

IN THE TENNESSEE REGULATORY AUTHORITY
AT NASHVILLE, TENNESSEE

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IN RE:

PETITION OF B&W PIPELINE, LLC
FOR AN INCREASE IN RATES

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T.R.A. DOCKET ROOM

DOCKET NO. 1500042

**SECOND REQUEST OF NAVITAS TN NG, LLC TO B&W PIPELINE, LLC FOR
INTERROGATORIES AND PRODUCTION OF DOCUMENTS**

TO: Henry Walker, Esq.
Bradley Arant Boult Cummings, LLP
1600 Division Street, Suite 700
Nashville, Tennessee 37203
Counsel for Petitioner B&W Pipeline, LLC

COMES NOW Navitas TN NG, LLC ("Navitas"), by and through undersigned counsel, hereby serves this Second Request For Interrogatories and Production of Documents upon Petitioner B&W Pipeline, LLC ("B&W" or the "Company") pursuant to Rules 26, 33, 34 & 36 of the Tennessee Rules of Civil Procedure and Tenn. Comp. R. & Reg. 1220-1-2-1.1. We request that full complete responses be provided pursuant to the Tennessee Rules of Civil Procedure. The responses are to be produced to counsel for Navitas at the following address: Attn: Klint W. Alexander, Esq., Baker, Donelson, Bearman, Caldwell & Berkowitz, PC, 211 Commerce Street, Suite 800, Nashville, Tennessee 37201 on or before July 20, 2015 at 4:00 pm (CDT) as stated by the Proposed Amended Procedural Schedule entered in this Docket.

INSTRUCTIONS

Each of the following interrogatories shall be answered under oath, in writing, separately, in the fullest possible detail, and in accordance with the instructions set forth below. The answers shall be signed by the person(s) making them, and a copy of the answers, together with the objections, if any, shall be served upon Navitas on or before July 20, 2015.

You are under a duty to seasonably supplement your response with respect to any request directly addressed to the identity and location of persons having knowledge of discoverable matters. You are under a duty to amend a prior response if you obtain information on the basis of which you know that the response was incorrect when made, or that the response, though correctly made, is no longer true, and the circumstances are such that a failure to amend the response is, in substance, a knowing concealment.

If you refuse to answer any of these interrogatories, in whole or in part, please describe the nature of the information or document withheld and the basis of your refusal to provide same, including a sufficiently detailed explanation of any claim of privilege or work product to permit the Authority to adjudicate the validity of your claim.

If any interrogatory is deemed to call for information contained in a privileged communication, either oral or written, or information protected from disclosure by the work product doctrine or otherwise, a list of each oral or written communication containing such information is to be furnished, and shall contain:

- (a) the identity of the speaker or author;
- (b) the identity of the person to whom the communication was directed;
- (c) the identity of all other persons who were present at the time of the communication;
- (d) the date of the communication;
- (e) the manner in which the communication was made;
- (f) a statement of fact constituting the basis for withholding the information;
- (g) state the interrogatory, including any subparagraphs, to which the information or document relates; and
- (h) identify the document or oral communication withheld.

Please note that any answer which simply restates the allegations in the Petition shall be deemed nonresponsive.

Navitas reserves the right to supplement these Interrogatories and Requests for Production as needed based on the information discovered, learned or produced during the Discovery process.

**SECOND SET OF INTERROGATORIES AND REQUEST FOR PRODUCTION
OF DOCUMENTS**

1. Was the B&W Pipeline being regulated by the Tennessee Regulatory Authority prior to the filing of B&W's Application for a Certificate of Convenience & Necessity in TRA Docket 13-00151?

RESPONSE:

2. Did B&W file any document with the Tennessee Regulatory Authority prior to the filing of its Application for a Certificate of Convenience & Necessity in TRA Docket 13-00151?

RESPONSE:

3. At the time of purchase of the B&W Pipeline, were the owners and/or shareholders of the B&W Pipeline aware that Gasco had been transporting gas through the pipeline pursuant to a contract approved by the Tennessee Regulatory Authority?

RESPONSE:

4. As of the date of these requests, is the only intended use of the B&W Pipeline to transport gas from the Spectra East Tennessee transmission pipeline to customers in Byrdstown, Tennessee and Albany, Kentucky? If not, please explain the other intended uses for the pipeline.

RESPONSE:

5. Please describe whether there are any existing or planned exploration or production activities proximate to or near the B&W Pipeline in Tennessee under the control and/or direction of the B&W shareholders.

RESPONSE:

6. What percentage of total assets, revenue and expenses does B&W represent among all of its affiliated companies, including but not limited to subsidiaries, parent companies, sister companies, or any other related entities, that are owned or controlled by the current B&W shareholders in the United States?

RESPONSE:

7. Did B&W receive approval from the Tennessee Regulatory Authority to purchase the B&W Pipeline? If so, when?

RESPONSE:

8. At the time B&W purchased the pipeline, were you aware that there were approximately 175 customers using approximately 30,000 MCF annually transported through the Pipeline?

RESPONSE:

9. Please produce a copy of the Tennessee Regulatory Authority order approving the purchase of the B&W Pipeline.

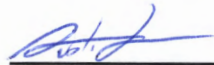
RESPONSE:

10. Please produce a copy of the Tennessee Regulatory Authority order indicating or approving the purchase price from the bankruptcy court as the net plant for rate making purposes going forward from the date of that purchase.

RESPONSE:

Dated this the 13th day of July, 2015.

Respectfully submitted,



Klint Alexander (#20420)
V. Austin Shaver (#26581)
BAKER, DONELSON, BEARMAN,
CALDWELL & BERKOWITZ, P.C.
211 Commerce Street, Suite 800
Nashville, Tennessee 37201
(615) 726-5600
(615) 726-0464 - facsimile
kalexander@bakerdonelson.com

Counsel for Navitas TN NG, LLC

VERIFICATION

STATE OF TENNESSEE)
) SS:
COUNTY OF _____)

I, _____, hereby verify that I have read the interrogatories and requests for production served upon me and the foregoing answers thereto, and state that said answers are true and correct based upon my knowledge and belief or review of the records in my possession relating to this action.

By: _____

Personally appeared before me, the undersigned a Notary Public in aforesaid State and County, the within named _____, with whom I am personally acquainted (or upon the basis of satisfactory evidence presented to me) and who, after being duly sworn, made oath that he executed the foregoing interrogatories and requests for production for the purposes therein contained.

Witness my hand and official seal at _____,
_____ County, _____, this _____ day of
_____, 2015.

NOTARY PUBLIC

My Commission Expires: _____

CERTIFICATE OF SERVICE

I hereby certify that on July 13th, 2015, a true and correct copy of the foregoing Petition to Intervene was served via U.S. Mail or electronic mail upon the following:

Henry Walker, Esq.

Bradley Arant Boult Cummings, LLP
1600 Division Street, Suite 700
Nashville, Tennessee 37203

Herbert H. Slatery III

Attorney General and Reporter
State of Tennessee

Rachel A. Newton, Esq.

Assistant Attorney General
Office of the Tennessee Attorney General
Consumer Advocate and Protection Division
P.O. Box 20207
Nashville, Tennessee 37202-0207



V. Austin Shaver