

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

|                                              |   |                              |
|----------------------------------------------|---|------------------------------|
| In the Matter of the Name Change Request     | ) |                              |
| from Aquila, Inc., dba Aquila Networks – L&P | ) | <u>Case No. EN-2009-0015</u> |
| and Aquila, Inc., dba Aquila Networks – MPS, | ) | Tariff Nos. JE-2009-0013     |
| to Aquila, Inc., dba KCP&L Greater Missouri  | ) | and YH-2009-0014             |
| Operations Company.                          | ) |                              |

**ORDER DENYING MOTION FOR EXPEDITED TREATMENT**

Issue Date: July 9, 2008

Effective Date: July 9, 2008

On July 2, 2008, Aquila, Inc., dba Aquila Networks – L&P and Aquila, Inc. dba Aquila Networks – MPS (hereafter “Aquila”), and Great Plains Energy Incorporated (hereafter “GPE”) requested the Commission to recognize Aquila’s name change to Aquila, Inc., dba KCP&L Greater Missouri Operations Company. With its application, the applicants filed tariff sheets evidencing such a name change that bear an effective date of August 1, 2008.

However, Aquila and GPE also filed a Motion for Expedited Treatment, asking the Commission to approve the tariffs effective July 14, 2008, which would coincide with the closing date of the transactions authorized in Commission Case No. EM-2007-0374. To attempt to accommodate the applicants, the Commission ordered Staff to respond no later than July 8, and permitted other responses to also be filed no later than July 8.

On July 8, the Office of the Public Counsel (hereafter “OPC”) responded. It stated that it did not object to the name change itself. Nevertheless, OPC suggested that the Commission should time its decision to coincide with its decision on whether to extend the effective date of its Report and Order in Case No. EM-2007-0374. Further, OPC stated that

the applicants have failed to file evidence of the registration of the fictitious name with the Missouri Secretary of State, as required by Commission rule.

Staff also responded on July 8, recommending that the Commission approve the name change subsequent to Aquila and GPE's timely filing of the registration of the fictitious name with the Missouri Secretary of State.

Commission Rule 4 CSR 240-2.080(16) allows parties to request expedited treatment of their applications. That rule requires applicants for expedited treatment to plead the harm that will be avoided, or the benefit that will accrue, if the Commission acts by the date desired. Aquila and GPE state that the Commission's failure to grant expedited treatment will not negatively affect their customers or delay the closing date of the transaction approved in Case No. EM-2007-0374.

Commission Rule 4 CSR 240-2.060(5)(B) requires applicants for name change to submit "(e)vidence of registration of the name change with the Missouri secretary of state." The applicants have yet to provide this.

Based upon the lack of harm to either the applicants or their customers, and based upon the applicants failure to comply with Commission Rule 4 CSR 240-2.060(5)(B) thus far, the Commission will deny the Motion for Expedited Treatment. The application for name change remains pending, and the Commission does not rule on it at this time.

**IT IS ORDERED THAT:**

1. The Joint Motion for Expedited Treatment of Application for Change of Name filed by Aquila, Inc., dba Aquila Networks – L&P, Aquila, Inc. dba Aquila Networks – MPS, and Great Plains Energy Incorporated is denied.

2. This order shall become effective on July 9, 2008.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written in a cursive style.

Colleen M. Dale  
Secretary

( S E A L )

Ronald D. Pridgin, Senior Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 9th day of July, 2008.