

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,) **Case No. EA-2009-0118**
Operate, Maintain, and Otherwise Control and Manage)
Electrical Production and Related Facilities in Certain Areas)
of Cass County, Missouri Near the City of Peculiar.)

ORDER SCHEDULING AN ON-THE-RECORD PRESENTATION

Issue Date: December 4, 2008

Effective Date: December 4, 2008

On September 30,¹ Aquila, Inc. d/b/a KCP&L Greater Missouri Operations Company filed an application² with the Commission requesting the grant of a Certificate of Convenience and Necessity ("CCN") for two facilities previously approved by the Commission; (a) the South Harper power plant and related infrastructure and (b) the Peculiar 345 kV substation recently annexed by the City of Peculiar.³ Dogwood Energy, L.L.C., the County of Cass, Missouri, and the Sedalia Industrial Energy Users' Association were granted intervention on October 21.

The Commission held a procedural conference on November 6, following which, the parties jointly filed a status report indicating that after the City of Peculiar makes a ruling on Aquila's Special Use Permit application, and after the parties conduct a brief period of discovery, they believe all material issues will be resolved by the execution of a stipulation

¹ All dates throughout this order refer to the year 2008 unless otherwise noted.

² The application was filed pursuant to Section 393.170, 393.171, RSMo 2000, 4 CSR 240-2.060 and 4 CSR 240-3.105(1)(B).

³ Both of these facilities are located in Cass County, Missouri.

and agreement.⁴ Because the parties believed a stipulation and agreement will be executed by the end of 2008 or in January of 2009, the Commission set January 9, 2009 as the deadline for its filing. The Commission shall now set a date to convene an on-the-record presentation for presentation of the stipulation and agreement. In the event the parties are unable to execute the stipulation and agreement, that presentation shall be cancelled.

The Commission further notes that it recognized the name change of Aquila, Inc., d/b/a KCP&L Greater Missouri Operations Company to KCP&L Greater Missouri Operations Company on November 20, in Case No. EN-2009-0164, Tariff Tracking No. JE-2009-0312. Consequently, the Commission shall direct its Data Center to amend the style of this case accordingly.

THE COMMISSION ORDERS THAT:

1. An on-the-record presentation is scheduled for February 19, 2009, beginning at 10:00 a.m. The presentation will be held in Room 305 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. This presentation will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. Any person wishing to attend who requires additional accommodations to participate in this presentation should call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the presentation.

2. The style of this case is hereby changed to: In the Matter of the Application of KCP&L Greater Missouri Operations Company for Permission and Approval and a Certificate of Public Convenience and Necessity Authorizing it to Acquire, Construct, Install,

⁴ No party requested an evidentiary hearing or a local public hearing in this matter.

Own, Operate, Maintain, and otherwise Control and Manage Electrical Production and Related Facilities in Certain Areas of Cass County, Missouri Near the City of Peculiar.

3. The Commission's Data Center shall change the style of this matter in the Commission's Electronic Information and Filing System to conform with ordered paragraph number 2.

4. This order shall become effective immediately upon issue.

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)

Harold Stearley, Senior Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 4th day of December, 2008.