

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of Aquila, Inc., for)
Permission and Approval and a Certificate of Public)
Convenience and Necessity Authorizing it to Acquire,)
Construct, Install, Own, Operate, Maintain and)
Otherwise Control and Manage Electrical Production)
and Related Facilities in Unincorporated Areas of)
Cass County, Missouri, Near the Town of Peculiar)

Case No. EA-2006-0309

ORDER SETTING HEARING ON MOTIONS TO DISMISS

Issue Date: March 23, 2006

Effective Date: March 23, 2006

On January 25, 2006, Aquila, Inc., applied to the Commission for authority to operate its already-built electrical plant in an unincorporated area of Cass County, Missouri. StopAquila.org and Cass County, Missouri have filed motions to dismiss. Aquila and the Staff of the Commission oppose those motions. The Commission will set a hearing on the motions.

IT IS ORDERED THAT:

1. That the hearing on StopAquila.org's and Cass County, Missouri's motions to dismiss will be held on April 5, 2006, at 8:30 a.m., in Room 310 of the Commission's offices at the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. This hearing will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in the hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the hearing.

2. This order shall become effective on March 23, 2006.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Ronald D. Pridgin, Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 23rd day of March, 2006.