

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 3rd day of  
May, 2005.

In the Matter of the Application of Aquila, Inc., for	)	
Specific Confirmation or, in the Alternative, Issuance	)	
of a Certificate of Convenience and Necessity	)	
Authorizing It to Construct, Install, Own, Operate,	)	
Control, Manage, and Maintain a Combustion Turbine	)	<b><u>Case No. EA-2005-0248</u></b>
Electric Generating Station and Associated Electric	)	
Transmission Substations in Unincorporated Areas	)	
of Cass County, Missouri, Near the Town of Peculiar	)	

**ORDER DENYING APPLICATIONS FOR REHEARING**

**Syllabus:** This order denies Cass County, Missouri's and StopAquila.org's applications for rehearing.

On April 7, the Commission issued its Order clarifying prior certificates of convenience and necessity of Aquila, Inc., and clarified that Aquila had specific authorization to build its South Harper Facility and Peculiar Substation. On April 13, Cass County filed an Application for Rehearing. On April 15, StopAquila.org also filed an Application for Rehearing.

Section 386.500.1, RSMo (2000), provides that the Commission shall grant an application for rehearing if "in its judgment sufficient reason therefor be made to appear." The Commission finds that Cass County and StopAquila.org have failed to establish sufficient reason to grant their applications. The Commission will deny them.

**IT IS THEREFORE ORDERED:**

1. That Cass County, Missouri's Application for Rehearing is denied.
2. That StopAquila.org's Application for Rehearing is denied.
3. That this order shall become effective on May 3, 2005.

**BY THE COMMISSION**

**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

( S E A L )

Davis, Chm., Murray, Clayton and Appling, CC., concur  
Gaw, C., dissents

Pridgin, Regulatory Law Judge