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January 14, 2022

KPOW-10311

VIA EMAIL (tpuc.docketroom@tn.gov) & FEDEX

Dr. Kenneth C. Hill, Chairman
c/o Ectory Lawless, Dockets & Records Manager
Tennessee Public Utility Commission
502 Deaderick Street, 4th Floor
Nashville, TN 37243

Electronically Filed in TPUC Docket
Room on January 14, 2022 at 2:18 p.m.

Re: IN RE: PETITION OF KINGSFORT POWER
COMPANY d/b/a AEP APPALACHIAN POWER
TO OPEN A DOCKET AND ISSUE A
PROTECTIVE ORDER IN ADVANCE OF FILING
OF A GENERAL RATE CASE IN THE DOCKET
SO OPENED
DOCKET NO.: 21-00107

Dear Chairman Hill:

On behalf of Kingsport Power Company d/b/a AEP Appalachian Power, we transmit herewith for filing the enclosed Response to Consumer Advocate's Motion to File Supplemental Discovery.

The original and six copies are being sent via Federal Express.

Very sincerely yours,

HUNTER, SMITH & DAVIS, LLP


Joseph B. Harvey

Enclosure: As stated

cc: Kelly Grams, General Counsel (w/enc.)
David Foster (w/enc.)
Monica L. Smith-Ashford, Esq. (w/enc.)

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Dr. Kenneth C. Hill, Chairman

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BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION
NASHVILLE, TENNESSEE

IN RE:

DOCKET NO.: 21-00107

PETITION OF KINGSPORT POWER
COMPANY d/b/a AEP APPALACHIAN
POWER GENERAL RATE CASE

RESPONSE OF KINGSPORT POWER COMPANY d/b/a
AEP APPALACHIAN POWER TO CONSUMER ADVOCATE'S MOTION
TO FILE SUPPLEMENTAL DISCOVERY

Petitioner Kingsport Power Company d/b/a AEP Appalachian Power ("Kingsport") respectfully submits the following response to the Consumer Advocate Division's ("CAD") Motion to File Discovery Supplemental to First Discovery Request.

The CAD's opportunities for discovery in this matter are expansive. Along with Kingsport's Petition, Kingsport responded to Minimum Filing Requirements ("MFR"), which consisted of 84 separate requests for information supporting Kingsport's Petition. The CAD was granted access to Kingsport's MFR responses, including all confidential information on December 1, 2021, a week before the CAD officially intervened in the case. Additionally, the parties agreed to a Scheduling Order that allows the CAD three rounds of written discovery. The CAD requested permission to exceed the 40-request limit in the Tennessee Public Utility Commission's ("TPUC's") rules, and Kingsport did not oppose the CAD's request. Thus, Kingsport has already provided a substantial amount of data and information and is committed to doing so as this case proceeds. Throughout discovery, Kingsport has been cooperative and accommodating and it intends to continue in a similar manner.

Given the ample discovery that has occurred already and that remains to be done, it is unnecessary to add to, or depart from, the discovery deadlines in the Procedural Schedule the

parties already agreed to. The CAD's Motion is essentially a request for a fourth round of extremely expedited discovery, which is unnecessary under the circumstances.

However, Kingsport remains cooperative. Had the CAD consulted with Kingsport before filing its motion, the parties might have reached an agreement about the supplemental discovery. In that regard, Kingsport is willing to respond to the CAD's supplemental discovery, subject to proper objections to individual requests, provided Kingsport is given a reasonable amount of time to prepare its responses, especially considering that Kingsport is currently compiling information to respond to the CAD's first round of formal discovery requests, which consists of 156 requests.

Thus, Kingsport does not oppose responding to the CAD's supplemental questions (subject to objections to individual responses) provided Kingsport's responses are due no sooner than noon on February 4, 2022, which is a full week before CAD's second set of discovery requests is due.

Respectfully submitted,

KINGSPORT POWER COMPANY
d/b/a AEP APPALACHIAN POWER

BY: 

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CERTIFICATE OF SERVICE

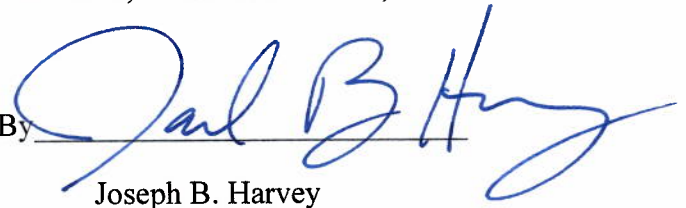
The undersigned hereby certifies that the foregoing **Response of Kingsport Power Company d/b/a AEP Appalachian Power to Consumer Advocate's Motion to File Supplemental Discovery** has been served upon the following by emailing a copy of same as follows, on this the 14th day of January, 2022.

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By



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