

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

In the Matter of an Examination of Class )	
Cost of Service and Rate Design in the )	
Missouri Jurisdictional Electric Service )	Case No. EO-2002-384
Operations of Aquila, Inc., formerly known )	
As UtiliCorp United Inc. )	

**NOTICE REGARDING STATEMENT OF POSITION  
AND PREHEARING BRIEF**

COMES NOW The Empire District Electric Company ("Empire"), through the undersigned counsel, and for its Notice Regarding Statement of Position and Prehearing Brief respectfully states as follows:

1. By virtue of the Commission's Order Regarding Consolidation and Procedural Schedule issued herein on August 23, 2005, Empire was made a party to this case. However, Empire had not sought to intervene in this case. Accordingly, Empire will not be filing a Statement of Position or Prehearing Brief herein.

Respectfully submitted,

**/s/ Jeffrey A. Keevil**

---

Jeffrey A. Keevil #33825  
STEWART & KEEVIL, L.L.C.  
4603 John Garry Drive, Suite 11  
Columbia, Missouri 65203  
(573) 499-0635  
(573) 499-0638 (fax)  
[per594@aol.com](mailto:per594@aol.com)

Attorney for The Empire District  
Electric Company

### **CERTIFICATE OF SERVICE**

The undersigned certifies that a true copy of the foregoing was sent to counsel for parties of record by depositing same in the U.S. Mail first class postage paid, by hand-delivery, or by electronic transmission, this 4<sup>th</sup> day of November, 2005.

**/s/ Jeffrey A. Keevil**

---