BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the matter of an Investigation into Compliance)	
with the Required Registration of Sellers of)	
Electricity and Gas for Use or Consumption)	Case No. GO-2004-0195
Within Missouri)	

MOTION FOR DISMISSAL OF PARTY ENERGYONE VENTURES, L.P.

COMES NOW Aquila, Inc., ("Aquila"), by and through its undersigned counsel, and respectfully requests that this Commission dismiss EnergyOne Ventures, L.P. ("EnergyOne") as a named party in this investigatory proceeding, and that EnergyOne be allowed to withdraw from all further participation in same. In support of this Motion, Aquila respectfully states as follows:

- 1. By Order issued December 9, 2003, the Commission opened a case to investigate the sale or distribution of gas and electricity in Missouri by entities that are not certificated by the Commission. One of the entities that the Commission's Order purported to make a party to this case was "Energy One Ventures."
- 2. Prior to October 1, 2002, EnergyOne was a Delaware limited partnership in which Aquila was the general partner owning a 1% interest and Agricultural Investment, Inc. (a wholly owned subsidiary of Aquila) was the limited partner owning a 99% interest.
- 3. Effective October 1, 2002, Aquila, on its own behalf and on behalf of its wholly owned subsidiary Agricultural Investments, Inc., sold EnergyOne to Cornerstone Energy, Inc., a Nebraska corporation, ("Cornerstone") at which time EnergyOne was merged into Cornerstone.

4. As a result of its aforementioned acquisition by Cornerstone, EnergyOne no longer exists as a separate legal entity and is not registered with the Missouri Secretary of State to conduct business in the state of Missouri.

5. Attached hereto is the Affidavit of Tim Hess, who is the Senior Manager, External Affairs - CO/KS for Aquila, attesting to the facts set forth herein.

6. In view of the above stated grounds, Aquila believes that EnergyOne has inadvertently and erroneously been included within the scope and jurisdiction of these proceedings.

WHEREFORE, Aquila, Inc. respectfully requests that EnergyOne Ventures, L.P. be dismissed from the above-captioned proceeding and relieved from all further participation as a party to this matter.

Respectfully submitted,

Dean L. Cooper

MoBar #36592

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ATTORNEYS FOR AQUILA, INC.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was
served by electronic mail this 4 day of 2004 upon the Office of the Public
Counsel, the Office of the General Counsel, and upon counsel for the other parties to this case.
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BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the matter of an Investigation into Compliance with the)	
Required Registration of Sellers of Electricity and Gas for)	
Use or Consumption Within Missouri)	Case No. GO-2004-0195
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AFFIDAVIT OF TIM HESS

COMES NOW Tim Hess, and states as follows:

- 1. My name is Tim Hess. I am over 18 years of age, of sound mind, and I am competent to make this Affidavit.
- I am presently employed by Aquila, Inc. as its Senior Manager, External Affairs-- CO/KS. My duties have included participating in the previous operations of EnergyOne Ventures, L.P. ("EnergyOne") and its sale to Cornerstone Energy, Inc. I have read the accompanying "Motion For Dismissal of Party EnergyOne Ventures, L.P.," and am familiar with the facts set forth therein.
- 3. I am aware that EnergyOne has been named as a party in the above-captioned matter currently pending before the Public Service Commission of the State of Missouri. I understand that the Commission instituted this proceeding in order to determine if certain Missouri entities are violating Missouri law by engaging in the sale and distribution of energy services in the State of Missouri, without first being certified by the Commission pursuant to Missouri law.
- 4. Prior to October 1, 2002, EnergyOne was a Delaware limited partnership in which Aquila was the general partner owning 1% interest and Agricultural Investment, Inc. (a wholly owned subsidiary of Aquila) was the limited partner owning 99% interest. Effective October 1, 2002, Aquila, on its own behalf and on behalf of its wholly owned subsidiary Agricultural Investments, Inc., sold EnergyOne to Cornerstone Energy, Inc., a Nebraska corporation, ("Cornerstone") at which time EnergyOne was merged into Cornerstone.
- 5. As a result of its aforementioned acquisition by Cornerstone, EnergyOne no longer exists as a separate legal entity and is not registered with the Missouri Secretary of State to conduct business in the state of Missouri.

6. There has been no continuing relationship or affiliation of any kind between Aquila and EnergyOne since the sale of EnergyOne to Cornerstone in October of 2002.

Further Affiant sayeth not.

Mr. Tim Hese

Aquila, Inc.

Senior Manager, External Affairs - CO/KS

Subscribed and sworn to before me this __ day of ______, 2004.

KATHERINE A. NICKELL

MOTARY PUBLIC
STATE OF KANSAS

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My Commission expires: