

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

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,) Case No. EA-2009-0118
Construction, Install, 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.)

DOGWOOD ENERGY, LLC'S APPLICATION TO INTERVENE

COMES NOW Dogwood Energy, LLC ("Dogwood") and respectfully submits its Application to Intervene in this proceeding pursuant to 4 CSR 240-2.075. In support of its Application, Dogwood states as follows:

1. Dogwood is a limited liability company organized and existing under the laws of the State of Delaware and authorized to conduct business in the State of Missouri. Dogwood owns the 625 MW combined cycle generating facility located in Pleasant Hill, Missouri, which is within the MPS service territory of Aquila, Inc. d/b/a KCP&L Greater Missouri Operations Company ("GMO").

2. All communications and pleadings in this case should be directed to:

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3. On September 30, 2008, GMO filed an application with the Missouri Public Service Commission. The applicant has requested that the Commission grant it a Certificate of Convenience and Necessity 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, both of which are located in Cass County.

4. Dogwood seeks to intervene in this proceeding because the Commission's decision could affect Dogwood's interests as a provider of wholesale electric power in the region. Dogwood has been an active participant in recent cases involving GMO, including Case Nos. EM-2007-0374 and E0-2008-0046. Dogwood takes no position at this time regarding the merits of the application.

5. Granting Dogwood's Application to Intervene will also be in the public interest because Dogwood will bring to this proceeding its expertise in the areas being investigated and its experience as a wholesale electric power provider.

WHEREFORE, Dogwood respectfully requests that the Commission grant this Application to Intervene together with any further and/or additional relief the Commission deems just and proper.

Respectfully submitted,

CURTIS, HEINZ,
GARRETT & O'KEEFE, P.C.

/s/ Carl J. Lumley

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CERTIFICATE OF SERVICE

A true and correct copy of the foregoing was emailed, faxed or mailed by U.S. Mail, postage paid, this 16th day of October, 2008, to the persons shown on the attached list.

/s/ Carl J. Lumley

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