

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of Aquila, Inc., d/b/a Aquila Networks–MPS)	
and Aquila Networks–L&P, for Authority to Implement)	
Rate Adjustments Required by 4 CSR 240-20.090(4) and)	<u>Case No. EO-2008-0415</u>
the Company’s Approved Fuel and Purchased Power)	Tariff No. YE-2008-0789
Cost Recovery Mechanism.)	

ORDER SHORTENING RESPONSE TIMES
AND NOTICE REGARDING PROTECTIVE ORDER

Issue Date: July 31, 2008

Effective Date: July 31, 2008

On June 30, 2008, Aquila, Inc., d/b/a Aquila Networks–MPS and Aquila Networks–L&P, filed proposed rate schedules to adjust charges related to Aquila’s approved Fuel Adjustment Clause (FAC). The tariff sheet (Tariff File No. YE-2008-0789) bears an effective date of September 1, 2008. The Commission issued notice of the tariff filing to the public and to the parties in Case No. ER-2007-0004, the general rate case in which the Commission authorized Aquila’s FAC, and established an intervention deadline of July 29, 2008. The parties to Case No. ER-2007-0004 were automatically made parties to Case No. EO-2008-0415. No additional parties have applied to intervene.

Aquila filed a substitute tariff page on July 22, 2008. Aquila also filed a motion requesting permission to substitute corrected information on July 29, 2008.

On July 30, 2008, the Commission’s Staff filed its recommendation. Staff recommends that the Commission issue an interim rate adjustment order approving Aquila’s tariff sheet as filed on June 30, 2008, and substituted on July 22, 2008, to become effective on September 1, 2008, subject to true-up and prudence reviews. The

Commission will shorten the deadline for parties to file responses to Aquila's motion and the Staff's recommendation, and/or objections to Aquila's tariff.

In addition, Commission rule 4 CSR 240-3.165(11)(B) states that the Commission "shall issue a new protective order, pursuant to 4 CSR 240-2.085" in this matter. However, because rule 4 CSR 240-2.085 is obsolete, having been replaced by 4 CSR 240-2.135 but not yet rescinded by the Commission, no protective order was issued in the immediately preceding related case. Therefore, this order shall clarify the record that the provisions of 4 CSR 240-2.135 control the confidentiality of information in lieu of a protective order being issued.

IT IS ORDERED THAT:

1. Responses to the Filing Memorandum and Motion to Substitute Corrected Page of Information Required by 4 CSR 240-3.161(7) shall be filed no later than August 8, 2008.
2. Responses to the Staff's recommendation or objections to Aquila, Inc.'s tariff filing shall be filed no later than August 8, 2008.
3. The provisions of 4 CSR 240-2.135 control the confidentiality of information in lieu of a protective order being issued in this case.

4. This order shall become effective on July 31, 2008.

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)

Nancy Dippell, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 31st day of July, 2008.