

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of Aquila, Inc., for)
Approval of Its Experimental Regulatory Plan and for)
a Certificate of Convenience and Necessity Authorizing)
It to Participate in the Construction, Ownership,)
Operation, Maintenance, Removal, Replacement,)
Control and Management of a Steam Electric)
Generating Station in Platte County, Missouri, or)
Alternatively for an Order Specifically Confirming That)
Aquila, Inc., Has the Requisite Authority under Its)
Existing Certificate(s))

Case No. EO-2005-0293

ORDER DIRECTING FILING

Issue Date: July 8, 2005

Effective Date: July 8, 2005

On March 2, 2005, Aquila, Inc., asked the Commission to approve its experimental regulatory plan. Aquila has twice amended its application, and now asks the Commission to approve only its plan to encumber certain assets to support its participation in upgrading latan 1 and building latan 2. On June 24, Aquila filed a Status Report.

In that report, Aquila informs the Commission that the parties may file a stipulation the week of July 3. If so, then Aquila asks the Commission to set a hearing no later than the week of July 17.

The Office of the Public Counsel and Sedalia Industrial Energy Users' Association object to Aquila's proposed hearing dates. They believe they will need more time to conduct discovery, and prefer a hearing in or after October. Further, they state that a stipulation could be filed as early as the week of July 11. The Staff of the Commission

states that the parties are still negotiating, and that they are trying to reach an agreement before the week of July 17.

The Commission will direct Staff to inform the Commission of the status of the negotiations.

IT IS THEREFORE ORDERED:

1. That the Staff of the Commission shall file a Status Report regarding the parties' negotiations and possible hearing dates no later than July 15, 2005.
2. That this order shall become effective on July 8, 2005.

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 8th day of July, 2005.