

**BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION**

**NASHVILLE, TENNESSEE**

**October 4, 2019**

**IN RE:**

**INVESTIGATION INTO NAVITAS UTILITY  
CORPORATION'S NOTICE OF PROBABLE  
SHUTDOWN AND DISCONTINUATION OF  
TENNESSEE SERVICE.**

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**DOCKET NO.  
19-00084**

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**PRE-HEARING ORDER**

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Pursuant to Tenn. Code Ann. § 4-5-306(d) and Commission Rule 1220-1-2-.12, this matter came before the Hearing Officer of the Tennessee Public Utility Commission (“Commission” or “TPUC”) at a Pre-Hearing Conference held via teleconference on October 1, 2019. The Pre-Hearing Conference was held to establish the orderly conduct of the Hearing on the proposals presented by the parties to establish a rate for B&W Pipeline LLC’s (“B&W”) transported gas to Navitas TN NG, LLC (“Navitas”) scheduled during the Commission Conference to be held at 1:00 p.m. (CDT) on Monday, October 14, 2019. Navitas (“Navitas”), B&W, and the Consumer Advocate Unit in the Financial Division of the Office of the Tennessee Attorney General (“Consumer Advocate”), the parties in this matter, participated in the Pre-Hearing Conference.

**I. PROCEDURAL MATTERS**

The following order of the Hearing has been established and agreed upon:

**A. NOTICE OF HEARING & PUBLIC COMMENT**

On October 4, 2019, a *Notice of Hearing* was issued notifying the public that a Hearing

will be held during the Commission Conference scheduled to begin at **1:00 p.m. (CDT) on Monday, October 14, 2019.** Members of the public are encouraged to participate by filing written comments in the docket file and/or presenting verbal comments during the Hearing.

#### **B. OPENING STATEMENTS**

After any preliminary matters are considered, each party may present opening statements. The Consumer Advocate will present its opening statement first, followed by Navitas, and B&W.

#### **C. EXHIBITS & DOCUMENTS**

The parties should exchange any demonstrative exhibits related to a witness's pre-filed testimony before that witness appears on the stand. Each party should have its own copy of all exhibits, including those appended to pre-filed testimony, available for reference during the hearing and is responsible for supplying a sufficient number of copies of any exhibits that it intends to reference or discuss with a witness. A party should use its own judgment and discretion in determining the total number of copies to have on hand, but at a minimum, copies of an exhibit should be provided to the court reporter, each Commissioner on the panel, Legal Staff, and the Utilities Division Director.

#### **D. TECHNOLOGICAL AND OTHER SPECIAL REQUESTS**

The parties informed the Hearing Officer that provisions for visual display aids and technology are not necessary for the Hearing.

#### **E. WITNESSES**

The parties have all agreed on the proposal to be presented to the Commission. The Consumer Advocate will call its witness, David Dittmore, to present the proposal. Navitas and B&W will not present witnesses but will have their witnesses available for questions. The parties have agreed to waive cross-examination.

#### **F. WITNESS SUMMARY AND QUESTIONS BY THE COMMISSION**

The parties should be aware that the Commissioners might ask questions at any time during a witness's summary of the pre-filed testimony or at any other time during the Hearing. The Commission Staff has the opportunity to ask questions following the witness summary.

#### **G. CLOSING ARGUMENTS**


The parties have agreed to waive closing arguments.

#### **H. PRELIMINARY MATTERS/MOTIONS**

The parties should make the Hearing Officer aware of any preliminary matters as soon as possible in advance of the Hearing.

#### **IT IS THEREFORE ORDERED THAT:**

The Hearing scheduled during the Commission Conference scheduled to begin at **1:00 p.m. (CDT) on Monday, October 14, 2019**, shall be conducted in accordance with this Pre-Hearing Order unless otherwise ordered by the Chair/Presiding Commissioner.

  
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Monica Smith-Ashford, Hearing Officer