

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

In the Matter of an Investigation of)
Aquila Inc.'s Storm Preparation and)
Restoration Efforts)

Case No. EO-2008-0220

Concurring Opinion Of Commissioner Terry M. Jarrett

This case has been established essentially for the same reasons as those set out in Case No. EO-2008-0215, EO-2008-0218, and EO-2008-0219. During the Commission's Agenda discussions on December 27, 2008, wherein Case No. EO-2008-0215 was proposed, the Commission also discussed inquiring into the delivery of safe and reliable service following the ice storm of December 2007 for other electric utilities as it related to storm preparation and restoration efforts. This case, established on January 2, 2008, is a result of that discussion. I support the Order of the Commission in this matter, but, as in Case No. EO-2008-0215 I offer this Concurring Opinion, whereby I incorporate my Concurring Opinion in Case No. EO-2008-0215 into this Concurring Opinion, because the concerns I raised in Case No. EO-2008-0215 are applicable to this case as well.

Furthermore, my desire to see a "contested proceeding" is premised on the type of due process associated with a contested case, as those cases are handled before this Commission. I believe that the investigative path selected in this case, like in Case No. EO-2008-0215 lacks the transparency utilized in contested cases before the Commission. Should an opportunity arise for the examination of witnesses under oath, presentation of sworn testimony, as well as an opportunity for the presentation of evidence, challenges to the veracity of that evidence, sworn

testimony and rebuttal testimony, and examination and cross examination of witnesses, I would support the opportunity to engage in that process, and the transparency which it provides.

Respectfully submitted,



Terry M. Jarrett, Commissioner

Dated in Jefferson City, Missouri
on this 3rd day of January, 2008.