# BEFORE THE TENNESSEE REGULATORY AUTHORITY NASHVILLE, TENNESSEE 2012 MAY -4 PM 4: 37

PETITION OF NAVITAS TN NG, LLC FOR AN ORDER GRANTING APPROVAL TO BOOK AS A REGULATORY ASSET ITS COSTS ASSOCIATED WITH ITS DISTRIBUTION INTEGRITY	T.R.A. DOCKET ROOM  Docket No. 12-00020
MANAGEMENT PROGRAM	)

#### **NOTICE OF FILING**

COMES NOW Petitioner NAVITAS TN NG, LLC ("Navitas"), by and through counsel, and hereby submits this Notice of Filing of proof of publication of Notice of Hearing to customers. Navitas files herewith the following documents in this proceeding:

- a. Exhibit A Published Notice of Hearing on Navitas TN NG, LLC's Petition for an Order Granting Approval to Book as a Regulatory Asset its Costs Associated with its Distribution Integrity Management Program in LAFOLLETTE PRESS, Thursday, May 3, 2012;
- b. Exhibit B Published Notice of Hearing on Navitas TN NG, LLC's Petition for an Order Granting Approval to Book as a Regulatory Asset its Costs Associated with its Distribution Integrity Management Program in THE PICKETT COUNTY PRESS, Thursday, May 3, 2012;

Dated this the 3rd day of May, 2012.

Respectfully Submitted,

Klint W. Alexander (#20420)

Wyatt, Tarrant & Combs, LLP

2525 West End Avenue, Suite 1500

Nashville, TN 37203

(615) 244-0020

kalexander@wyattfirm.com

- and -

Ron Comingdeer, OBA#1835 Mary Kathryn Kunc, OBA#15907 Ron Comingdeer & Associates 6011 N. Robinson Oklahoma City, Oklahoma 73118 (405) 848-5534 hunter@comingdeerlaw.com mkkunc@comingdeerlaw.com

Counsel for Navitas TN NG, LLC

#### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the day of May, 2012, a true and correct copy of the foregoing instrument was deposited in the United States Mail, with postage prepaid, and addressed to the following:

#### Jean A. Stone, Esq.

General Counsel Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, Tennessee 37243-0505

#### Vance L. Broemel, Esq.

Senior Counsel Consumer Advocate and Protection Division State of Tennessee, Office of Attorney General John Sevier Building PO Box 20207 500 Charlotte Avenue Nashville, Tennessee 37202

Klint Alexander

## Records:

serve time.
Charlie Jennings Morris, 41, 173 Powell Valley
Shores Circle, Speedwell,
capias/bench warrant.
Heather Nicole Neace,
26, 267 Sawmill Circle,
Jacksboro, traffic control
device, driving while suspended.

ohn Michael Oris, 49, 215 Burning Mt. Drive, La-Follette, possession of drug paraphernalia, possession

Chetana Patel, 40, 115

Woods Avenue, Caryville, disorderly conduct, resist-ing arrest. Kevin Joseph Perkins. 23, 1112 Rose Hill Drive, LaFoliette, capias/bench warrant. Rhonda Gayle Poston. 32, 154 Tyson Lane, LaFol-lette, promotion of meth-manufacture. Christopher Lynn Pow-

Christopher Lynn Pow-ell, 25, 113 Nevada Avenue, LaFollette, evading arrest, of a schedule II controlled hold for another agency,

41, 1111 West Forrest
Street, LaFolleite, identily
theft (four counts), fraudulent use of a credit card
(four counts).
Jamie L. Ridenour, 26,
210 W. Elm Street, LaFollette, criminal impersonation, attachment child
support.
Cardinal four counts

arrest.
City.
Cardinal Ci

support.
Russell Charles Sebby,
33, 908 Bethlehem Road, LaFollette, capias/bench warrant, violation of pro-bation, initiation of the

arrest.
George Ketth Sharp, 40,
304 Sharp Drive. Lake
City, capias/bench warrant, failure to appear.
Gary T. Siyles, 51, 1732
Laurel Ave., Knoxville,
public intoxication.
Gary T. Siyles, 51, 1732
Laurel Ave., Knoxville,
public intoxication, disorderly conduct.
Gary T. Styles, 51, 1732

ry T. Styles, 51, 1732 Laurel Ave., Knoxville. public intoxication.

