

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 12th day of  
May, 2005.

In the Matter of Aquila, Inc. d/b/a Aquila	)	
Networks – MPS and Aquila Networks – L&P's	)	<b><u>Case No. EO-2003-0566</u></b>
Application to Join the Midwest Independent	)	
Transmission System Operator, Inc.	)	

**ORDER CLOSING CASE**

On June 20, 2003, Aquila, Inc. d/b/a Aquila Networks – MPS and Aquila Networks – L&P filed an application for authority to transfer control of certain of its transmission facilities to the Midwest Independent System Operator (MISO), and for Commission approval of the inclusion of MISO-related costs in Aquila's cost of service for ratemaking purposes. Since the initial filing, nothing substantive has been filed. Instead, for the past two years, the parties have filed a series of status reports – ten in all – that generally propose to delay any substantive action.<sup>1</sup> The latest of these was filed on May 3, 2005. In that last status report, the parties ask that the Commission order another status report, or possibly a procedural schedule, in June of this year. Rather than continue to order and receive status reports that propose further delay, the Commission will dismiss the case, and allow Aquila to file a new application when Aquila believes it is ready to go forward with the application.

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<sup>1</sup> In addition to ordering and receiving status reports, the Commission has undertaken other procedural matters such as granting continuances, and scheduling, rescheduling, and canceling prehearing and technical conferences.

**IT IS THEREFORE ORDERED:**

1. That this case is closed.
2. That all motions not previously ruled upon are denied.
3. That this order shall become effective on May 22, 2005.

**BY THE COMMISSION**

**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

( S E A L )

Davis, Chm., Murray, Gaw, Clayton,  
and Appling, CC., concur.

Mills, Deputy Chief Regulatory Law Judge