

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

|                              |   |                                     |
|------------------------------|---|-------------------------------------|
| Robert Burdette Corporation, | ) |                                     |
|                              | ) |                                     |
| Complainant,                 | ) |                                     |
|                              | ) |                                     |
| v.                           | ) | <b><u>Case No. EC-2008-0039</u></b> |
|                              | ) |                                     |
| Aquila, Inc.                 | ) |                                     |
|                              | ) |                                     |
| Respondent.                  | ) |                                     |

**ORDER DIRECTING RESPONSE TO REQUEST FOR MEDIATION**

Issue Date: October 2, 2007

Effective Date: October 2, 2007

On August 9, 2007,<sup>1</sup> the Robert Burdette Corporation filed a complaint with the Commission against Aquila, Inc. ("Aquila"). On August 13, the Commission issued a Notice of Deficiency because the Complainant, as a corporation, had failed to obtain representation by legal counsel. On September 11, Complainant refiled its complaint with proper legal representation. Consequently, the Commission issued notice of the complaint on September 12 and directed Aquila to answer.

On October 1, Aquila filed a request for mediation, indicating its willingness to enter into third-party mediation. Before proceeding further, the Commission will allow the Complainant an opportunity to indicate whether it is also willing to enter into mediation regarding the complaint.

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<sup>1</sup> All dates throughout this order refer to the year 2007 unless otherwise noted.

**IT IS ORDERED THAT:**

1. No later than October 12, 2007, The Robert Burdette Corporation, shall file a response to Aquila, Inc.'s request for voluntary mediation, indicating whether it is willing to enter into such mediation.
2. The time allowed for Aquila, Inc. to file an answer to the complaint is tolled until the complainant has responded to the offer to mediate.
3. This order shall become effective on October 2, 2007.

**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 )

Harold Stearley, Regulatory Law Judge  
by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 2nd day of October, 2007.