

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

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IN RE:  ENVIROGAS LP	DOCKET NO. P-861
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**ORDER REGARDING EXHIBIT**

(Issued October 11, 2005)

On October 4, 2005, EnviroGas LP (EnviroGas) filed prepared direct testimony and exhibits of Mr. David S. O'Neill. In his testimony at pages 9-10, Mr. O'Neill refers to a revision to the route of the proposed pipeline, revised drawings of the proposed pipeline, and approval given by the city of Cedar Rapids for the revision that was given by stamping the revised drawings of the proposed pipeline. Mr. O'Neill refers to Exhibit DSO-3 in this testimony as evidence of the city's approval. Exhibit DSO-3 consists of a copy of a one-page document entitled "Transmittal Letter," in which the project engineer for the city of Cedar Rapids refers to an "Approved Plan Set – Penford Pipeline." The exhibit does not include a copy of the "Approved Plan Set – Penford Pipeline."

**IT IS THEREFORE ORDERED:**

EnviroGas must file a copy of the "Approved Plan Set – Penford Pipeline" referred to in Mr. O'Neill's testimony and Exhibit DSO-3 as a part of Exhibit DSO-3 as soon as possible and prior to the hearing in this case.

**UTILITIES BOARD**

/s/ Amy L. Christensen  
Amy L. Christensen  
Administrative Law Judge

ATTEST:

/s/ Judi K. Cooper  
Executive Secretary

Dated at Des Moines, Iowa, this 11<sup>th</sup> day of October, 2005.