

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of Aquila, Inc., d/b/a)	
Aquila Networks – MPS and Aquila Networks – L&P)	
for Authority to Transfer Operational Control of Certain)	<u>Case No. EO-2008-0046</u>
Transmission Assets to the Midwest Independent)	
Transmission System Operator, Inc.)	

ORDER ADOPTING PROCEDURAL SCHEDULE

Issue Date: October 30, 2007

Effective Date: October 30, 2007

Syllabus: This order adopts the procedural schedule jointly proposed by the parties to this case.

On October 15, 2007, a prehearing conference was held in this case. During that conference the parties were directed to jointly submit a proposed procedural schedule. On October 29, 2007, the parties filed a Jointly Proposed Procedural Schedule, which the Commission will adopt.

The Commission finds that the following conditions should be applied:

(A) The Commission will require that testimony be prefiled as defined in Commission Rule 4 CSR 240-2.130. All parties must comply with this rule, including the requirement that testimony be filed on line-numbered pages.

(B) Pursuant to Commission Rule 4 CSR 240-2.130(15), testimony and schedules for which a claim of confidentiality is made shall be filed in accordance with the protective order issued in this case. Any testimony or schedule not so filed will be considered public information.

(C) The parties shall agree upon and Staff shall file a list of the issues to be heard, the witnesses to appear on each day of the hearing, the order in which they will be called, and the order of cross-examination for each witness. Any issue not contained in this list of issues will be viewed as uncontested and not requiring resolution by the Commission.

(D) All pleadings, briefs, and amendments shall be filed in accordance with Commission Rule 4 CSR 240-2.080. Briefs shall follow the same list of issues as filed in the case and must set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission.

(E) All parties are required to bring an adequate number of copies of exhibits that they intend to offer into evidence at the hearing. If an exhibit has not been prefiled, the party offering it should bring, in addition to the copy for the court reporter, copies for the five Commissioners, the Presiding Judge, and all counsel.

IT IS ORDERED THAT:

1. The following procedural schedule is established:

Direct Testimony - Aquila	–	August 20, 2007
Rebuttal Testimony- non-Aquila parties	–	November 30, 2007
Surrebuttal & Cross-Surrebuttal Testimony - all Parties	–	January 18, 2008
Prehearing Conference	–	February 4, 2008 10:00 a.m.
Joint Stipulation of Facts, List of Issues, Order of Witnesses and Order of Cross-Examination	–	February 8, 2008

**Statements of Position, Exhibit
Lists and Objections to Prefiled
Testimony**

– **February 15, 2008**

Evidentiary Hearings:

– **March 3-5, 2008
10:00 a.m. first day,
8:30 a.m. thereafter**

2. The hearing will be held at the Commission's office at the Governor Office Building, Room 310, 200 Madison Street, Jefferson City, Missouri. This building meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the hearing.

3. This order shall become effective on October 30, 2007.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Cherlyn Voss, Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 30th day of October, 2007.