

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

In the Matter of Aquila, Inc., d/b/a Aquila Networks - L&P and Aquila Networks - MPS to Implement a General Rate Increase in Electricity))))	Case No. ER-2004-0034
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In the Matter of the Request of Aquila, Inc. d/b/a Aquila Networks - L&P, to Implement a General Rate Increase in Steam Rates)))	Case No. HR-2004-0024
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MOTION TO APPROVE TARIFFS AND FOR EXPEDITED TREATMENT

Comes now Aquila, Inc., by counsel, and for its Motion to Approve Tariffs and for Expedited Treatment pursuant to 4 CSR 240-2.080 respectfully states to the Missouri Public Service Commission ("Commission") as follows:

1. On April 13, 2004, the Commission issued its Order Approving the Unanimous Stipulation and Agreement ("the Order") in the captioned-matter, the Order to become effective April 22, 2004.

2. On April 14, 2004, in accordance with Ordered paragraph numbers 6, 7, and 8 of the Order, Aquila transmitted to the Commission for filing in electronic form, the revised tariff sheets attached to the Unanimous Stipulation and Agreement, which tariff sheets were specifically approved by the Order and directed to be filed. The tariff sheets bore a date of issue of April 14, 2004, and an effective date of April 22, 2004, as directed by the Commission. Said tariff sheets are attached to this Motion as Schedule 1 and made a part hereof for all purposes.

3. Thereafter, on April 16, 2004, the Staff of the Commission filed its Staff Recommendation whereby it recommended that the Commission issue its order approving the subject tariff sheets. A copy of the Staff's Recommendation is attached hereto as

Schedule 2 and made a part hereof for all purposes.

4. Thereafter, on April 19, 2004, counsel for Aquila received a letter from the Chief Judge and Secretary of the Commission that purported to reject the tariffs filed by Aquila on April 14, 2004. A copy of said letter is attached hereto as Schedule 3 and made a part hereof for all purposes.

5. Thereafter, on April 20, 2004, the Commission issued its Order Approving Tariffs Filed in Compliance with Commission Order, which order was subsequently vacated by a second Commission order that same date. Said orders are attached hereto as Schedules 4 and 5 and made a part hereof for all purposes.

6. Aquila believes that the tariffs it submitted to the Commission on April 14, 2004, Schedule 1 hereto, are in all respects in compliance with the Order Approving Unanimous Stipulation and Agreement. The tariff sheets were a part of the Stipulation and Agreement and the form of each tariff sheet was specifically approved by the Commission. The Commission specifically ordered Aquila to file tariff sheets reflecting Aquila, Inc.'s three fictitious names, Aquila Networks - L&P, Aquila Networks - MPS and Aquila Networks. Certificates of corporate records issued by the Missouri Secretary of State reflecting Aquila's registration of said fictitious names have been filed with the Commission. Any tariff sheets filed by Aquila in any form other than that authorized and directed by the Commission would be in violation of the Order.

7. Given the circumstances, Aquila desires that the Commission act on this Motion no later than Wednesday, April 21, 2004. The tariffs which Aquila seeks to file with the Commission simply implement the Unanimous Stipulation and Agreement in compliance with the Order. If said tariffs, in the form of Schedule 1, are not allowed to take

effect as agreed to among the parties and in compliance with the Order, then the validity of the settlement will be jeopardized and the result will be inconsistent with the agreement among all parties to this case. This Motion is being filed with the Commission at the earliest opportunity.

WHEREFORE, in view of the foregoing, Aquila respectfully moves the Commission to take up this Motion at its earliest opportunity and to issue its Order Approving the tariff sheets which Aquila transmitted to the Commission for filing with the Commission in this matter on April 14, 2004, which tariff sheets are Schedule 1 to this Motion so that said tariff sheets may become effective on April 22, 2004, as directed by the Commission.

Respectfully submitted,



James C. Swearingen #21510
Brydon, Swearingen & England, P.C.
312 East Capitol Avenue
P.O. Box 456
Jefferson City, MO 65102
573/635-7166 (telephone)
573/634-7431 (fax)
Lrackers@brydonlaw.com (E-mail)

Attorneys for Aquila, Inc.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was mailed by first class mail, hand delivered or electronically filed on this 7th day of April, 2004 to all parties of record.

