



ATTORNEY GENERAL OF MISSOURI

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June 25, 2003

FILED³

JUN 25 2003

**Missouri Public
Service Commission**

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Public Service Commission
Governor's Office Building
Madison & E. Capitol
Jefferson City, MO 65101

RE: *In the Matter of the Application of Aquila, Inc. for Authority to Assign,
Transfer, Mortgage or Encumber Its Franchise, Works or System*
Case No. EF-2003-0465

Dear Judge Roberts:

Enclosed for filing in the above-referenced case are the original and 8 copies of the State of Missouri's Application to Intervene. Thank you for your attention to this matter.

Sincerely,

JEREMIAH W. (JAY) NIXON
Attorney General


Ronald Molteni
Assistant Attorney General

Enclosures

cc: All Parties on the Service List

JUN 25 2003

Missouri Public
Service Commission

Case No. EF-2003-0465

STATE OF MISSOURI'S
APPLICATION TO INTERVENE

The State of Missouri, through the Attorney General, seeks to intervene in order to protect its interest in having reliable electric service at reasonable and lawful rates. Those rates could be affected by encumbrances on Aquila's franchise, works and system and the impact creditors could have on Aquila's managerial decisions. The State submits this application to intervene pursuant to 4 CSR 240-2.075. In support of its application, the State of Missouri states:

1. Jeremiah W. (Jay) Nixon is the duly elected Attorney General of the State of Missouri and, as such, is authorized by law pursuant to § 27.060, RSMo 1994, to appear and interplead on behalf of the State of Missouri in any proceeding in which the State's interest may be involved.

2. The State of Missouri and its constituent agencies, departments, and institutions (collectively referred to as the "State") are major consumers of electric services throughout

the State generally, and the procurement of electric services for the State of Missouri is made entirely of public funds, thereby necessitating state intervention.

3. Because the State is a consumer of electric services, the State has a significant interest in this matter, in addition to and apart from that of the general public. The State's interest cannot be protected adequately by any other party to this proceeding.

4. The State, therefore, adequately satisfies the relevant standards for intervention within 4 CSR 240-2.075.

5. The granting of this application will in no way delay this proceeding nor unduly expand its scope.

6. This application to intervene is filed on a timely a basis.

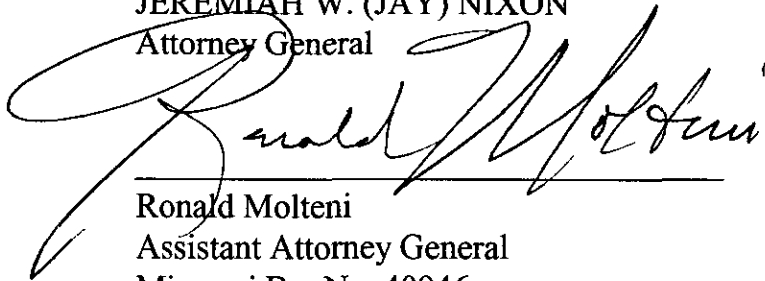
7. There is insufficient information currently available to identify individual issues that may arise in this case that may affect the State's interests. Consequently, the State reserves the right to take a position and participate with regard to any matter or issue arising in this case that may affect the State's interests.

8. If this application to intervene is granted, the State of Missouri requests that a copy of each document filed by any party to this proceeding be mailed or delivered to Ronald Molteni, Assistant Attorney General, Supreme Court Building, 207 West High Street, P.O. Box 899, Jefferson City, Missouri 65102.

WHEREFORE, the State of Missouri respectfully requests the Commission grant this application to intervene.

Respectfully submitted,

JEREMIAH W. (JAY) NIXON
Attorney General

A large, stylized handwritten signature in black ink, which appears to read "Ronald Molteni". The signature is written over a horizontal line.

Ronald Molteni
Assistant Attorney General
Missouri Bar No. 40946

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Attorneys for State of Missouri

CERTIFICATE OF SERVICE

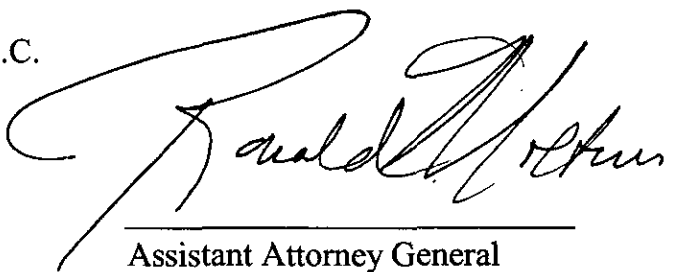
I hereby certify that a true and correct copy of the foregoing was mailed, postage prepaid, this 25th day of June, 2003, to the parties listed below and those on the attached list:

Douglas Micheel
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P.O. Box 7800
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