ssault. process intended to manu-Susan Irene Raulston, facture meth, resisting 40, 1160 Back Valley Road,

LaFollette, capias/ocia...
warrant.
Houston D. Toney, 24.
912 Kyle St. LaFollette,
statutory rape...
Clyde D. turner, 44, 541
Elkins Road, Jacksboro,
driving while suspended,
violation of Tennessec
financial law.
22, 1339 Pincerest Road,
Jacksboro, theft of property under 8500.
Martha Lee Ward, 44,
111 East Central Ave., LaFollette, theft of property
under 8500.

Allen Wening.

Harold Dewayne Vin-sant, 24, 1358 Pinecrest

Jerry Allen Wening, 47, 116 Springs Lane, LaFollette, initiation of the process intended to manufacture meth.

## New phone ap helps to locate fresh produce

Ga

"Phoning it in" is not necessarily a bad thing, at least when it comes to

"Not everybody can be a find farms, farmers mar-kets and pick-your-own patches nearby," says Pamela Bartholomew, agrito-urism coordinator with the Tennessee Department of Agriculture, "Smart phone canners make finding scanners make finding fresh, local foods so easy, you can literally phone it in!" Savry cell phone users can now point their phone cameras at a "QR." or "quick response" code, and launch an application that takes them straight to the

and pick your own patches and orchards

The website features The website features fruits vegetables and other local and artisan products during the seasons they're available in Tennessee. The key to eating local is being aware that every fruit and vegetable has its own right time for growth and harvest," says Bartholomew. The modern grocery store creates the flusion that all foods are available all the time, all

Pick Tennessee Products website. Once the code has done its job, shoppers can instantly access directories for local farmers markets, CSA (community supported agriculturel farms, and nick you rown patches. beans are typically avail-able just about everywhere in Tennessee in July. Watermelons? July, if you're lucky, but August, for sure. Sweet pointoes? October. Some crops, called 'cool weather' crops, actually get two seasons in Tennessee, which are spring and fail. Right now, all sorts of cool weather crops like cabbage, lettuces, broccoil, Brussels sprouts, peas, onions and potatoes are becoming plentiful." The webaltes new 'growing seasons' chart is our termelons? July, if you're

most comprehensive ever,"
says Bartholomew. To
see the chart, visit www.
pickinproducts.org, click
on "food," and then go to
fruits and vegetables."
From there, click on "growing seasons." The Pick
Tennessee Products site also offers a collection of seasonal recipes made seasonal recipes made with Tennessee grown and processed foods. The latest recipe, "Blue Cheese and Bacon Colesiaw," features fresh local cabbage, which is available now.

is available now.

Pick Tennessee Products is the statewide campaign developed by the
Tennessee Department of
Agriculture to help consumers find Tennessee

farms, farm products and foods processed in Ten-nessee. More than 1,600 farmers and about 7,000 products, services and

Visit www.picktnproducts.org to find local farms, farmers markets, farm direct products, recipes and other artisan and processed foods. Follow Pick Tennessee Products on Facebook and Twitter.

Blue Cheese and Bacon Colesian

Yield: 10 servings 1 head fresh shredded cabbage or 1 [16-ounce]

cheese 8 bacon slices, cooked

and crumbled 3/4 cup mayonnaise

1 tablespoon honey 1/4 teaspoon salt 1/8 teaspoon black

i/8 teaspoon black pepper In a large bowl, toss together the coleslaw mix, cheese, and bacon. In a separate small bowl, whisk separate small bowl, whisk together the mayonnaise, vinegar, honey, salt, and pepper. Gently toss over the coleslaw mixture. Cover and refrigerate at least 30 minutes before

## New benefits For unemployed veterans

dishonorable discharge
Not eligible for any other
VA education benefit program (e.g., the Post 9/11 GI Bill, Montgomery GI Bill, Vocational Rehabili2012, through March 31, 2014. Participants may receive up to 12 months of

