

STATE OF TENNESSEE

Office of the Attorney General



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July 1, 2016

Ms. Sharla Dillion  
Docket Manager  
Tennessee Regulatory Agency  
600 Deaderick Street, 4<sup>th</sup> Floor  
Nashville, Tennessee 37242-0001

RE: Tennessee Regulatory Authority ("TRA") Docket 16-00001 – Petition of Kingsport Power Company d/b/a Appalachian Power ("KgPCo") For a General Rate Case

Dear Ms. Dillon:

In accordance with the Consumer Advocate's usual practice and the TRA's informal discovery request policy, please find enclosed a CONFIDENTIAL computer disk (in a sealed envelope) containing the Consumer Advocate's work papers supporting its testimony and exhibits filed on June 24, 2016. The CONFIDENTIAL computer disk containing the Consumer Advocate's work papers should **not** be posted on the TRA website and should be treated as CONFIDENTIAL by the TRA. Please note that we have not included one set of work papers containing highly confidential, competitive information provided by Kingsport's top 25 customers, some of whom are not parties to this proceeding. We would appreciate guidance from the TRA prior to disclosing that highly confidential, competitive information, which was provided in response to CPAD Discovery Request 1-25 and also reflects follow-up data collection by Consumer Advocate.

This filing also responds to an informal discovery request by Kingsport (by e-mail on June 27, 2016, and by e-mail and attached letter on June 29, 2016, along with the Consumer Advocate's e-mailed responses, and with such e-mails and letter being attached hereto as Attachment A).

We have enclosed an original and four copies of this letter, the e-mails and letter related to the informal discovery request by Kingsport, and the CONFIDENTIAL computer disk (in a sealed envelope) containing the Consumer Advocate's work papers supporting its testimony and exhibits

that were filed on June 24, 2016. As noted above, the CONFIDENTIAL computer disk should **not** be posted on the TRA website.

Please note that all documents and materials referenced above are being provided to the TRA and the Company as a matter of course, with the remaining parties having been afforded the opportunity to receive the CONFIDENTIAL computer disk containing the Consumer Advocate's work papers, upon request to the Consumer Advocate. As of the date of this letter, counsel for the East Tennessee Energy Consumers (Mr. Quinan) has requested and will be provided a copy of the CONFIDENTIAL computer disk containing the Consumer Advocate's work papers.

Please contact me or Emily Knight (615-532-9636) with any question.

Sincerely,



Wayne M. Irvin  
Assistant Attorney General  
615-532-5512

cc: William K. Castle  
James R. Bacha, Esq.  
Hector Garcia, Esq.  
William C. Bovender, Esq.  
Joseph B. Harvey, Esq.  
Michael J. Quinan, Esq.  
Henry Walker, Esq. (without CONFIDENTIAL computer disk)  
Charles B. Welch, Jr., Esq. (without CONFIDENTIAL computer disk)  
James M. Van Nostrand (without CONFIDENTIAL computer disk)  
Beren Argetsinger (without CONFIDENTIAL computer disk)  
Noelle J. Coates, Esq. (without CONFIDENTIAL computer disk)

# **ATTACHMENT**

**A**

## Emily Knight

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**From:** Wayne Irvin  
**Sent:** Monday, June 27, 2016 4:19 PM  
**To:** William C. Bovender  
**Cc:** Monica Smith-Ashford; jrbacha@aep.com; Joseph B. Harvey; Will Castle (wkcastle@aep.com); Larry C Foust; Charles Welch (cwelch@farris-law.com); Michael Quinan (mquinan@cblaw.com); njcoates@aep.com; hgarcia1@aep.com; 'Walker, Henry'; Beren Argetsinger (bargetsinger@kfwlaw.com); James Van Nostrand (jvannostrand@eq-research.com); Cynthia Kinser; Alex Bradley; Erin Merrick; Emily Knight  
**Subject:** 16-00001 -- RE: work papers

Bill, as we do in every case, we are working on filing our experts' work papers soon after filing our experts' testimony and exhibit. Best regards, Wayne

Wayne M. Irvin  
Assistant Attorney General  
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Office of the Attorney General & Reporter  
Consumer Protection and Advocate Division  
P.O. Box 20207  
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E-mail: wayne.irvin@ag.tn.gov

---

**From:** William C. Bovender [mailto:bovender@hsdlaw.com]  
**Sent:** Monday, June 27, 2016 2:04 PM  
**To:** Wayne Irvin <Wayne.Irvin@ag.tn.gov>  
**Cc:** jrbacha@aep.com; Joseph B. Harvey <jharvey@hsdlaw.com>; Will Castle (wkcastle@aep.com) <wkcastle@aep.com>; Larry C Foust <lcfoust@aep.com>  
**Subject:** work papers

I believe we went through this when we filed our testimony: Would you provide us with your workpapers?

