

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of Tariff Revisions Filed by )  
Aquila, Inc. d/b/a Aquila Networks – MPS and )  
Aquila Networks - L&P Designed to Continue )  
and Expand its Fixed Bill Pilot Program. )

Case No. EO-2007-0395

**MOTION TO SUSPEND OPERATION OF  
NEW TARIFF PROVISIONS FOR AQUILA’S FIXED BILL PROGRAM**

COMES NOW the Staff (“Staff”) of the Missouri Public Service Commission (“Commission”) and, for its motion to suspend the operation of Aquila’s new tariff provisions that would change its fixed bill program, states:

1. On April 13, 2007, Aquila filed testimony and tariff sheets to replace its fixed bill program effective July 1, 2007. In response, the Staff and the Office of the Public Counsel met with Aquila personnel multiple times regarding the proposed program and Aquila, to facilitate the discussions, extended the effective date of the tariff sheets to September 1, 2007.

2. While the Staff, Aquila and the Office of the Public Counsel are still discussing the proposed program, Aquila is unwilling to further extend the effective date of the tariff sheets beyond September 1, 2007.

3. It is the Staff’s view that the amounts customers will pay under Aquila’s proposed fixed bill program are excessive—in particular the risk premium. Further, the Staff does not know how Aquila will allocate the costs of the fixed bill program and the Staff believes that matter needs to be examined before the program is available. Therefore, the Staff recommends the Commission, pursuant to section 393.150, RSMo 2000, suspend Aquila’s tariff sheets for 120 days to examine the propriety of Aquila’s proposed fixed bill program.

4. The Staff further recommends the Commission set an early prehearing conference for purposes of establishing a procedural schedule for this case.

WHEREFORE, the Staff respectfully requests that the Commission suspend Aquila's tariff sheets for 120 days to examine the propriety of Aquila's proposed fixed bill program and set an early prehearing conference for purposes of establishing a procedural schedule.

Respectfully submitted,

/s/ Nathan Williams

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 24<sup>th</sup> day of August 2007.

/s/ Nathan Williams