

**BEFORE THE TENNESSEE REGULATORY AUTHORITY  
AT NASHVILLE, TENNESSEE**

<b>IN RE:</b>	)	
<b>PETITION OF B&amp;W PIPELINE, LLC</b>	)	<b>DOCKET NO. 15-00042</b>
<b>FOR AN INCREASE IN RATES</b>	)	

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**UNOPPOSED MOTION OF THE CONSUMER ADVOCATE  
AND PROTECTION DIVISION OF THE OFFICE OF THE ATTORNEY GENERAL  
FOR LEAVE TO FILE SUPPLEMENTAL DIRECT TESTIMONY**

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The Consumer Advocate and Protection Division of the Office of the Attorney General (“Consumer Advocate”), hereby submits this motion requesting permission to file supplemental direct testimony in this docket in response to the rebuttal testimony of William H. Novak, witness for B & W Pipeline LLC (“B&W”), filed on August 17, 2015. The Consumer Advocate’s supplemental testimony is needed to respond to new information that was submitted as part of the rebuttal testimony of William H. Novak. The supplemental direct testimony is also necessary to clarify certain points of Ralph C. Smith’s direct testimony submitted on August 11, 2015, which was filed under a good-faith assumption that this matter would be settled.

Undersigned counsel Rachel A. Newton, spoke with Henry Walker, Esq., counsel for B&W, on August 24, 2015, about the above-referenced request. Mr. Walker informed Ms. Newton that he is not opposed the Consumer Advocate’s request to file supplemental direct testimony in response to the rebuttal testimony of William H. Novak submitted on August 17, 2015. Ms. Newton also spoke with Klint Alexander, Esq., attorney for Navitas TN NG LLC (“Navitas”), on August 24, 2015, who also indicated that he is not opposed to the motion and additional testimony.

In order to keep this matter moving quickly, and in agreement with counsels for B&W and Navitas, the Consumer Advocate is contemporaneously filing the supplemental direct testimony

along with this motion, as pre-hearing motions are due from the Consumer Advocate today, August 24, 2015, according to the procedural schedule issued by the Hearing Officer on July 15, 2015. The Consumer Advocate hereby submits the attached proposed *Agreed Order Granting the Consumer Advocate's Unopposed Motion for Leave to File Supplemental Direct Testimony* and the *Supplemental Direct Testimony of Ralph C. Smith*.

Respectfully submitted,

HERBERT H. SLATERY III



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*Attachments*

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:

Henry Walker  
Bradley Arant Boult Cummings, LLP  
1600 Division Street, Suite 700  
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Klint Alexander  
Baker, Donelson, Bearman  
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This the 24 day of August, 2015



Rachel A. Newton