

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

STATE CORPORATION COMMISSION

Before Commissioners: Brian J. Moline, Chair
Robert E. Krehbiel
Michael C. Moffet

JAN 31 2005

Susan T. [Signature] Docket Room

In the Matter of the Application of Aquila,)
Inc., d/b/a Aquila Networks – KGO, for)
Approval of an Accounting Order to Permit)
Aquila, Inc., d/b/a Aquila Networks –KGO)
to Recover Amounts Necessary to Expend in)
Order to Establish and Maintain a Gas)
Ceiling Price for the 2005-2006 Heating)
Season.)

Docket No. 05-AQLG-616-HED

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 January 28, 2005, Aquila, Inc., d/b/a Aquila Networks -KGO filed its application with the Commission for an order approving its request for an accounting order to permit Aquila to recover such amounts of its funds as may be necessary to expend in order to establish and maintain a gas ceiling price for the 2005-2006 heating season under the Gas Hedge

Program and for continuation of its "Gas Hedge Program" tariff.

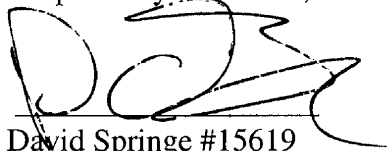
4. CURB is requesting permission to intervene in this docket to represent the interests of the residential and small commercial ratepayers of Kansas. The rates paid and the service received by those customers will or may be affected by any Commission order or activity in this proceeding.

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,

A handwritten signature in black ink, appearing to read "David Springe", is written over a horizontal line.


David Springe #15619
Niki Christopher #19311
Citizens' Utility Ratepayer Board
1500 SW Arrowhead Road
Topeka, KS 66604
(785) 271-3200
(785) 271-3116 Fax

STATE OF KANSAS)
) SS:
COUNTY OF SHAWNEE)

That he is an attorney for the above named petitioner; that he has read the above and foregoing Intervention, and, upon information and belief, states that the matters therein appearing are true and correct.


David Springe

Vernora E Runnels
Notary of Public

 **Vermona E. Runnebaum**
Notary Public - State of Kansas
My Appt. Expires February 18, 2006

CERTIFICATE OF SERVICE

I, David Springe, hereby certify a true and correct copy of the foregoing, was hand delivered, or placed in the United States mail, postage prepaid, on this 31st day of January 2005 to:

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

James G. Flaherty
Anderson & Byrd
PO Box 17
Ottawa, KS 66067


David Springe