Veterans May Qualify For Additional Education Benefits vidual Unemployability (IU)
The Veterans Retraining Assistance Program State job training program of education of retraining assistance red you carried to veterans who are:

Unemployability and train the Veteran for a Certification program of retraining assistance red you community color retraining assistance freed by a community color tertaining assistance to veterans who are:
Unemployability agovily Approximation of the program is limited to At least 35 but no more than 60 years old
Have an other than 30, and to \$4,000 participants from Cotober 1, Not eligible for any other 2012, through March 31, ton on how to apply, will be approximation and the program of the program of the program is limited to the program of the program is limited to the program of the program of the program is limited to the program of dishonorable discharge ticipants from October 1. VRAP, including informare rehabilistation benefits. Not eligible for any other 2012, through March 31. tion on how to apply, will \*\*. They must have previously completed a VR arm (e.g., the Post 9/11 color assistance at the full-time www.gibili.va.gov \*\* (Nocational Rehabilitation and Employment) assistance at the full-time www.gibili.va.gov as and Employment propayment rate under the they become available. gram and been considerable Not in receipt of VA Duty program (currently VICE-CONNECTED DIS- \*\* They must apply within the Not in receipt of VA Duty program (currently VRAP, including inclorant rehabilitation and Employment).

EMPLOYMENT BENEFITS
Veterans who previously
completed a VA vocational rehabilitation program
and have used the initial
26 weeks of unemployment benefits may qualify for an additional 12
months of VA vocational
rehabilitation benefits.
They must have previously completed a VA
Vocational Rehabilitation
and Employment pro-

sbx months of using up your initial 26 weeks of unemployment benefits. Veterans must apply now unemployment benefits. Veterans must apply now unemployment benefits. Veterans can apply now, to apply or learn more information about vocational rehabilitation and employment benefits. June 1 and must apply to VA by March 31, 2014. VA may offer incentive payments to encourage employers to hire and

employers to hire and train program participants. • VA may be able to reim-burse an employer up to one-half your annual sal-ary for 6 months or longer • This can provide vet-

ment benefits please call 1-800-827-1000, visit the www.va.gov <a href="https://www.va.gov">http://www.va.gov</a> and fill out an online application (VONAPP), or Complete VA Form 28-1900, Disabled Veterans Application for Vocational Rehabilitation, and submit

#### State Senate gives final approval to prescription drug abuse legislation

same episode of treat-ment. Senate Bill 2253, sponsored by Senator Ken Yager (R-Harriman),

ing their lives each week

in curbing this major state health epidemic." Currently, Tennessee's database includes basic prescription pain medications, with an average of 20 Tennesseans los-identity of the prescribing practitioner, the pharmac

The State Senate has comes after a Tennessee given final approval to legislation that requires doctors or their designes to check Tennessee's Controlled Substance Monitoring Database before initially prescribing an opioid or benzodiazepine substance or a tevery six when the prescription within the previous of the the prescription and prescription within the previous of the prescription within the previous of th prescribing or dispensing scheduled drugs to patients. This legislation requires pharmacies to collect a patient's pre-

acription information and report that information to the database within seven days. Currently it must be reported within 40 days. The bill also enhances penaltites for doctor shopping from a Class A misdemeanor offense to many lives. hances penalties for doctor shopping from a Class A misdemeanor offense to a Class E Felony when it involves 250 or more pills. The stiffer penalties allow

many lives."

The bill awaits action
in the House of Representatives before going to
Governor Haslam for his

#### **Public Notice Advertisement Bond Release Application**

Mountainside Coal Company, 7692 South Highway 25W, Williamsburg, Kentucky 40769 is applying for Phase I, II, and III bond release of the bonds posted for Increments 2 and 3 of Permit No. 3141, which was issued on November 18, 2004. The permitted surface area of Increment 2 and 3 consists of 158.5 acres. The Eagan Surface Mine No. 2 mine situ is located in Campbell and Claiborne Counties, TN, on the Eagan, TN-KY U.S.G.S. quadrangle map at latitude N36° 31′ 28″ and longitude W83° 57′ 34″, approximately 1.7 miles south of the Eagan community. The collateral bond currently in effect for Increment 2 is \$477,400 and a bond release of \$477,400 is being requested. The collateral bond currently in effect for Increment 3 is \$333,500 and a bond release of \$333,500 is being requested. The bond release requests are based on completion of th

