

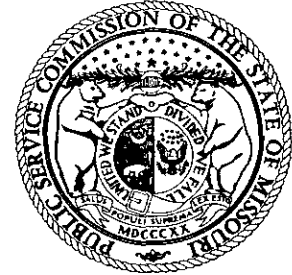
Notice of *Ex Parte* Contact

TO: Data Center
All Parties in Case No. **EA-2006-0309**

FROM: Commissioner Robert M. Clayton III



DATE: March 27, 2006



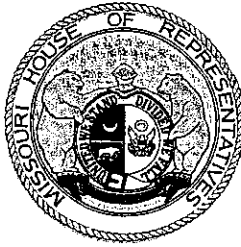
On March 21, 2006, I received the attached letter from Representative Shannon Cooper regarding support for Aquila's South Harper Power Plant Project. The Commission is currently considering the issue discussed in this letter in case **EA-2006-0309**, which is a contested case. In contested cases, the Commission is bound by the same *ex parte* rule as a court of law.

Although communications from members of the public and members of the legislature are always welcome, those communications must be made known to all parties to a contested case so that those parties have the opportunity to respond. According to the Commission's rules (4 CSR 240-4.020(8)), when a communication (either oral or written) occurs outside the hearing process, any member of the Commission or Regulatory Law Judge who received the communication shall prepare a written report concerning the communication and submit it to each member of the Commission and the parties to the case. The report shall identify the person(s) who participated in the *ex parte* communication, the circumstances which resulted in the communication, the substance of the communication, and the relationship of the communication to a particular matter at issue before the Commission.

Therefore, we submit this report pursuant to the rules cited above. This will ensure that any party to this case will have notice of the attached information and a full and fair opportunity to respond to the comments contained therein.

cc: Commissioners
Executive Director
Secretary
General Counsel

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Committees
Chairman: Rules
Administration & Accounts

SHANNON COOPER

State Representative
District 120

March 21, 2006

Robert M. Clayton III, Commissioner
Missouri Public Service Commission
Governor Office Building
200 Madison Street
PO Box 360
Jefferson City, MO 65102-0360

Dear Robert:

I am writing you to voice my support for Aquila's South Harper power plant project. I do realize that the construction of this plant has suffered from a great amount of controversy. Putting all of that aside, though, I think that the plant can provide much needed service to the constituents I serve.

There are undoubtedly a growing number of customers in West-Central Missouri. Without this peaking plant, Aquila customers will face uncertainty due to an unstable power supply. I urge you to bring about a ruling that takes into account the ever increasing demand for electricity by Aquila customers. From an economic view point, it makes no sense to force Aquila to tear down the existing plant. Such an action would ultimately be an incredible disservice to both Aquila and its customers.

Thank you for your consideration in this matter, and please feel free to contact me with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Shannon Cooper".

Shannon Cooper
State Representative
District 120