

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

In The Matter of the Application of Aquila, )  
Inc. for Approval of its Experimental )  
Regulatory Plan and for a Certificate of )  
Convenience and Necessity Authorizing )  
it to Participate in the Construction, Ownership, )  
Operation, Maintenance, Removal, )  
Replacement, Control and Management of )  
a Steam Electric Generating Station in )  
Platte County, Missouri, or alternatively for an )  
Order specifically confirming that Aquila, Inc. )  
has the requisite authority Under its )  
Existing Certificate(s). )

Case No. EO-2005-0293

**STATUS REPORT**

**COMES NOW** Aquila, Inc. ("Aquila"), provides the following report to the Missouri Public Service Commission ("Commission") concerning the captioned case:

1. As the Commission is aware, this case is only one of several pending dockets related to the proposed construction of a steam electric generating station, commonly referred to as Iatan Unit 2. The Application in this case was filed on March 2, 2005. Since that time, the Application has been amended twice, the primary purpose of which has been to narrow the scope of the issues that will need to be addressed by the Commission.

2. The discussions between Aquila, the Commission's staff, the Office of the Public Counsel and other interested parties have been helpful and productive. The unresolved issues are few, and Aquila is optimistic the parties will be able to submit a settlement proposal for the Commission's consideration as early as the week of July 3<sup>rd</sup>.

3. In order to meet certain timing obligations concerning Aquila's participation in Iatan Unit 2, Aquila anticipates that it will be requesting that the Commission take action with respect to its Second Amended Application by no later than July 29, 2005. To accomplish this objective, Aquila believes it may be necessary to schedule a hearing no later than the week of July 17th in order to give the Commission sufficient time to consider the issues in the case. The Commission can expect a formal proposal with regard to procedural dates in the very near future.

4. The timing of this matter is ambitious but reasonable under the circumstances. As noted above, Aquila has narrowed significantly the scope of the relief being requested from the Commission since its initial filing in March of 2005. Currently, the Application merely requests authority from the Commission to encumber its Aquila Networks – MPS electric utility assets in the State of Missouri to secure a debt facility, the proceeds of which will be used for only very limited purposes. Aquila anticipates that the terms of the underlying debt instruments will be commercially customary. As such, the issues presented to the Commission are not anticipated to be many or complex.

Respectfully submitted,

/s/

James C. Swearngen #21510  
Paul A. Boudreau #33155  
Janet E. Wheeler #52582  
BRYDON, SWEARENGEN & ENGLAND, P.C.  
312 East Capitol Avenue  
P.O. Box 456  
Jefferson City, MO 65102  
(573) 635-7166 Phone  
(573) 634-7431 Fax

Attorneys for Applicant Aquila, Inc.

### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document was delivered by first class mail or by hand delivery, on this 24<sup>th</sup> day of June, 2005 to the following:

General Counsel's Office  
Missouri Public Service Commission  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102-0360

Office of the Public Counsel  
Governor Office Building  
200 Madison Street, Suite 650  
P.O. Box 2230  
Jefferson City, MO 65102-2230

Dean Cooper  
Brydon, Swearngen & England  
P.O. Box 456  
Jefferson City, MO 65102

James Fischer  
Fischer & Dority  
101 Madison, Suite 400  
Jefferson City, MO 65102

Shelley Woods  
Attorney General  
P.O. Box 899  
Jefferson City, MO 65102

Nathan Williams  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

Stuart Conrad  
Finnegan, Conrad  
3100 Broadway  
Kansas City, MO 64111

James B. Lowery  
Union Electric  
111 South Ninth Street, Suite 200  
Columbia, MO 65202-0918

/s/