

**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)	
and Aquila, Inc. dba Aquila Networks - MPS,)	<u>Case No. EN-2009-0015</u>
to Aquila, Inc. dba KCP&L Greater Missouri)	
Operations Company)	

RESPONSE TO ORDER DIRECTING FILING

COMES NOW the Office of the Public Counsel and for its Response to Order Directing Filing states as follows:

1. On July 1, 2008, the Commission issued its Report and Order in Case No. EM-2007-0374. The Report and Order bears an effective date of July 11, 2008. On July 7, Public Counsel, along with the Sedalia Industrial Energy Users' Association, AG Processing, Inc. and Praxair, Inc., moved to extend the effective date of that Report and Order.

2. This case is ancillary to Case No. EM-2007-0374; that is, but for the granting of the relief in Case No. EM-2007-0374, there would be no need for the name change contemplated herein. Public Counsel suggests that the Commission should not authorize the name change in this case until it rules on the motion to extend the effective date in Case No. EM-2007-0374. Public Counsel has no issue with the name change itself¹, but rather the timing with respect to the effective date of the Report and Order in Case No. EM-2007-0374, the effective date(s) of the approvals granted therein, and the closing of the transactions.

3. In their adoption notice cover letter, the joint applicants stated that: "Evidence of

¹ Even though it is hard to imagine a less catchy name than "Aquila, Inc., dba KCP&L Greater Missouri Operations Company."

registration of the new fictitious name with the Missouri secretary of state will be filed as soon as possible as a late-filed exhibit, but prior to the granting of the authority sought herein (4 CSR 240-2.060(2)).” Public Counsel notes that this evidence required by 4 CSR 240-2.060(2) has not yet been filed. The Commission should not approve the name change until it has received and reviewed this evidence.

WHEREFORE, Public Counsel respectfully: 1) requests that the Commission not authorize any name change until after it has received and reviewed the evidence required by 4 CSR 240-2.060(2); and 2) requests that the Commission coordinate any granting of relief in this case with its actions in Case No. EM-2007-0374.

Respectfully submitted,

/s/ Lewis R. Mills, Jr.

By: _____

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been emailed to all parties this 8th day of July 2008.

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