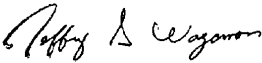


**BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS** STATE CORPORATION COMMISSION

Before Commissioners: John Wine, Chair
Cynthia Claus, Commissioner
Brian J. Moline, Commissioner

OCT 22 2002

 Docket Room

In the Matter of the Filing of Written Documents and Fuel Purchase Reports by Aquila, Inc., d/b/a Aquila Networks – WPK, as Prescribed by Commission Order dated September 25, 2002 in Docket No. 106,850-U / 75-GIMC-009-GIG.) Docket No. 03-AQLE-319-ECA

PETITION TO INTERVENE

COMES NOW, the Citizens’ Utility Ratepayer Board (“CURB”) and moves the Corporation Commission of the State of the Kansas (“Commission”) for an order permitting it to intervene in the above-captioned proceeding. In support of its petition, CURB states and alleges as follows:

1. CURB is composed of five volunteer consumer advocate members and is statutorily authorized to represent the interests of Kansas residential and small commercial ratepayers in utility proceedings.
2. CURB’s Consumer Counsel has been given the discretion to intervene and represent the interests of Kansas residential and small commercial ratepayers in any utility proceeding before the Commission under K.S.A. 66-1223 et seq.
3. On October 18, 2002 Aquila, Inc. filed with the Commission an application requesting the Commission to open a utility-specific docket for WPK to utilize in filing its monthly contract summary filings and its annual written report relating to fuel and transportation contracts and purchasing practices.

4. CURB is requesting permission to intervene in this docket to represent the interests of the residential and small commercial ratepayers of Kansas. The service received by those customers will or may be affected by any Commission order or activity in this proceeding.

5. The representation of CURB's interests in this proceeding by existing parties is or may be inadequate.

6. The residential and small commercial ratepayers whose interests CURB represents will or may be bound by any Commission order or activity in this proceeding and will or may be adversely affected thereby.

WHEREFORE, CURB RESPECTFULLY REQUESTS THE commission grant its Petition for Intervention in this Docket.

Respectfully submitted,



Walker Hendrix #08835
Niki Christopher #19311
Citizens' Utility Ratepayer Board
1500 SW Arrowhead Road
Topeka, KS 66604
(785) 271-3200
(785) 271-3116 Fax

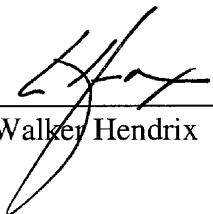
CERTIFICATE OF SERVICE

I, Walker Hendrix, hereby certify a true and correct copy of the foregoing, was placed in the U.S. mail, postage prepaid or hand delivered on this 22 day of October 2002 to the following:

Susan Cunningham
Kansas Corporation Commission
1500 S.W. Arrowhead Rd.
Topeka, KS 66604
Hand Delivered

W. Scott Keith
Aquila, Inc.
P.O. Box 11739
Kansas City, MO 64138

James G. Flaherty
Anderson, Byrd, Richeson, Flaherty & Henrichs
P.O. Box 17
Ottawa, KS 66067



Walker Hendrix