified application, the Staff attempted to review the service map from Case No. 9470; however, that map could not be located. Instead, the Staff reviewed its own internal maps and Aquila's tariffs. Based on that review, all indications are that these two sites are in Aquila's service area.

2. As the attached Affidavit of Daniel I. Beck reflects (Appendix A), as anticipated by the undersigned counsel, but belatedly to the filing of the Staff Memorandum on July 21, 2006, the Staff has found in the State Archives the map from Case No. 9470 that shows area where Aquila is certificated by this Commission to serve and the Staff believes both of the proposed substations would be located within that service area.

3. The Staff apologizes for the inadvertent error in its pleading made during its press to finalize and file its memorandum on Friday, July 21, 2006, and any confusion it may have caused the Commission or anyone else.

WHEREFORE, the Staff submits the foregoing in correction and supplementation of its Legal Memorandum filed in these cases on July 21, 2006 and apologizes for any confusion that error may have caused anyone.

Respectfully submitted,

/s/ Nathan Williams

Nathan Williams

Deputy Counsel

Missouri Bar No. 35512

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Missouri Public Service Commission

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 7th day of August 2006.

/s/ Nathan Williams

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AFFIDAVIT OF DANIEL I. BECK

On July 21, 2006, the Staff filed Staff's Legal Memorandum in Case Nos. EA-2006-0499 and EA-2006-0500 addressing whether Aquila needs the Certificates of Convenience and Necessity it seeks in each case for two substations, the Raymore North Substation and the Osceola Substation.

In my Affidavit dated July 21, 2006, I stated that "the Staff attempted to review the service map from Case No. 9470; however, that map could not be located. Instead, the Staff reviewed its own internal maps and Aquila's tariffs. Based on that review, all indications are that these two sites are in Aquila's service area."

After filing that Affidavit, I was able to locate in the State Archives the original service map from Case No. 9470. I reviewed the service map, the transcript from the hearing in that case and other exhibits from that case. Based on that review, I have confirmed the proposed locations of these two substations are in Aquila's service area.

Confirmation that these substations are located in Aquila's service area does not change the my opinion that substations are integral with transmission lines in delivering electricity to end users and are essentially as dissimilar to generating plants as are transmission lines.

Daniel I. Beck, employee of the Staff of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that the foregoing facts are true and correct to the best of his knowledge and belief.

Daniel I. Beck

Daniel I. Beck

Subscribed and affirmed before me this 7th day of August, 2006.
I am commissioned as a notary public within the County of Cole, State of
Missouri, and my commission expires on _____



DAWN L. HAKE
My Commission Expires
March 16, 2009
Cole County
Commission #05407843

Dawn L. Hake

NOTARY PUBLIC