- Backfilling, grading, seeding, and mulching of the disturbed areas has been completed. Trees and/or shrubs have been planted in the areas designated in the approved plans
- Backfilling, grading, seeding, and mulching of the disturbed areas wa completed in May of 2008. Trees were planted in April of 2009.
- The reclaimed mine site has been revegetated with grasses, legumes shrubs, and trees, in accordance with the approved plans. The diverse vegetation supports the post mining land uses of undeveloped land and wildlife habitat.
- 4. The approved post mining land uses for this site are undeveloped land

Written comments, objections, and requests for a public hearing or an informal conference may be submitted to the Office of Surface Mining, 710 Locust Street, Second Floor, Knoxville, Tennessee 37902 prior to June 25, 2012 which is 30 days following the last publication date.

## law enforcement officials to go after dealers who dis-tribute the drugs illegally. NOTICE OF HEARING ON NAVITAS TN NG, LLC'S PETITION OF NAVITAS TN NG, LLC FOR AN ORDER GRANTING APPROVAL TO BOOK AS A REGULATORY ASSET ITS COSTS ASSOCIATED WITH ITS DISTRIBUTION INTEGRITY MANAGEMENT PROGRAM

Navitas TN NG, LLC has filed a Petition for an Order Granting Approval to Book as a Regulatory Asset its Coets Associated with its Distribution Integrity Management Program (DMP) with the Tennessee Regulatory Authority (the "Authority" in Docket No. 2-00020. Since acquiring control of the gas utility systems of Gasco Distributions Systems, Inc. in Jellico, Campbell County, Byrdstown, Pickett County, and Fertress County, Tennessee and Whitley County, Kentucky, the system has continued to operate under the control of Navitas.

under the control of Navitas.

Navitas has two sub-systems in Tennessee, and Navitas must have a separate DIMP plan that meets the requirements of the Pipeline Inspection, Protection, Enforcement, and Safety Act of 2006 for each subsystem and other associated pipeline safety plane. The DIMP plans must be submitted to and approved by the Authority. Navitas' affiliated entities - Navitas NY, NG, LLC in Kentucky and Fort Cobb Fuel Authority, LLC, and its LeAnn Division (FCRA\*) no Idelations as are required to submit separate DIMP plans for each sub-system in Kentucky (one sub-system) and Oklahoma (22 sub-systems) and approved by their respective public utility authorities. Due to the complexity of the plans and importance of ensuring that the plans are compliant with federal regulations, Navitas has retained an experienced consultant to assist in preparing the plans. Navitas intends to book the costs associated with retaining the consultant to perform this work as a regulatory asset and to amortize the booked amount over a five year period. The costs will be allocated based on a one dollar per customer/per month charge applied to each of Navitas' customers in Oklahoma, Kentucky and Tennessee over the five year period. Navitas intends to include the costs as a known and reasonable expense in its forthcoming rate case due to be field on or before June 30, 2012.

NOTICE IS FURTHER GIVEN that all interested persons may appear at the Hearing and be heard, and that after the Hearing, the TRA, repardees of the relief requested in the Petition, shall issue such Orders and grant such relief as it deems to be proper, necessary, fair, reasonable and equitable in the premises, whether or not specifically prayed for in the Petition.

specinically prayed for in the Petition.

For further information regarding Navitae TN NG, LLC's Petition, contact Klint W. Alexander, Wyatt, Tarrant & Combe, LLP, 2525 West End Avenue, Suite 1500, Nashville, TN 37203 (815) 244-0020, or Mary Kathyrin Kunc, 6011 N. Robinson, Oklahome A118, 405-848-5534, attorneys for Navitas TN NG, LLC; or David Foster, Tennessee Regulatory Authority, 460 James Robertson Pkwy, Nashville, TN 37243-0505, 453-741-7904.

A copy of this Notice, the Petition and related documents are on file with the TRA and are open to public inspection.

