

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

In the Matter of the Application of Aquila, Inc., d/b/a)
Aquila Networks-MPS, and Platte-Clay Electric)
Cooperative, Inc. for Approval of a Written Territorial)
Agreement Designating the Boundaries of Exclusive)
Service Areas within Platte and Clay County,)
Missouri.)

Case No. EO-2007-0325

**STAFF RECOMMENDATION
TO APPROVE TARIFF SHEETS**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and, for its recommendation that the Commission approve the proposed tariff sheets submitted by Aquila, Inc. d/b/a Aquila Networks-MPS (Aquila) on August 3, 2007, states:

1. On July 3, 2007, the Commission issued a *Report and Order* in Case No. EO-2007-0325, in which the Commission approved the February 28, 2007 Territorial Agreement between Aquila and Platte-Clay Electric Cooperative, Inc. (Platte-Clay). In the *Report and Order* the Commission ordered Aquila to file revised tariff sheets to include maps and legal descriptions of the exclusive territories that Aquila obtained from the Territorial Agreement.

2. On August 3, 2007, Aquila filed with the Commission three (3) tariff sheets bearing proposed effective dates of September, 4, 2007. The tariff sheets revise Aquila's Description of Service Territory by identifying, with maps and legal descriptions, the boundaries of the exclusive territories agreed to in the Territorial Agreement between Aquila and Platte-Clay. (Territorial Agreement).

3. In the attached Memorandum, which is labeled Appendix A, the Staff recommends the Missouri Public Service Commission approve the three (3) proposed tariff sheets submitted by Aquila on August 3, 2007, or allow them to go into effect on September 4,

2007, by operation of law. The Staff has reviewed the filed tariff sheets and believes that the revised tariff sheets were filed in a timely manner and in compliance with the Commission's July 3, 2007 Report and Order.

4. The Staff recommends that the Commission issue an order approving the following tariff sheets, to become effective September 4, 2007, or allow them to go into effect September 4, 2007, by operation of law:

P.S.C. MO. No. 1

1st Revised Sheet No. 11 canceling Original Sheet No. 11

1st Revised Sheet No. 16 canceling Original Sheet No. 16

Original Sheet No. 17.1

WHEREFORE, the Staff respectfully recommends to the Commission that it approve the above referenced tariff sheets filed by Aquila on August 3, 2007, to become effective on September 4, 2007, or allow the tariff sheets to go into effect September 4, 2007 by operation of law.

/s/ Blane Baker

Blane Baker

Missouri Bar No. 58454

Attorney for the Staff of the
Missouri Public Service Commission

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 22nd day of August, 2007.

/s/ Blane Baker

Blane Baker

MEMORANDUM

TO: Missouri Public Service Commission Official Case File
Case No. EO-2007-0325, File No. YE-2008-0092
Aquila, Inc. d/b/a Aquila Networks-MPS

FROM: James Watkins, Manager, Economic Analysis
Tom Imhoff, Rate & Tariff Examination Supervisor
Jim Ketter, Engineer
Mack McDuffey, Rate & Tariff Examiner II

/s/ James Watkins 08/21/2007
Energy Department / Date

/s/ Blane Baker 08/22/2007
General Counsel's Office/Date

SUBJECT: Staff Recommendation for **Approval** of Tariff Sheets Filed to Comply with the
Commission's Report and Order Issued July 3, 2007

DATE: August 21, 2007

On August 3, 2007, Aquila, Inc. d/b/a Aquila Networks-MPS (Aquila or Company) of Kansas City, Missouri, filed with the Commission three (3) tariff sheets, each bearing a proposed effective date of September 4, 2007, to comply with the Commission's Report And Order Issued July 3, 2007, Effective July 5, 2007 in Case No. EO-2007-0325 (Report and Order). These tariff sheets revise the Company's Description of Service Territory by identifying with maps and legal descriptions the boundaries of the exclusive territories agreed to in the Territorial Agreement between Aquila and Platte-Clay Electric Cooperative, Inc. (Territorial Agreement). In its Report And Order the Commission approved the Territorial Agreement and directed Aquila to file such revised tariff sheets by no later than 30 days after effective date of this Report And Order, *i.e.*, August 4, 2007.

Staff Recommendation

The Commission's Energy Department Staff (Staff) has reviewed the filed tariff sheets, and is of the opinion that they were filed in a timely matter and comply with the Commission's Report and Order. The Staff therefore recommends that the Commission issue an order approving the following proposed tariff sheets, as filed on August 3, 2007, to become effective on September 4, 2007, as requested by Aquila, or permit the tariff sheets to go into effect by operation-of-law:

P.S.C. MO. No. 1

1st Revised Sheet No. 11 canceling Original Sheet No. 11

1st Revised Sheet No. 16 canceling Original Sheet No. 16

Original Sheet No. 17.1

The Staff has verified that this Company is not delinquent on any assessment or the filing of its annual report. The Staff is not aware of any other matter pending before the Commission that affects or is affected by this tariff filing.

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Case No. EO-2007-0325
File No. YE-2008-0092

AFFIDAVIT OF JAMES C. WATKINS

STATE OF MISSOURI)
) ss
COUNTY OF COLE)

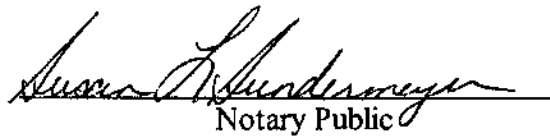
James C. Watkins, of lawful age, on oath states: that he has participated in the preparation of the foregoing Staff Recommendation; that he has knowledge of the matters set forth in such recommendation; and that such matters are true to the best of his knowledge and belief.



Subscribed and sworn to before me this 21st day of August, 2007.



SUSAN L. SUNDERMEYER
My Commission Expires
September 21, 2010
Callaway County
Commission #06942086



Notary Public

My commission expires 9-21-10