

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

In the Matter of the Joint Application of)	
UtiliCorp United Inc. and St. Joseph)	
Light & Power Company for Authority to)	
Merge St. Joseph Light & Power Company)	Case No. EM-2000-292
With and into UtiliCorp United Inc., and,)	
in Connection Therewith, Certain Other)	
Related Transactions.)	

**AQUILA, INC.'S STATEMENT OF POSITION
WITH RESPECT TO RECOUPMENT OF ACQUISITION
PREMIUM AND MERGER SAVINGS**

Comes now Aquila, Inc., formerly UtiliCorp United Inc., by counsel, and respectfully states to the Missouri Public Service Commission ("Commission") as follows:

1. The captioned proceeding has been remanded to the Commission by the Missouri Supreme Court to consider and decide, among other things, the recoupment of the acquisition premium which resulted in connection with the merger which is the subject of this proceeding.

2. In connection therewith, Aquila states that it will not seek to recoup or otherwise recover through rates the subject acquisition premium.

3. In addition, Aquila states that it will not seek to recover through rates the merger savings or synergies in connection with the merger transaction which is the subject of this proceeding (which savings recovery the Staff has characterized as "premium recovery") either in the pending Aquila rate cases, Case No. ER-2004-0034, Case No. HR-2004-0024, and Case No. GR-2004-0072, or any subsequent Aquila rate proceeding before this Commission.

WHEREFORE, having submitted its statement of position as aforesaid, Aquila respectfully requests the Commission to issue its order in this matter in accordance with

the remand of the Missouri Supreme Court at its earliest opportunity.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was sent by U.S. Mail, postage prepaid, or hand-delivered, on this 25th day of February 2004, to all parties of record.

