

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

In the Matter of a Management Audit of)	
Aquila, Inc. d/b/a Aquila Networks-MPS)	Case No. EO-2006-0356
and Aquila Networks-L&P)	

PUBLIC COUNSEL’S NOTICE OF INTENT TO FILE RESPONSE TO AUDIT

COMES NOW the Office of the Public Counsel and for its Notice of Intent to File Response to Audit states follows:

1. On March 16, 2006, Public Counsel filed a motion asking the Commission to conduct a management audit of Aquila, Inc.

2. Pursuant to an order of the Commission, the parties met on May 15, 2006 to try to agree on the parameters of the management audit. The parties were successful, and on May 30, 2006 filed a report in which they recommended specific topics and specific timeframes for parties to provide input. The report stated:

The Staff estimates it will have a completed final draft report for review by the other parties, Aquila and Public Counsel, by September 15, 2006. The Staff anticipates Aquila will provide to the Staff and Public Counsel its comments to the draft report by Monday, October 16, 2006. The Staff will then prepare its final report and anticipates filing the Staff’s final report with the Commission approximately two weeks later on Tuesday, October 31, 2006. The Staff’s final report will include the comments received from Aquila. Public Counsel will be free to recommend to the Commission whatever action it believes appropriate, if any.

3. On June 13, 2006, the Commission issued its “Order Requiring a Management Audit of Aquila, Inc. and Specifying the Issues to be Addressed.” In that order, the Commission stated, at Ordered Paragraph 1:

The Staff of the Commission, the Office of the Public Counsel, and Aquila, Inc., shall proceed with the investigation of Aquila, Inc., in the manner described in their report filed on May 30, 2006, with the inclusion of the additional issues identified in this order.

4. Neither the May 30 Report nor the Commission's June 16 order set a date for Public Counsel to file its recommendation in response to the report. Pursuant to 4 CSR 240-2.080(15), parties are allowed ten days to respond to pleadings, unless otherwise ordered by the Commission.

5. From Public Counsel's initial review, it appears that the Staff did a thorough job in investigating the issues identified by Public Counsel and the Commission. However, the press of other Commission business has prevented Public Counsel from being able to undertake an in-depth review and prepare a full response. Public Counsel requests that the Commission set November 30 as the deadline for Public Counsel's recommendation in response to the audit report and Aquila's response.

WHEREFORE, Public Counsel respectfully requests that the Commission set November 30, 2006, as the deadline for Public Counsel's recommendation in response to the October 31, 2006 Management Audit of Aquila, Inc. and to Aquila's response.

Respectfully submitted,

OFFICE OF THE Public Counsel

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By: _____

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to the following this 13th day of November, 2006:

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