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August 14, 2001

Mr. Dale H. Roberts  
Secretary/Chief Regulatory Law Judge  
Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

**FILED<sup>3</sup>**  
AUG 14 2001  
Missouri Public  
Service Commission

**Re: Gateway Pipeline Company  
Case No. GM-2001-585**

Dear Mr. Roberts:

Enclosed for filing in the above-referenced case please find the original and eight copies of **MOTION TO DE-CLASSIFY HIGHLY CONFIDENTIAL PORTIONS OF WITNESS TESTIMONY FILED ON BEHALF OF THE OFFICE OF THE PUBLIC COUNSEL**. Please "file" stamp the extra-enclosed copy and return it to this office.

Thank you for your attention to this matter.

Sincerely,

M. Ruth O'Neill  
Assistant Public Counsel

MRO:jb

cc: Counsel of Record

FILED<sup>3</sup>

AUG 14 2001

Missouri Public  
Service Commission

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

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

**MOTION TO DE-CLASSIFY HIGHLY CONFIDENTIAL PORTIONS OF  
WITNESS TESTIMONY FILED ON BEHALF OF THE OFFICE OF THE  
PUBLIC COUNSEL**

COMES NOW, the Office of the Public Counsel (Public Counsel), and respectfully moves the Missouri Public Service Commission (Commission) to declassify portions of testimony filed by Kimberly Bolin and Mark Burdette on August 13, 2001.

This motion is made for the following reasons: Ms. Bolin and Mr. Burdette filed supplemental rebuttal testimony in this case which contained reference to information obtained from Gateway Pipeline, Inc. (Gateway) pursuant to the discovery process. Specifically, the testimony references responses to data requests served on Gateway by Public Counsel and the Staff of the Public Service Commission (Staff). In preparing this testimony, Public Counsel's witnesses made use of Gateway's responses to data requests which were stamped "highly confidential". However, some of the information contained in those responses did not fit the protective order's definition of "highly confidential" information.

1. In Kimberly Bolin's pre-filed supplemental rebuttal testimony, Public Counsel seeks to have the following portions of the testimony declassified, and made a part of the public record portion of this case:

- a) at page 2, line 12.
- b) schedule KKB-5 in its entirety

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2. In Mark Burdette's pre-filed supplemental rebuttal testimony, Public Counsel seeks to have the following portions of the testimony declassified, and made a part of the public record portion of this case:

- a) at page 3, lines 10 through 36
- b) at p. 4, lines 1-5, and 10-12.

3. The reasons in support of the declassification of this material are the same as those contained in the Supplemental Suggestions in Support of Motion to Remove Highly Confidential Designations previously filed in this matter, which are hereby adopted and incorporated by reference.

WHEREFORE, it is respectfully requested that the Commission issue an Order declassifying the above-designated portions of the pre-filed supplemental rebuttal testimony of Kimberly Bolin and Mark Burdette.

Respectfully submitted,  
OFFICE OF THE PUBLIC COUNSEL

By: 

M. Ruth O'Neill (#49456)

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## CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or hand-delivered to the following this 14<sup>th</sup> day of August 2001:

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