**EXHIBIT** 

## STATE OF TENNESSEE COUNTY OF PICKETT

## AFFIDAVIT OF PUBLICATION

Amanda Hill Bond, Publisher of the Pic attached notice (or notices) were publish	ekett County Press, hereby certifies that the ed for one week (May 3rd)
in the Pickett County Press.	Aharida Hill Bond, Publisher
,	Pickett County Press
THE P	Estatiown, Tennessee 38549
Sworn and subscribed before me	PIBROTO Public
	My Commission Expires 11-21-12

EXHIBIT B



## April Birthdays at PC&R

ibinitied by:
helesy Brown Beaty, Quality of Life Director
helesy Brown Beaty, Quality of Life Director
chett Care and Rehabilitation Center
On Monday, April 30th, Eliders had a
Mabel Hall. Not Pictured: Rema Beaty.

#### Report shows dip in crime for third year in a row

The Tennessee Bureau of Investigation today released the "Crime in Tennessee 2011" report which showed a 1.7% decrease in overall crimes reported in Tennessee in 2011 compared with 2010. This is third year in a row that reported offenses decreased when compared with the previous year.

creased when compared with the previous year. For the 2011 calendar year, 576,844 Group A offenses were reported compared with 586,714 in 2010. The largest majority of crimes reported were committed against prop-erty at more than 58% which is a decrease of 2.5% from the previous year. Crimes against persons also decreased ap-proximately 2%, however, crimes against society in

creased 3%. With an estimated population of more than 6.3 million people, Tensesee has seen crime drop a total of 4.6% since 2009.
"Crime in Tennessee 2011"
Fact List
The reported number of murders increased by more than 4% after a significant decrease between 2009 and 2010. 56.7% of the 2011 murder victims knew their offend-

der victims knew ineir ossens-ers.

A total of 26,340 people were arrested for DUI in 2011 which is an increase from the 24,154 arrests made in 2010. Domestic violence offenses

made up more than 52% of all

Under New Ownership of Lowell Winngham

New Hours 6:30 a.m. - 10 p.m. All Business Greatly

crimes against persons.

More than 46% of crimes

Byrdstown Laundry

cleared by arrest or exceptional means.

Of the 401,004 arrests made across the state about 71% of the arrestees were male compared with 29% female.

to the second se

#### Operating LEGAL NOTICES room expansion at Cookeville

Regional now open

be a total of 16 new operating om suites. Though the medical center

cases that require more equip-

NOTICE OF HEARING ON NAYITAS THING, LLC'S
PETITION OF NAYITAS THING, LLC FOR AN ORDER GRANTING APPROVAL TO BOOK AS A REGULATORY ASSET ITS COSTS ASSOCIATED
WITH ITS DISTRIBUTION INTEGRTY MANAGEMENT PROGRAM

PETITION OF NAYTAS TIN NG, LLC FOR AN ORDER GRANTING APPROVAL TO BOOK AS A REQUALATION ASSET ITS COSTS ASSOCIATED
WITH ITS DISTRIBUTION INTEGRITY MANAGEMENT PROGRAM
Navisa TINS, LLC has lied a Perition for an Order Granting Approval to Book
as a Regulatory Asset its Costs Associated with the Distribution Integrity Management Program (DMP) with the Tennessee Regulatory Authority (in "Authority" in
Docket No. 2-0020. Since acquiring control of the gas utility systems of Gasco
Distributions Systems, Inc. in levider, Campbell County, Authority, Port System, Profestor, Campbell County, Pydostown, Pricter County,
and Ferritess County, Tennessee and Whitely County, Kentucky, the system has
continued to operate under the control of Navisa.
Navisa has the osub-systems in Tennessee, and Navisa must have a separate
DIMP plan that meets the requirements of the Ppointe Inspection, Protection, Entonement, and Salety Act of 2006 for each sub-systems and other associated
pipeline salety plans. The DIMP plans must be submitted to and approved by the
Authority, Navisat affiliated entities—Navisak KY NS, LLC in Kentucky and Fort
Cook Full Anthority, LLC. and Its LeVan Devision (FCAT) in Okalamona-also are
required to submit separate DIMP plans for each sub-system in Kentucky (one subsystem) and Collaborna (22 sub-systems) and approved by their respective public
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Though the medical center has ten operating rooms that were built in the 1980s, nearly half of those rooms are 400 square feet, which is smaller than today's standard operating room size of 600 square feet. The expansion includes the addition of six new 600 square foot rooms in a shelled area of the North Patient Tower. These new rooms will better accommodate surgical cases that require more equip-

A copy of this Notice, the Petition and related documents are on file with the TRA and are open to public inspection.

