

# SUBPOENA DUCES TECUM

Order to Produce Documents  
Order to Appear for Deposition

FILED<sup>3</sup>

JAN 26 2007

Missouri Public  
Service Commission



THE STATE OF MISSOURI

To: Omega Pipeline LLC  
110 Algana Court  
St. Peters, MO 63376

SERVE: Mr. David Ries

Pursuant to §§386.440, 393.140 (9) and (10), 4 CSR 240-2.100, and Supreme Court Rule 57.03(b)(4), you are hereby commanded to appear for deposition on the subject of the business of Omega Pipeline Company, LLC and as to costs, revenues, and financing thereof, before The Public Service Commission of the State of Missouri at 1:30 p.m. on the 19<sup>th</sup> day of April 2006, at the offices of the Commission located on at 1845 Borman Court, Suite 101, St. Louis, Missouri. The deposition will commence at the above-stated time and place and will continue from day-to-day until it is complete.

You shall make the following documents available for review at or prior to the deposition:

The items listed on ATTACHMENT A.

Given under my hand, this 23rd day of March 2006,

  
Jeff Davis, Chairman  
Public Service Commission

Staff Exhibit No. 252  
Case No(s). GC-2006-0491  
Date 12/13/06 Rptr. MV


## RETURN

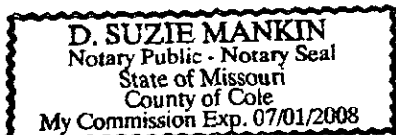
I HEREBY CERTIFY that I served this subpoena by delivering a copy to the person named above,

at 1:00 P.M. CST (time) on the 23<sup>rd</sup> day of MARCH 2006, at the following location: Lobby of the Governor Office, in the State of Missouri.

Robert Schallenberg Utility Services Division Director  
[Name] [Title]

Subscribed and sworn to before me this 23<sup>rd</sup> day of March 2006.

  
Notary Public



**ATTACHMENT A**  
**Omega Pipeline LLC, Deposition Documents**

For all documents listed below provide for the calendar years 2003, 2004 and 2005 unless requested otherwise:

1. Copies of all notes, assignments, and security agreements, or any other indicia of indebtedness, including but not limited to those executed pursuant to the Senior Secured Term Loan Agreement dated March 12, 2002 (hereafter "Agreement").
2. Operating budgets and capital budgets, defined on page 12 of the Agreement, submitted to Lenders or Agents, including Duke Capital Partners as Agent. This includes documentation of the sum, without duplication, of all cash expenditures relating to administration and legal expenses, and State, Local, and Federal tax obligations, excluding Debt Service.
3. Copies of all documents sent to Lenders indicating capital expenditures, including copies of all Loan documents, executed or otherwise, real estate documents, and other company documents.
4. Documentation of intercompany indebtedness defined on page 10 of the Agreement, including indebtedness of any one or more of the Borrowers, or any Pipeline Company, owed directly or indirectly to any Loan Party or its direct or indirect Affiliate, including by way of guarantee.
5. A list of lender banks, benefited lenders, investment funds or assignees pursuant to section 9.7 of the Agreement, and including all other lenders or creditors.
6. Copies of notes, loans, mortgages, including deeds of trust, assignment of leases and rents, security agreements, financing statements or other indicia of debt or the the grant of a security interest entered into, or executed by, Omega.
7. Balances of all loans, notes, debts or other obligations of Omega as of December 31, 2003, 2004, and 2005.
8. Copies of Use of Proceeds documents, including retiring existing indebtedness to parent and United Pipeline Systems Inc., working capital, debt service reserve accounts, fund transaction expenses and other fees owed Secured Parties, whether or not provided to Lenders.
9. Bank statements from each financial institution, security agent, agent, or lender for each month of 2003, 2004, and 2005.
10. All Board minutes for Omega for 2002, 2003, 2004, and 2005.
11. All leases treated as capital leases pursuant to GAAP for Omega.
12. A list of all property of Omega, including all real and personal property, tangible and intangible, and the proceeds thereof, subject to the Liens intended created by the Collateral Security Agreements executed under the Agreement.
13. All contracts for services executed by Omega.
14. Monthly summary of all receipts of gas going into the MPC or MGC pipelines, for Omega or its customers or clients, including the MIG receipt point and PEPL/Curryville receipt points, categorized by each receipt point on the MPC, MGC and Omega systems.

15. Monthly summary of all deliveries going out of the MPC, MGC and Omega pipelines for the years of 2003, 2004, and 2005, categorized by each delivery point on the MPC, MGC and Omega systems.
16. Documents showing any deliveries made to MIG from MPC, MGC and Omega for ultimate delivery into MRT.
17. On a monthly basis from 2003, 2004, and 2005, a copy of all Omega billings to Omega customers that are served directly or indirectly from MPC or MGC.
18. Balances and terms of any indentures that are held by any affiliates (regulated or nonregulated) of Omega.
19. Supporting work papers for the determination of the Omega federal and other income tax expense reported on the 2002-2004 MPC and MGC annual reports including income tax allocation calculations. Include all K-1s issued by regulated or nonregulated affiliates that include the flow-through of Omega revenues or losses.
20. 2002-2005 Audited Financial Statements of Omega.
21. 2002-2005 Federal and State tax returns with supporting schedules for Omega.
22. Please provide copies of the MPC/MGC bills to Omega since 1/1/02 with any documentation justifying any discounts provided to Omega during this period.
23. Copy of the contract(s) between Omega Pipeline and Fort Leonard Wood in effect for any period since 1/1/02.
24. Copy of any Management Resources Group LLC contract with Omega or any affiliated entity (regulated or nonregulated) effective since 1/1/02.
25. Copies of all entries on Omega books since 1/1/02 related to a Related-Party Receivable or Payable. Please provide the supporting documentation for each entry.
26. Copies of all payments (e.g. checks, debit or credit memos) paid to third-party entities related to amounts recorded as Omega Taxes other than Income Taxes expense in 2004. Please provide copying of any supporting documentation that supports the allocation of these payments to Omega, if any such allocation occurred.
27. All contracts between Omega and parties (regardless of whether they are shippers on MPC or MGC) that are served off of Missouri Pipeline or Missouri Gas Company for calendar year 2004 and 2005.
28. All gas supply contracts held by Omega or their affiliates (regulated or nonregulated) for calendar year 2004 and 2005.
29. Balances and terms of any indentures that are held by any affiliates (regulated or nonregulated) of Omega Pipeline.
30. External auditor workpapers for the 2004 and 2005 audited financial statements shall be provided, including all consolidated Gateway Pipeline Company, Missouri Pipeline Company, Missouri Gas Company and Mogas Energy LLC workpapers and any permanent file maintained by the external auditor used in the audit process.