

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

In the Matter of the Joint Application of Great Plains )  
Energy Incorporated, Kansas City Power & Light )  
Company, and Aquila, Inc., for Approval of the Merger ) **Case No. EM-2007-0374**  
of Aquila, Inc., with a Subsidiary of Great Plains )  
Energy Incorporated and for Other Related Relief. )

**ORDER DIRECTING FILING**

Issue Date: December 27, 2007

Effective Date: December 27, 2007

On December 13, 2007, the Office of the Public Counsel (“OPC”) filed a Motion to Dismiss this matter. Since then, various responsive pleadings have been filed by different parties. The Commission wishes to ensure that it has all available relevant information before it in order to fully evaluate the motion. Consequently, the Commission directs the parties arguing in favor of, and in opposition to, OPC’s Motion to Dismiss as follows:

- (1) The parties arguing in favor of, and in opposition to, OPC’s Motion to Dismiss shall file the full context of the relevant portions of the depositions of Michael J. Chesser and William H. Downey, which these parties reference in their respective motion and/or responsive pleadings. The Commission would like to view enough of the surrounding text to the quoted citations as to be able to fully analyze these passages and avoid any issues associated with selective quotation.
- (2) Additionally, in its December 26, 2007 pleading, entitled, “Opposition to Motion to Dismiss,” Great Plains Energy Inc., et al, references the dates of either January 17 or 24, 2007, as being the date when the meetings

that are the subject of the motion to dismiss are alleged to have occurred.

The Commission directs Great Plains to identify with particularity the exact date of the alleged meeting(s) with the Commissioners.

(3) All filings directed in this order are due no later than 5:00 p.m., on Friday December 28, 2007.

**IT IS ORDERED THAT:**

1. No later than 5:00 p.m., on Friday December 28, 2007, the parties arguing in favor of, and in opposition to, the Office of the Public Counsel's Motion to Dismiss this matter are directed to submit the information described in the body of this order.
2. This order shall become effective on December 27, 2007.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

Harold Stearley, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 27th day of December, 2007.