



**SO ORDERED.**

**SIGNED this 08 day of October, 2008.**

*Dale L. Somers*

Dale L. Somers  
UNITED STATES BANKRUPTCY JUDGE

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF KANSAS**

|                                |   |  |
|--------------------------------|---|--|
| <b>In re:</b>                  | ) | <b>In Proceedings Under Chapter 11</b> |
|                                | ) |  |
| <b>GATEWAY ETHANOL, L.L.C.</b> | ) | <b>Case No. 08-22579-DLS</b>           |
|                                | ) |  |
| <b>Debtor.</b>                 | ) |  |

**ORDER AUTHORIZING MAINTENANCE OF CASH MANAGEMENT SYSTEM, USE OF CERTAIN EXISTING BANK ACCOUNTS, INVESTMENT AND DEPOSIT PRACTICES AND CERTAIN BUSINESS FORMS**

Now on this 7th day of October, 2008, this matter having come before this Court upon the Debtor’s Emergency Motion for Order Authorizing Maintenance of Cash Management System and Continued Use of Certain Existing Bank Accounts, Investment and Deposit Practices and Certain Business Forms (the “Motion”), and the Court having considered the issue, the evidence, the arguments of counsel, and for good cause shown,

IT IS HEREBY ORDERED that:

1. The Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2);

2. Debtor shall be and hereby is authorized to maintain its existing Cash Management System, as described in the Motion;

3. Debtor shall be and hereby is authorized to continue to utilize its existing Bank Accounts all as defined in the Motion;

4. The DIP checks for Debtor's main operating account shall begin with a check number which is at least one hundred numbers higher than the last check issued on this account pre-petition.

5. Debtor's investment and deposit practices shall be and hereby are approved and the institutions and depositories currently being used by Debtor shall be and hereby are authorized to continue accepting deposits and holding or investing funds of Debtor. Debtor is authorized to invest funds in the investment vehicles described in the Motion.

6. Debtor shall be and hereby is authorized to continue to use its existing business forms without imprinting them with the legend "Debtor in Possession."

7. In lieu of establishing a tax escrow account, Debtor shall, upon request of the U.S. Trustee, submit evidence of such payment in the form of a photocopy of the check or ACH advice or other appropriate evidence and the return filed with the taxing authority to the United States Trustee and counsel for any official Committee appointed in this proceeding.

IT IS FURTHER ORDERED that this Order is without prejudice to the right of the United States Trustee or any Committee appointed under Section 1102 of the Bankruptcy Code from filing any motion with this Court seeking a full and complete accounting of each of the Bank Accounts in Debtor's Cash Management System, as may be modified by Debtor in accordance with this Order.

# # #

**ORDER SUBMITTED BY:**

Laurence M. Frazen, KS Fed. #70114

Tammee E. McVey, KS #14972

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# CERTIFICATE OF NOTICE

District/off: 1083-2  
Case: 08-22579

User: susan  
Form ID: pdf020

Page 1 of 1  
Total Served: 1

Date Rcvd: Oct 08, 2008

The following entities were served by first class mail on Oct 10, 2008.  
db +Gateway Ethanol, L.L.C., 10333 NE 30th Street, Pratt, KS 67124-8428

The following entities were served by electronic transmission.  
NONE.

TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

**I, Joseph Speetjens, declare under the penalty of perjury that I have served the attached document on the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Oct 10, 2008

Signature:

