

Van Hooser, Olsen & Eftink, P.C.

ATTORNEYS AT LAW

704 W. Foxwood Drive, P.O. Box 1280 • Raymore, Missouri 64083-1280

Phone (816) 322-8000 • FAX (816) 322-8030

Ernest H. Van Hooser

Daniel W. Olsen*

Gerard D. Eftink

*Licensed in Missouri and Kansas

Kansas Office:
221 E. Crossroads Lane

Suite 202 F

Olathe, KS 66062

(913) 345-8180

FILED⁴

January 31 2005

FEB 03 2005

**Missouri Public
Service Commission**

VIA FACSIMILE and mail:

1- 573-751-1847

Missouri Public Service Commission

Secretary of the Commission

c/o Data Center

P.O. Box 360

Jefferson City, MO65102-0360

Re: Application in Case No.: EO-2005-0156

Dear Public Service Commission:

Enclosed are an original and one copy of the following documents for filing:

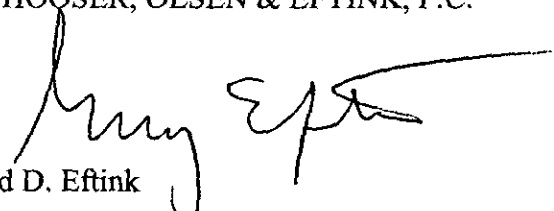
1. StopAquila.Org's Additional Suggestions Regarding Motion To Suspend

We have also this date emailed copies to all counsel of record and faxed copies of these documents to your office.

Sincerely,

VAN HOOSER, OLSEN & EFTINK, P.C.

Gerard D. Eftink



GDE/alb

Enclosures

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

In the Matter of the Application of Aquila,)
Inc., for Authority to Acquire, Sell and)
Lease Back Three Natural Gas-Fired)
Combustion Turbine Power Generation)
Units and Related Improvements to be)
Installed and Operated in the City of)
Peculiar, Missouri)

Case No. EO-2005-0156

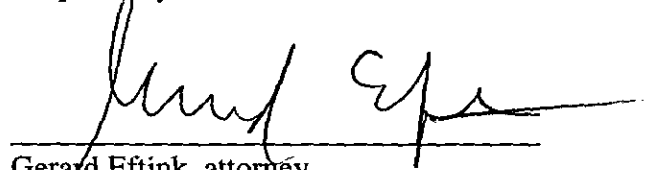
**ADDITIONAL SUGGESTIONS REGARDING MOTION
TO SUSPEND PROCEEDINGS**

COMES NOW STOPAQUILA.ORG and offers the following additional comments regarding the motions to suspend proceedings filed by STOPAQUILA.ORG and by Cass County.

1. STOPAQUILA.ORG has mailed its opening brief and Legal File in the Court of Appeals case entitled STOPAQUILA.ORG et al. v. City of Peculiar, Western District Number WD65000.
2. STOPAQUILA.ORG has filed a motion to expedite the briefing schedule and has asked the Court of Appeals for oral arguments to be held in April or May, 2005.
3. A presubmission settlement conference has been scheduled in this appeal for February 15, 2005.
4. The undersigned understands that a presubmission settlement conference has been scheduled in the appeal of the case of Cass County v. Aquila, Inc., for February 14, 2005, and that the parties have requested an expedited briefing schedule and an advanced oral argument date.

It appears the parties have been making reasonable efforts to expedite the appeals process. STOPAQUILA.ORG et al submits this information to the Commission for its consideration as it decides whether to suspend proceedings pending the outcome of the appeal or appeals.

Respectfully submitted,



Gerard Eftink, attorney
P.O. Box 1280
Raymore Mo 64083

Telephone No.: 816-322-8000
Fax No.: 816-322-8030
E-mail geftink@kc.rr.com
ATTORNEYS FOR STOPAQUILA.ORG

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail on this 31st day of January, 2005, to the Office of General Counsel at gencounsel@psc.state.mo.us; Office of Public Counsel at opcservice@ded.state.mo.us; Paul A. Boudreau at paulb@brydonloaw.com, Mark Comley at comleym@ncrpc.com, Debra Moore at dmoore@casscounty.com and John B. Coffman at jcoffman@ded.mo.gov.

By: _____

