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August 28, 2001

FILED³

AUG 28 2001 mJ

Missouri Public
Service Commission

Mr. Dale Hardy Roberts
Secretary-Chief Regulatory Law Judge
Missouri Public Service Commission
200 Madison Street, Suite 100
Governor Office Building
Jefferson City, MO 65101

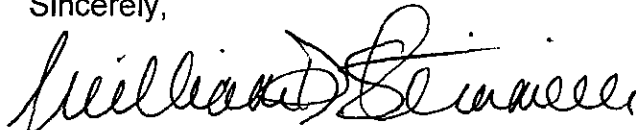
RE: In the Matter of the Joint Application of Gateway Pipeline Company, Inc.
Missouri Gas Company and Missouri Pipeline Company
MoPSC Case No. GM-2001-585

Dear Mr. Roberts:

Enclosed for filing on behalf of CMS Panhandle Eastern Pipeline Company in the above matter, please find an original and eight (8) copies of its Position Statement.

Please do not hesitate to call me directly at 659-8672 if you have any questions in this matter.

Sincerely,



William D. Steinmeier

Enclosures

cc: MoPSC General Counsel
Office of the Public Counsel
Counsel of Record
Mr. Geoffrey A. Emerson

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Joint Application of)
Gateway Pipeline Company, Inc.,)
Missouri Gas Company and Missouri)
Pipeline Company and the Acquisition by)
Gateway Pipeline Company of the)
Outstanding Shares of UtiliCorp Pipeline)
System, Inc.)

Case No. GM-2001-585

FILED³

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Missouri Public
Service Commission

POSITION STATEMENT
OF
CMS PANHANDLE EASTERN PIPELINE COMPANY

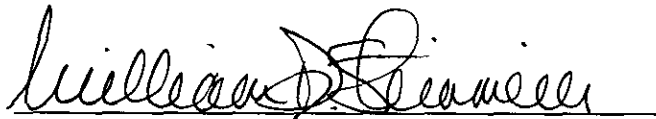
COMES NOW CMS Panhandle Eastern Pipeline Company ("Panhandle Eastern" or "Panhandle") and, pursuant to the Order Modifying Procedural Schedule issued in the above-captioned matter on August 2, 2001, submits its Position Statement herein. Panhandle Eastern states as follows:

1. Panhandle Eastern is still evaluating the Joint Application and testimony in this case, and has not taken a position in support of, or in opposition to, the Application.


2. It is Panhandle Eastern's position that rates and charges should not be allowed to increase from current levels as a result of the transaction for which the Commission's authorization is sought in this proceeding.

3. It is further Panhandle Eastern's position that services currently provided by Missouri Gas Company and Missouri Pipeline Company should not be diminished as a result of the proposed transaction.

Respectfully submitted,



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COUNSEL FOR CMS PANHANDLE EASTERN
PIPELINE COMPANY

August 28, 2001

Certificate of Service

I hereby certify that a copy of this document has been hand delivered or mailed by first class mail, postage prepaid, to all counsel of record, including the Office of the General Counsel of the Missouri Public Service Commission, and to the Office of Public Counsel, on this 28th day of August, 2001.


William D. Steinmeier

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