

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Resource Plan of Aquila, Inc.,)
d/b/a Aquila Networks – MPS and Aquila) **Case No. EO-2007-0298**
Networks – L&P Pursuant to 4 CSR 240-22)

ORDER GRANTING JOINT REQUEST FOR
VARIANCE FROM COMMISSION RULE 4 CSR 240-22.080

Issue Date: August 7, 2007

Effective Date: August 7, 2007

On February 5, 2007, Aquila Inc., d/b/a Aquila Networks – MPS and Aquila Networks – L&P, filed its Utility Resource Filing as required by 4 CSR 240-22. This filing is also sometimes known as an integrated resource plan, or IRP. According to Commission Rules 4 CSR 240-22.080(5) and (6), other parties would have until June 5, 2007 to respond. However, at the request of some parties, the Commission extended that deadline to June 19.

Commission Rule 4 CSR 240-22.080(8) requires the parties to report to the Commission 45 days after any party has claimed that the company has deficiencies in its' IRP. In this case, that means the rule requires the parties to report to the Commission no later than August 3.

On August 3, instead of that report, Staff, on behalf of all the parties, filed a Joint Request for Variance from Commission Rule 4 CSR 240-22.080. In that pleading, the parties explain that they have made significant progress toward resolving the deficiencies, and that more time is needed to continue negotiating. Therefore, the parties request that

the Commission grant a variance from the above-cited Commission rule, and permit the parties to file either a joint agreement or status report no later than August 31.

Commission Rule 4 CSR 240-2.080(15) allows parties ten days to respond to pleadings. However, in light of Staff's assertion that all the parties join in this motion, the Commission will take it up unopposed. The Commission finds the request reasonable, and will grant it.

IT IS ORDERED THAT:

1. The Joint Request for Variance from Commission Rule 4 CSR 240-22.080 filed on August 3, 2007 is granted.
2. The parties shall file a joint agreement or, in the alternative, a status report, no later than August 31, 2007.
3. This order shall become effective on August 7, 2007.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

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

Dated at Jefferson City, Missouri,
on this 7th day of August, 2007.