

NEWMAN, COMLEY & RUTH P.C.

ATTORNEYS AND COUNSELORS AT LAW

601 MONROE STREET, SUITE 301

P.O. BOX 537

JEFFERSON CITY, MISSOURI 65102-0537

TELEPHONE: (573) 634-2266

FACSIMILE: (573) 636-3306

www.ncrpc.com

ROBERT K. ANGSTEAD
ROBERT J. BRUNDAGE
MARK W. COMLEY
LANETTE R. GOOCH
CATHLEEN A. MARTIN

MARTIN A. MILLER
STEPHEN G. NEWMAN
THOMAS R. O'TOOLE
JOHN A. RUTH
ALICIA EMBLEY TURNER

July 17, 2006

FILED²
JUL 17 2006
Missouri Public
Service Commission

The Honorable Colleen M. Dale
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102-0360

Re: Case No. ER-2007-0004

Dear Judge Dale:

Please find enclosed for filing in the referenced matter an original and five copies of an Application to Intervene.

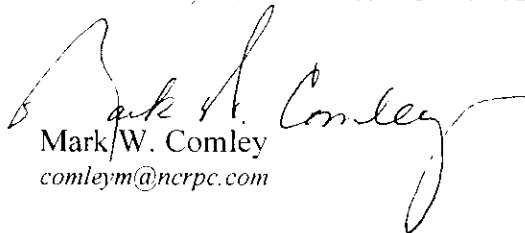
Would you please bring this filing to the attention of the appropriate Commission personnel.

Thank you for your attention to this matter.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:


Mark W. Comley
comleym@ncrpc.com

MWC:ab

Enclosure

cc: Office of Public Counsel
General Counsel's Office
William D. Geary
James C. Swearingen

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED²

JUL 17 2006

Missouri Public
Service Commission

In the Matter of the Tariffs of Aquila, Inc., d/b/a)
Aquila Networks – MPS and Aquila Networks – L & P)
Increasing Electric Rates for the Services Provided) Case No. ER-2007-0004
to Customers in the Aquila Networks – MPS and)
Aquila Networks – L & P Service Areas.)

APPLICATION TO INTERVENE

COMES NOW the City of Kansas City, Missouri (hereinafter sometimes Kansas City),
pursuant to 4 CSR 240-2.075 of the Rules of Practice and Procedure, and for its Application to
Intervene respectfully states:

1. The City of Kansas City, Missouri, is a municipality of the State of Missouri.
2. Correspondence, communications, orders and the decision in this matter should be

addressed to:

William D. Geary
Assistant City Attorney
2700 City Hall
414 E. 12th St.
Kansas City, MO 64106
Telephone No.: 816/513-3118
Fax No.: 816/513-3133

Mark W. Comley
NEWMAN, COMLEY & RUTH P.C.
P.O. Box 537
Jefferson City, MO 65102-0537
Telephone No.: 573/634-2266
Fax No.: 573/636-3306

3. This case arose when Aquila, Inc., d/b/a Aquila Network–MPS and Aquila Networks–L&P (collectively “Aquila”) filed certain tariff sheets to implement a general rate increase for retail electric service. On July 5, 2006 the Commission issued an order and notice

directing that interested parties wishing to intervene must do so on or before July 25, 2006. This application is therefore timely.

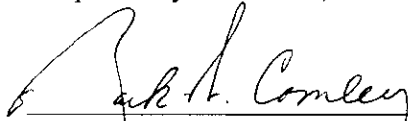
4. Kansas City is itself a large consumer of energy supplied by Aquila. Kansas City is interested in the impact of any decisions in this proceeding on behalf of itself and its residents and businesses. Additionally, the City, through the Weatherization Program Division of the Neighborhood and Community Services Department, administers a weatherization program in civic partnership with Aquila and other utilities.. Aquila's participation in the weatherization program was most recently addressed by the Commission in the stipulation approved in Case No. ER-2005-0436. The City's interest in this proceeding is different from that of the general public. It desires to participate fully in this proceeding including hearing and the briefing of the issues.

5. At this time, Kansas City is uncertain of the position it will take in this matter.

6. Granting the proposed intervention would serve the public interest.

WHEREFORE, for the foregoing reasons, the City of Kansas City, Missouri, respectfully requests that the Commission grant its Application to Intervene in this matter, and thereby entitle the City to have notice and to appear at the taking of testimony, to produce and cross-examine witnesses and to be heard on the argument, and in all other respects fully participate in this proceeding.

Respectfully submitted,

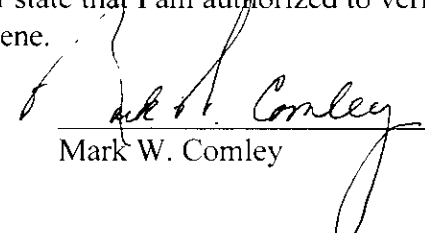

Mark W. Comley #28847
NEWMAN, COMLEY & RUTH P.C.
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, MO 65102-0537
(573) 634-2266
(573) 636-3306 (FAX)

Attorneys for City of Kansas City, Missouri

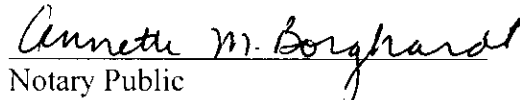
ATTORNEY VERIFICATION

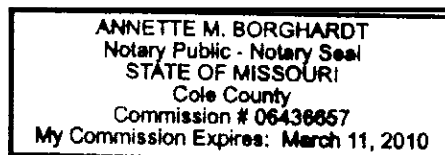
STATE OF MISSOURI)
) ss.
COUNTY OF COLE)

I, Mark W. Comley, being first duly sworn, do hereby certify, depose and state that I am the attorney for The City of Kansas City, Missouri which seeks intervention in the above captioned proceeding before the Missouri Public Service Commission; that I have read the above and foregoing Application to Intervene and the allegations therein contained are true and correct to the best of my knowledge, information and belief; and I further state that I am authorized to verify the foregoing application by the above said applicant to intervene.


Mark W. Comley

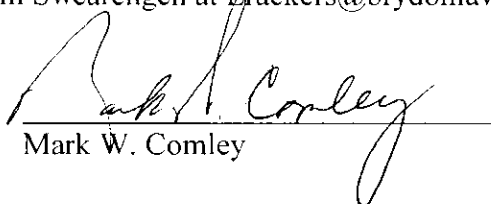
Subscribed and sworn to before me, a Notary Public, this 17th day of July, 2006.


Notary Public



Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via email on this 17th day of July, 2006, to: General Counsel at gencounsel@psc.mo.gov; Public Counsel at opcservice@ded.mo.gov; and Jim Swearengen at lrackers@brydonlaw.com.


Mark W. Comley