---

## William C. Bovender

*Attorney at Law*

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1212 North Eastman Road

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423-378-8858

423-534-7897 (cell)

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It must not be disclosed to any person without our authority. If you are not the intended recipient, or a person responsible for delivering it to the intended recipient, you are not authorized to and must not disclose, copy, distribute, or retain this message or any part of it.

## Emily Knight

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**From:** Wayne Irvin  
**Sent:** Wednesday, June 29, 2016 3:29 PM  
**To:** William Bovender (bovender@hdsdlaw.com)  
**Cc:** Monica Smith-Ashford; William Castle (wkcastle@aep.com); Larry Foust (lcfoust@aep.com); Joseph B. Harvey; Shawn E. Long; 'Walker, Henry'; Charles Welch (c Welch@farris-law.com); Michael Quinan (mquinan@cblaw.com); njcoates@aep.com; hgarcia1@aep.com; Beren Argetsinger (bargetsinger@kfwlaw.com); James Van Nostrand (jvannostrand@eq-research.com); Cynthia Kinser; Vance Broemel; Erin Merrick; Alex Bradley; Emily Knight  
**Subject:** TRA Docket 16-00001  
**Attachments:** 2016-06-29 L to Wayne Irvin.pdf

Bill, this will acknowledge your request (attached for ease of reference) for our work papers. We will be providing our work papers to the TRA and the Company in an unredacted form and with working excel files. In the context of this stage of the case, we have taken your request as an informal discovery request – and as one that we are glad to respond to promptly and in a renewed spirit of cooperation that seems to us to have been lacking (on the Company's part) in earlier discovery stages. In terms of timing, we expect to send our work papers to the TRA and the Company by the end of this week.

We note that we will be filing (on a confidential basis) our work papers at the TRA, in accordance with the TRA's informal discovery request policy.

And we will be glad to provide a copy of the unredacted (and hence confidential) work papers to any other party who would like a copy.

By copy of this e-mail, we ask that any other party who would like a copy of our informal response to Kingsport's informal request (that candidly we would be providing to the TRA, the Company, and any other requesting party anyway), to send us a reply e-mail and we will be glad to send it to you.

And if anyone has any question, please let me know.

Best regards,

Wayne

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**From:** Shawn E. Long [mailto:slong@hdsdlaw.com]  
**Sent:** Wednesday, June 29, 2016 8:41 AM  
**To:** Wayne Irvin <Wayne.Irvin@ag.tn.gov>  
**Cc:** James R. Bacha <jrbacha@aep.com>; William K. Castle <wkcastle@aep.com>; Larry Foust <lcfoust@aep.com>; Joseph B. Harvey <jharvey@hdsdlaw.com>; William C. Bovender <bovender@hdsdlaw.com>  
**Subject:** TRA Docket 16-00001

Good morning Mr. Irvin,

Please see attached correspondence for your review and response.

Please send any questions or comments directly to Mr. Bovender at [bovender@hsdlaw.com](mailto:bovender@hsdlaw.com) or 423-378-8858.

Thank you,

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## HUNTER·SMITH·DAVIS

SINCE 1916

LLP

### Shawn E. Long

*Legal Assistant*

P.O. Box 3740

1212 North Eastman Road

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S. Morris Hadden  
William C. Bovender  
William C. Argabrite  
Jimmie Carpenter Miller  
Mark S. Dessauer  
Gregory K. Haden  
Michael L. Forrester  
Stephen M. Darden  
Edward J. Webb, Jr.  
James N. L. Humphreys  
Suzanne Sweet Cook  
Michael S. Lattier  
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**Respond to:**  
**Kingsport Office**  
William C. Bovender  
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bovender@hdsdlaw.com

**HUNTER·SMITH·DAVIS**  
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KPOW.92585

June 29, 2016

**VIA EMAIL:**

Wayne M. Irvin  
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Consumer Advocate and Protection Division  
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P.O. Box 20207  
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**E-mail:** [wayne.irvin@ag.tn.gov](mailto:wayne.irvin@ag.tn.gov)

Re: Petition of Kingsport Power Company d/b/a AEP Appalachian Power General Rate Case;  
TRA Docket No.: 16-00001

Dear Wayne:

This is a formal request on behalf of Kingsport Power Company. We need your working papers to formulate our discovery requests which are due on July 8, 2016.

Please forward same immediately.

Very sincerely yours,

**HUNTER, SMITH & DAVIS, LLP**



William C. Bovender

c: James R. Bacha, Esq.  
William Castle  
Larry Foust  
Joseph B. Harvey, Esq.