

BEFORE THE TENNESSEE REGULATORY AUTHORITY

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IN RE:

PETITION OF PIEDMONT NATURAL  
GAS COMPANY, INC. FOR  
ACCOUNTING ORDER

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T.R.A. DOCKET ROOM  
DOCKET NO. 13-00119

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PARTY STAFF'S REPLY

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Comes now the Tennessee Regulatory Authority ("TRA" or "Authority") Staff Participating as a Party ("Party Staff") by and through counsel and respectfully submits the following Reply.

1. Paragraph 2 of Party Staff's Objection to Piedmont Natural Gas, Inc.'s Motion for Summary Judgment ("Objection") begins with "Staff contends and has always contended...."<sup>1</sup> In order to be more precise this sentence should have begun "Party Staff contends and has always contended...." This imprecise wording lead Piedmont to believe that Party Staff was asserting the position of Staff. Party Staff has no insight into the views of Staff and is concerned about the confusion and potential appearance of impropriety that this may raise. As such Party Staff wishes to clarify on the record that this language should be read to represent only Party Staff's views.
2. Piedmont mischaracterizes the nature of the disagreement about the facts in this case as "conflicting interpretations of and legal conclusions about undisputed facts."<sup>2</sup>
3. The reality is that the parties simply do not agree as to the material facts before the Authority on this matter. Most importantly whether the Final Report in the 07-00174 was

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<sup>1</sup> Party Staff's Objection to Piedmont Natural Gas, Inc.'s Motion for Summary Judgment, ¶ 2.

<sup>2</sup> Piedmont Natural Gas Company Inc.'s Motion for Leave to File Response and Response, ¶ 9

the result of a negotiated settlement or not. This disagreement about material facts means that Piedmont's Motion for Summary Judgment should fail.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'Shiva K. Bozarth', written over a horizontal line.

Shiva K. Bozarth, BPR No.22685  
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Tennessee Regulatory Authority  
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### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that I have served a copy of the foregoing document on the following persons by U.S. Mail:

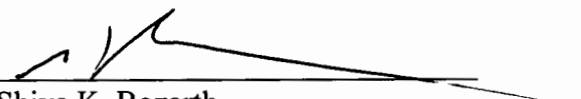
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This the 2<sup>nd</sup> day of April, 2014.

  
Shiva K. Bozarth