#### Pickett K-8 Kindergarten **Pre-Registration**

Upcoming Kindergarten students will be registered May 16th, 17th, and 18th, 2012. Registration dates are set up according to the first letter of the child's last name.

May	16thA-H
May	17thI-Q
Mov	18thR-Z

Registration will be from 8:15 a.m. until 2:30 p.m. each of You should bring the following with you to register:

1. YOUR CHILD

YOUR CHILD
 Child's original birth certificate (child has to be 5 years old by September 30th, 2012).
 Child's immunization record and proof of medical exam for entrance into school. \*\*Note there are new immunization requirements for Kindergarten
 Child's social security number/card.
 Custody napers; if a componints

Custody papers, if appropriate.

\*\*\*While at school your child will undergo a screening test, \*\*\*While at school your child will undergo a screening tea a speech/language screening, a vision screening, and a hearing screening. Plan for this process to take at least 45 minutes to complete. Parents, please note that at times during the screening process you will be asked not to accompany your child, you will be allowed to remain nearby, but not wit the child. Please help prepare your child for this, so he/she will not be afraid.

All parents/children should come to the K-8 office when an riving at school. If you have any questions or need further directions concerning pre-registration, please call 864-6565.





#### \$25,00 FREE DRAWING \$25,00 REAL ESTATE & AUCTION COMPANY

auction company paying a 2% broker participate Contact Ben at (615) 666-2232 for more informa-

war more arms to the Parker of SUNTA CONTROL (615) of they, 52 By-1 and W. - Langverte, TN 37083 \* (615) of the Lie 1814 - Head Ender Lie 1.024-144 \* hy, 1 be 17100 \* hy. Rest From Bris Baller Referenced - 162 more 173 more 1820 and 2525557 A Bendrey to control 1524-144 from Cro. At holes and 164 in the Sulfation, 164 A Bendrey to control 1524-144 from Cro. At holes and 164 in the Sulfation, 164 A Bendrey to control 1524-144 from Cro. At holes and 164 in the Sulfation, 164 A Bendrey to control 1524-144 from Cro. At holes and 164 in the Sulfation of the Ada. All Benn, 16400 \* Control 152 from Cro. At holes and 164 in the Sulfation of the Man, 164 benn, 16400 \* Control 152 from Cro. At holes and 164 in the Sulfation of the Visit to corr work but I have been derive the year of Control 164 in the Visit to corr work but I have been derive the year of Control 164 in the Sulfation of Cont

## **ACCEPTING BIDS**

Pickett County Government is accepting bids for mowing at county buildings. Bid sheets and specs may be picked up at the Pickett County Executive's office. Proof of insurance must be included with bid sheet and turned in by May 18, 2012. Each property must be mowed 2 times per month. These properties are listed below.

Pickett County Government reserves the right to reject any or all bids.

 Amonett Place Homestead •Barnes Ridge Community Center •Bolestown Community Center •Boom Community Center •Chanute Community Center •Library

Moodyville Community Center Oak Hill Voting Precinct Pickett County EMS •Pickett County Welcome Center •Radio Tower •Travisville Voting Precinct

## ACCEPTING BIDS

Pickett County Board of Education is now accepting bids on construction of a fitness track at PCK-8. The track will be reinforced concrete, approximately 650 ft long, 4 ft. wide and 4 in. deep. The project must be completed by June 1.

Sealed bids must be turned in to the central office by 2:30, Friday, May 4, 2012. The school board has the right to reject any or all bids.

Contact: Lisa Cummings, Pickett County Bd. of Ed., 141 Skyline Drive, Byrdstown, TN, email: cummingsl@k12tn.net call 864-7123 Purchase order #14463