

# BUTLER | SNOW

September 24, 2014



## VI HAND DELIVERY

Hon. Herbert H. Hilliard, Chairman  
Tennessee Regulatory Authority  
c/o Sharla Dillon, Dockets and Records Manager  
502 Deaderick Street, 4<sup>th</sup> Floor  
Nashville, TN 37243

**RE: In Re: Petition of Piedmont Natural Gas Company, Inc. for Approval of a CNG Infrastructure Rider to its Approved Rate Schedules and Service Regulations, TRA Docket No. 14-00086**

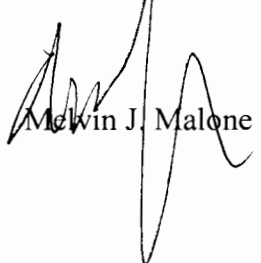
Dear Chairman Hilliard:

Enclosed please find the original and thirteen (13) copies of *Tennessee Fuel and Convenience Store Association's Petition to Intervene* in the above-captioned matter. An extra copy is also attached to be filed-stamped for our records.

Should you have any questions concerning this filing, or require additional information, please do not hesitate to let us know.

Very truly yours,

BUTLER SNOW LLP

  
Melvin J. Malone

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Enclosures

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**IN THE TENNESSEE REGULATORY AUTHORITY  
NASHVILLE, TENNESSEE**

<b>IN RE:</b>	)	
	)	
<b>PETITION OF PIEDMONT NATURAL GAS COMPANY, INC. FOR APPROVAL OF A CNG INFRASTRUCTURE RIDER TO ITS APPROVED RATE SCHEDULES AND SERVICE REGULATIONS</b>	) ) ) ) ) ) )	<b>DOCKET NO. 14-00086</b>

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**PETITION TO INTERVENE**

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Pursuant to Tenn. Code Ann. §§ 65-4-104, 65-2-107, 65-5-103 *et. seq.*, 4-5-310 and TRA Rules 1220-1-2-.02 and 1220-1-2-.08, the Tennessee Fuel and Convenience Store Association (“TFCA”), respectfully petitions the Tennessee Regulatory Authority (“TRA” or “Authority”) to grant TFCA full intervention into this proceeding, as the interests of TFCA and its members may be adversely affected by Piedmont Natural Gas Company, Inc.’s (“Piedmont”) proposed Petition for Approval of a CNG Infrastructure Rider to Its Approved Rate Schedules and Service Regulations (“*Petition*”). For its cause, and in support of its Petition to Intervene, TFCA would show as follows:

1. Originally chartered in 1929, TFCA currently represents more than 250 member companies, including wholesalers, retailers, truck stops, heating oil businesses, lubricant distributors and bulk storage facilities, as well as the many companies that supply products and services to these businesses.

2. TFCA maintains its principal offices at 430 Enos Reed Drive, Nashville, Tennessee 37210.

3. TFCA members offer varieties of vehicular fuel for sale to the general public throughout the State of Tennessee, including in the area in which Piedmont transports, distributes and sells natural gas to Tennessee consumers, and TFCA competes against other businesses that provide vehicle fuel for sale to the general public.

4. Piedmont is a public utility regulated by the Authority and is engaged in the business of transporting, distributing and selling natural gas in the State of Tennessee.

5. On or about August 29, 2014, Piedmont filed the *Petition* requesting approval from the TRA of a CNG Infrastructure Ride pursuant to Tenn. Code Ann. § 65-5-103 *et. seq* (Public Chapter No. 245).

6. According to the *Petition*, Piedmont is currently offering compressed natural gas (“CNG”) for sale to fleets and personal natural gas vehicles and is currently operating two (2) publicly accessible CNG filling stations within its service areas in Tennessee.<sup>1</sup>

7. In the *Petition*, Piedmont is requesting, among other things, the recovery of certain costs of new capital investments, including the construction of CNG facilities and the expansion of existing CNG infrastructure, and certain expenses incurred as a direct result of its efforts to provide and offer CNG to the public as a motor fuel.<sup>2</sup>

8. TFCA’s and its members’ legal rights, duties, privileges, immunities or other legal interests will be determined in this proceeding. Only by participating in this proceeding can TFCA work adequately to protect its interests and the interests of its members.

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<sup>1</sup> *Petition*, TRA Docket No. 14-00086, p. 3 (Aug. 29, 2014)

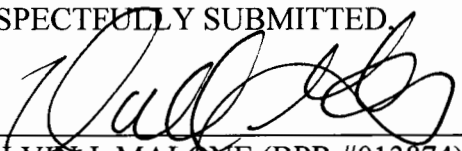
<sup>2</sup> *Id.* at 5-7.

9. Due to TFCA's and its members' direct interest in this proceeding, TFCA respectfully seeks full intervention rights and the convening of a contested case.<sup>3</sup>

10. The interests of justice and the orderly and prompt conduct of the proceedings will not be impaired by allowing Petitioner's request.

WHEREFORE, Petitioner Tennessee Fuel and Convenience Store Association respectfully ask the Authority to grant this Petition to Intervene.

RESPECTFULLY SUBMITTED.



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Attorneys for Petitioner

Dated September 24, 2014

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<sup>3</sup> The Authority has previously suspended the effective date of the Compressed Natural Gas Infrastructure Rider requested in this matter by Piedmont through and including December 1, 2014, or until further order of the Authority, whichever occurs sooner .

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via U.S. Mail or electronic mail upon:

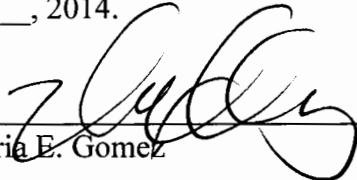
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This the 24<sup>th</sup> day of September, 2014.

  
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Valeria E. Gomez