

STEWART & KEEVIL, L.L.C.
ATTORNEYS AT LAW

ORIGINAL

CHARLES BRENT STEWART
JEFFREY A. KEEVIL

1001 CHERRY STREET
SUITE 302
COLUMBIA, MISSOURI 65201-7931

TELEPHONE (573) 499-0635
FACSIMILE (573) 499-0638

August 17, 2001

FILED³

AUG 17 2001

Missouri Public Service Commission
Attn: Secretary of the Commission
200 Madison Street, Suite 100
P.O. Box 360
Jefferson City, Mo. 65102-0360

Missouri Public
Service Commission

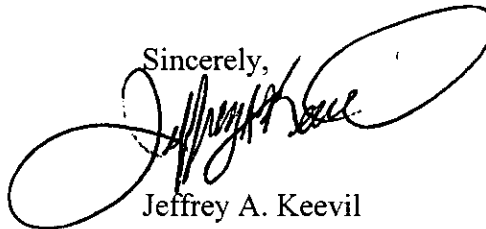
RE: Case No. GM-2001-585

Dear Mr. Roberts:

Enclosed for filing in the above-referenced case are an original and the appropriate number of copies of a STATEMENT OF ISSUE on behalf of Gateway Pipeline Company, Inc.

Copies of this filing have on this date been mailed or hand-delivered to counsel of record. Thank you for your attention to this matter.

Sincerely,



Jeffrey A. Keevil

JAK/er
Enclosures
cc: counsel of record

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED³
AUG 17 2001

Missouri Public
Service Commission

In the Matter of the Joint Application of)
Gateway Pipeline Company, Inc.,)
Missouri Gas Company and Missouri)
Pipeline Company.)

Case No. GM-2001-585

STATEMENT OF ISSUE

COMES NOW Gateway Pipeline Company, Inc. ("Gateway"), and for this
Statement of Issue, respectfully states as follows:

1. The parties were ordered to file a Joint List of Issues in this case on August 17, 2001. Staff has circulated among the parties a proposed joint list of issues, with two numbered issues. Gateway does not oppose the wording of issue number 1 contained in Staff's filing, as it has been represented to Gateway¹. However, Gateway cannot agree with the statement of issue number 2 contained in Staff's filing, and requested that Gateway's alternative language be included in Staff's filing. Gateway even agreed to have both versions of the wording of issue number 2 included in Staff's filing so that the list as filed would be a joint list. However, other parties were not willing to include Gateway's wording of the issue in the joint list, thereby necessitating this filing.
2. Gateway believes the wording of issue number 2 in Staff's filing misstates the "condition" and assumes as fact certain matters which Gateway believes need to be clarified by the Commission prior to reaching a decision as to whether the "condition" should be, or needs to be, waived. For those reasons, Gateway submits the following

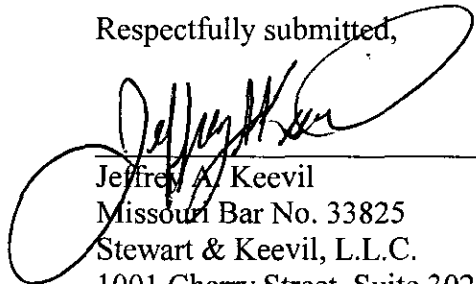
¹ Due to the schedule, this filing is being made without Gateway having seen a copy of Staff's list as filed.

wording for Issue 2, in the format used in the Commission's Order in Case No. GM-94-

252:

What is the nature of MPC's certificate of convenience and necessity, particularly in regard to whether the certificate would prohibit Gateway from physically connecting MPC with pipeline assets which cross the river into Illinois, if those pipeline assets were owned by an entity other than MPC or MGC? If so, should the Commission remove such condition?

Respectfully submitted,



Jeffrey A. Keevil
Missouri Bar No. 33825
Stewart & Keevil, L.L.C.
1001 Cherry Street, Suite 302
Columbia, Missouri 65201
(573) 499-0635
(573) 499-0638 (fax)
per594@aol.com
ATTORNEY FOR GATEWAY
PIPELINE COMPANY, INC.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served by placing same in first-class mail, postage paid, or by hand-delivery, to counsel of record on this 17th day of August, 2001.

