

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

In the Matter of the Application of)	
Aquila, Inc., d/b/a Aquila)	
Networks – MPS and Aquila)	
Networks – L&P for Authority to)	Case No. EO-2008-0046
Transfer Operational Control of)	
Certain Transmission Assets)	
to the Midwest Independent)	
Transmission System Operator, Inc.)	

**AQUILA, INC’S RESPONSE TO COMMISSION ORDER DIRECTING
PARTIES TO RESPOND**

COMES NOW Aquila, Inc. (“Aquila”) and for its response to the Commission’s Order Directing Parties to Respond, states the following:

1. On December 28, 2007, the Midwest ISO (“MISO”) filed a Motion for Leave to File Supplemental Surrebuttal Testimony (the “Motion”) in the referenced case.
2. Thereafter, on January 7, 2008, Dogwood Energy, LLC (“Dogwood”) filed its Objection to MISO’s Motion.
3. On that same date, Staff filed its Response to MISO’s Motion and offered its own Motion to Modify Procedural Schedule (“Motion to Modify”).
4. On January 9, 2008, the Commission issued its Order Directing Parties to Respond to Staff’s Motion to Modify. The Commission’s Order states that failure to respond will be taken as a concurrence in the elements of Staff’s proposal.
5. Staff’s Motion to Modify suggests alternative dates for the remaining procedural events leading up to and including the evidentiary hearing currently scheduled for March 3-5, 2008. Staff also has proposed shortening the

time for objecting to discovery requests from ten days to five days and shortening the time to respond to discovery requests to ten days from the customary twenty days.

6. Aquila is prepared to move forward using the current procedural schedule adopted by the Commission on October 30, 2007, however, if the Commission decides to grant MISO's Motion, Aquila is not opposed to the alternative procedural schedule suggested by Staff.

7. Aquila does not support the shortening of the timelines for objection and response to discovery requests under the Commission's discovery rule, particularly, if the procedural dates are extended as proposed by Staff. In that event, the customary discovery rules should suffice. Aquila concurs with Dogwood's January 11, 2008, response where this topic is concerned.

WHEREFORE, Aquila submits its response to the Commission's Order Directing Parties to Respond.

Respectfully submitted,

/s/ Paul A. Boudreau

Paul A. Boudreau MO Bar # 33155
Brydon, Swearngen & England, P.C.
312 East Capitol Avenue
P. O. Box 456
Jefferson City, Missouri 65102-0456
Telephone: (573) 635-7166
Facsimile: (573) 636-6450
Email: paulb@brydonlaw.com

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was delivered by first class mail, electronic mail or hand delivery, on the 11th day of January, 2008, to the following:

Nathan Williams
Missouri Public Service Commission
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102-0360

Renee Parsons
Aquila, Inc.
20 West 9th Street
Kansas City, MO 64105

Heather Starnes
Southwest Power Pool, Inc.
415 North McKinley, Ste. 140
Little Rock, AR 72205-3020

Mark Comley
Midwest Independent Transmission
System Operator, Inc.
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, MO 65102-0537

Carl Lumley
Dogwood Energy, LLC
130 S. Bemiston, Ste. 200
St. Louis, MO 63105

Thomas Byrne
Union Electric Company
1901 Chouteau Avenue
P.O. Box 66149 (MC 1310)
St. Louis, MO 63166-6149

Lewis R. Mills, Jr.
Office of the Public Counsel
Governor Office Building
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102-2230

Curtis Blanc
Kansas City Power & Light Co.
1201 Walnut, 20th Floor
Kansas City, MO 64106

James Lowery
Union Electric Company
111 South Ninth St., Suite 200
P.O. Box 918
Columbia, MO 65205-0918

Alan Robbins
Debra Roby
City of Independence, Missouri
1700 Pennsylvania Ave., NW,
Ste. 500
Washington, DC 20006

David Linton
Southwest Power Pool, Inc.
424 Summer Top Lane
Fenton, MO 63026

/s/ Paul A. Boudreau
Paul A. Boudreau