

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

In the Joint Application of Aquila, )  
Inc. d/b/a Aquila Networks - MPS and )  
Aquila Networks - L&P ("Aquila"), )  
The Empire District Gas Company )  
("EDG") and the Empire District )  
Electric Company ("EDE") for an )  
order authorizing the sale, transfer )  
and assignment of certain assets and )  
liabilities from Aquila to EDG and )  
in connection therewith certain )  
other related transactions. )

GO-2006-0205

APPLICATION TO INTERVENE OF  
PITTSBURGH CORNING CORPORATION

COMES NOW Pittsburgh Corning Corporation, ("Pittsburgh Corning"), pursuant to 4 C.S.R. 240-2.110(14)-(16) and applies to intervene herein with respect to the above filing made by Aquila, Inc. d/b/a Aquila Networks - MPS and Aquila Networks - L&P ("Aquila"), The Empire District Gas Company ("EDG") and the Empire District Electric Company ("EDE") (hereinafter "Joint Applicants") on or about November 8, 2005. In support thereof, Pittsburgh Corning respectfully states:

1. Pittsburgh Corning is a corporation duly licensed and authorized to do business in Missouri. Pittsburgh Corning operates a major manufacturing facility in Sedalia, Missouri. Pittsburgh Corning consumes substantial quantities of natural gas that it purchases on its own account and has locally transported by Aquila Networks - MPS.

2. Pittsburgh Corning consumes a large portion of the natural gas sold or transported by Aquila in Sedalia under its industrial sales or transportation rates.

3. Pittsburgh Corning employs numerous persons from the Sedalia community and surrounding areas. The cost of energy in general and natural gas in particular is of significant concern to Pittsburgh Corning in planning its activities and business plans in Sedalia. Significantly, Pittsburgh Corning is also concerned with the reliability of its natural gas deliveries.

4. On or about November 8, 2005, the Joint Applicants sought Commission authorization for the sale, transfer and assignment of certain assets and liabilities from Aquila to EDG and other related transactions.

5. Pittsburgh Corning representatives have not yet completed review of this significant filing and a definitive position with respect to the filing cannot be stated at this time. For purposes of 4 C.S.R. 240-2.110 (13), Pittsburgh Corning states that it currently opposes the relief sought by Joint Applicants, but this position is subject to continuing review.

6. Pittsburgh Corning will be bound or adversely affected by any Commission order in this proceeding. Because Aquila transports gas for consumption to Pittsburgh Corning under separate rate schedules, and because of its significant use and high load factor, Pittsburgh Corning is in the special position of representing an interest which will not and cannot be represented

adequately by any other party and which interest is direct and immediate and different than that of the general public. Therefore, it will aid the Commission and protect the public interest that Pittsburgh Corning be permitted to intervene in this proceeding so as to protect its interest which no other party is in a position properly to protect and adequately represent herein and assist in the development of a more complete record for the Commission's consideration.

7. Based on information and belief that it may be adversely affected by the approval of the Joint Applicants' filing, Pittsburgh Corning protests such filing and requests that the Commission order an investigation or a hearing in such matter so as to consider whether all or some aspects of this transaction may be detrimental to ratepayers; further, Pittsburgh Corning seeks to be recognized as an intervenor in said proceeding, with all rights legally appurtenant thereto.

WHEREFORE, having shown its pecuniary and particular interest in this matter Pittsburgh Corning prays that its Application to Intervene herein be granted, and that it be permitted to participate in the proceedings as scheduled, to cross examine witnesses offered, to participate in oral argument if any

be had, and to file briefs on the issues presented in this case,  
and for all other needful relief.

Respectfully submitted,

FINNEGAN, CONRAD & PETERSON, L.C.

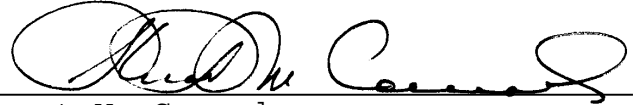
A handwritten signature in black ink, appearing to read "Stuart W. Conrad", written over a horizontal line.

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Attorneys for Pittsburgh Corning  
Corporation

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have served the foregoing pleading by postage prepaid first class U.S. mail, by e-mail or by other electronic means addressed to the representatives of all parties as shown by the records of the Commission on this date.

A handwritten signature in black ink, appearing to read "Stuart W. Conrad", written over a horizontal line.

Stuart W. Conrad

Dated: November 26, 2005