

**BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION**

In the Matter of the Application of Aquila,	)	
Inc., d/b/a Aquila Networks - MPS and Aquila	)	Case No. EO-2008-0046
Networks - L&P for Authority to Transfer	)	
Operational Control of Certain Transmission	)	
Assets to the Midwest Independent Transmission	)	
System Operator, Inc.	)	

**DOGWOOD ENERGY, LLC'S APPLICATION TO INTERVENE**

COMES NOW DOGWOOD ENERGY, LLC ("Dogwood") and respectfully submits its Application to Intervene in this proceeding pursuant to 4 CSR 240-2.075. In support of its Application, Dogwood states as follows:

1. Dogwood is a limited liability company organized and existing under the laws of the State of Delaware and authorized to conduct business in the State of Missouri.

2. All communications and pleadings in this case should be directed to:

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3. On August 20, 2007, Aquila, Inc. d/b/a Aquila Networks - MPS and Aquila Networks - L&P ("Aquila"), filed an application with the Missouri Public Service Commission. The applicant requested authority to transfer operational control of certain transmission assets to the Midwest Independent Transmission System Operator, Inc. ("MISO"). The Commission set September 17, 2007 as the deadline for filing applications to intervene.

4. Dogwood owns a 600 MW combined cycle generating facility located within Aquila's MPS service territory and is a potential provider of capacity and energy to Aquila. Dogwood is opposed to Aquila transferring operational control of its transmission facilities to MISO because it is not in the public interest. Dogwood bases this determination on both the results of the cost benefit study provided by Aquila and Dogwood's own operating experience in the region. Instead, Dogwood supports Aquila transferring operational control of its transmission facilities to the SPP RTO as a better option than either transferring control to MISO or the stand alone case wherein Aquila does not transfer operational control of its system to either MISO or SPP. Dogwood desires to participate in this proceeding to ensure that the Commission will have available as many relevant facts as possible while addressing and determining the issues presented. Dogwood's interests cannot be represented adequately by any other party. Since Dogwood's generating facility will "move" with Aquila's transmission facilities into either the MISO or SPP RTOs or continue to stand alone in Aquila depending on the results of this proceeding, Dogwood has a direct and tangible interest in this proceeding.

5. Granting Dogwood's Application to Intervene will also be in the public interest because Dogwood will bring to this proceeding its expertise in the areas being investigated and its experience as a wholesale electric power provider.

WHEREFORE, Dogwood respectfully requests that the Commission grant this Application to Intervene together with any further and/or additional relief the Commission deems just and proper.

Respectfully submitted,

CURTIS, HEINZ,  
GARRETT & O'KEEFE, P.C.

/s/ Carl J. Lumley

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Attorneys for Dogwood Energy, LLC

**CERTIFICATE OF SERVICE**

A true and correct copy of the foregoing was either emailed, faxed or mailed by U.S. Mail, postage paid, this 5th day of September, 2007, to the persons shown on the attached list.

/s/ Carl J. Lumley

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