



*Commissioners*

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July 2, 2001

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P. O. Box 360  
Jefferson City, MO 65102

**FILED<sup>2</sup>**

JUL 2 2001

Missouri Public  
Service Commission

**RE: Case No. GM-2001-585**

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of **JOINT RECOMMENDATION FOR PROCEDURAL SCHEDULE**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

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LLS:ccl  
Enclosure  
cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED<sup>2</sup>  
JUL 2 2001

Missouri Public  
Service Commission

In the Matter of the Joint Application of )  
Gateway Pipeline Company, Inc., ) Case No. GM-2001-585  
Missouri Gas Company and Missouri )  
Pipeline Company. )

**JOINT RECOMMENDATION FOR PROCEDURAL SCHEDULE**

COME NOW the parties to this proceeding, and in compliance with the Missouri Public Service Commission's ("Commission") Order Granting Intervention Requests, Setting Prehearing Conference and Requiring Filing of Procedural Schedule, dated June 11, 2001, submit the following proposed procedural schedule for the Commission's consideration. In support of their request that the Commission adopt this procedural schedule, the parties state the following:

1. On April 19, 2001, Gateway Pipeline Company, Inc. ("Gateway"), Missouri Gas Company ("MGC") and Missouri Pipeline Company ("MPC") (hereinafter the "Joint Applicants") filed a Joint Application with the Commission seeking either a determination that the Commission is without jurisdiction or, in the alternative, for approval on an expedited basis for Gateway to acquire from UtiliCorp United Inc., ("UtiliCorp") the outstanding shares of UtiliCorp Pipeline Systems, Inc. ("UPL"), the unregulated parent company of MGC and MPC (the "Transaction"). The Commission docketed the filing as Case No. GM-2001-585.

2. Union Electric Company d/b/a AmerenUE ("UE") filed an Application to Intervene in the case on May 9, 2001.

3. Laclede Gas Company ("Laclede") filed an Application to Intervene on May 22, 2001.

4. After considering various legal arguments filed by the Joint Applicants, the Commission's Staff ("Staff") and the Office of the Public Counsel ("Public Counsel") with respect to the issue of the Commission's jurisdiction over the Transaction, the Commission, on May 24, 2001, issued an Order Determining Jurisdiction and Order Directing Filing and Order Directing Notice, pursuant to which the Commission asserted jurisdiction over the transaction

22

described in the Joint Application. The Commission made UtiliCorp a party to the case and directed that counsel for UtiliCorp file an Entry of Appearance. In addition, the Commission directed the Joint Applicants to file a Statement of Tax Impact with the Commission to be provided to the various political subdivisions that might be affected by the proposed transaction. The Commission also directed publication of notice concerning the filing and proceedings.

5. On or about June 11, 2001, CMS Panhandle Eastern Pipeline Company ("Panhandle") filed an Application to Intervene.

6. On June 11, 2001, the Commission issued an Order Granting Intervention Requests, Setting Prehearing Conference and Requiring Filing of Procedural Schedule, pursuant to which it granted the Applications to Intervene of UE, Laclede and Panhandle (sometimes hereinafter collectively the "Intervenors"), established an early prehearing conference to be held on June 28, 2001, and directed the parties to prepare and file a proposed procedural schedule no later than July 2, 2001.

7. Pursuant to the Commission's June 11, 2001 Order, representatives of all parties to the case met at the Commission's offices in Jefferson City, Missouri, on June 28, 2001, to identify and narrow the issues in the case and to develop a proposed procedural schedule contemplating the filing of direct, rebuttal and surrebuttal testimony taking into account the Joint Applicants' request for expedited treatment.

8. The parties have developed a Joint Proposed Procedural Schedule as follows:

Date	Event
July 10, 2001	Joint Applicants file direct testimony
July 30, 2001	Staff, Public Counsel and Intervenors file rebuttal testimony
August 1, 2001	Prehearing Conference -- 10 a.m.
August 3, 2001	Parties file list of issues
August 14, 2001	Joint Applicants file surrebuttal testimony, and Staff, Public Counsel and Intervenors file cross surrebuttal testimony

August 15, 2001	All parties file position statements
August 20-21, 2001	Evidentiary hearing – 9 a.m.
September 4, 2001	All parties file simultaneous initial briefs
September 11, 2001	All parties file simultaneous reply briefs


9. The above procedural schedule takes into account Joint Applicants' request for expedited consideration of the Joint Application, anticipating a transaction close date on or about September 30, 2001. Given the ambitious nature of the procedural schedule as it relates to briefing the case, parties request preparation of transcripts on an expedited basis. Because of the expedited nature of the proposed procedural schedule, all parties agree to use their best efforts to respond to data requests with ten (10) calendar days of receipt and to make objections to data requests within five (5) business days of receipt, unless otherwise agreed to. If significant discovery problems are encountered, the parties reserve the right to request an extension of this schedule.

WHEREFORE, the parties to this case request the Commission issue an order adopting the above Joint Proposed Procedural Schedule.

Respectfully submitted,



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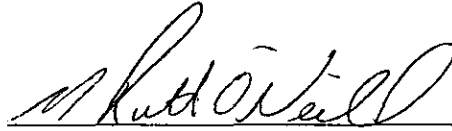


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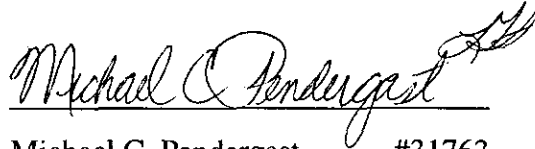
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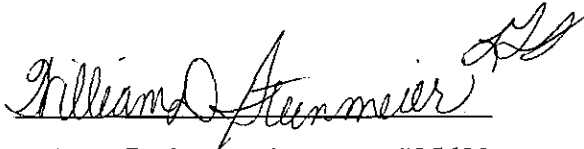
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document was sent by U.S. Mail, postage prepaid, or via facsimile, or hand-delivered on this 2nd day of July, 2001, to all parties of record as shown in the attached service list:

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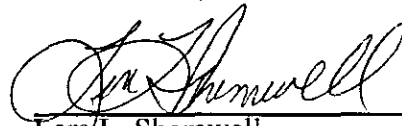
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