



Waller Lansden Dortch & Davis, LLP
511 Union Street, Suite 2700
P.O. Box 198966
Nashville, TN 37219-8966

615.244.6380 main
615.244.6804 fax
wallerlaw.com

Paul S. Davidson
615.850.8942 direct
paul.davidson@wallerlaw.com

May 3, 2022

Via Email and U. S. Mail

Electronically Filed in TPUC Docket
Room on May 3, 2022 at 12:09 p.m.

Executive Director Earl Taylor
c/o Ectory Lawless
Tennessee Public Utility Commission
502 Deaderick Street, Fourth Floor
Nashville, Tennessee 37243

Re: Petition of Piedmont Natural Gas Company, Inc. to Adopt an Annual Review of Rates Mechanism Pursuant to Tenn. Code Ann. § 65-5-103(d)(6)

Dear Mr. Taylor:

Please find the enclosed documents for filing:

1. Motion for Substitution of Witness;
2. Direct Testimony and Exhibits of Bruce P. Barkley
3. Rebuttal Testimony and Exhibits of Bruce P. Barkley
4. Supplemental Testimony of Bruce P. Barkley

This material is also being filed today by way of email to the Tennessee Public Utility Commission docket manager, Ectory Lawless. Please file the original and provide a “filed” stamped copy of the same via email to my assistant, at denise.guye@wallerlaw.com.

Please do not hesitate to call me if you have any questions.

Very truly yours,

Paul S. Davidson

PSD:cdg
Enclosures

cc: Consumer Advocate
Bruce Barkley
Pia Powers
James Jeffries IV

4. On February 7, 2022, Piedmont filed the Rebuttal Testimony of Ms. Powers to respond to concerns and recommendations of the Consumer Advocate Unit in the Financial Division of the Tennessee Attorney General (“Consumer Advocate”).

5. On February 18, 2022, Piedmont filed a letter notifying the Commission that certain issues as between the Company and the Consumer Advocate had been resolved (“Resolved Issues List”).

6. On February 23, 2022, Piedmont filed the Supplemental Testimony of Ms. Powers to address the position of the Company with regard to the Resolved Issues List.

7. On February 24, 2022, the Commission issued an Order finding that the Resolved Issues List functionally constituted a new petition for establishment of an ARM mechanism and required a reset of the statutory period by which the Commission must rule in this proceeding.

8. On April 29, 2022, the Tennessee Public Utility Commission (“TPUC” or “Commission”) issued a Notice of Hearing scheduling a hearing in the instant proceeding for May 9, 2022, at 9:00 a.m. (“Rescheduled Hearing Date”).

9. Ms. Powers is currently traveling internationally on a long-planned family vacation and will be unavailable to testify as a witness at the hearing of this matter.

10. In light of Ms. Powers’ unavailability, the Company is proposing that Mr. Barkley, who is Ms. Powers direct supervisor, appear and adopt Ms. Power’s pre-filed testimonies. Mr. Barkley was directly involved in the original preparation of Ms. Powers’ various testimonies in this proceeding, is familiar with and agrees with the analysis and conclusions set forth therein, and has agreed to adopt Ms. Powers’ testimony, as filed, for purposes of the hearing in this matter.

11. Accordingly, Piedmont seeks authorization to substitute Mr. Barkley for Ms. Powers at the hearing of this matter and for leave for Mr. Barkley to adopt Ms. Powers' pre-filed direct, rebuttal, and supplemental testimonies.

12. Piedmont further asks that the Commission accept the revised version of Ms. Powers' direct, rebuttal, and supplemental testimonies attached hereto in order to reflect Mr. Barkley's adoption thereof. These testimonies are identical to Ms. Powers' original direct, rebuttal, and supplemental testimonies except as to the identification of the witness and the exhibit designations – both of which have been changed to reflect the changed identity of the sponsoring witness.

13. Inasmuch as the adoption and revised testimonies herein reflect no substantive changes to Piedmont's previously filed testimonies, Piedmont submits that no party will be prejudiced by the relief requested herein.

14. Piedmont has informed the Consumer Advocate of this situation and understands that the Consumer Advocate has no objection to the relief requested herein.

WHEREFORE, for the reasons set forth above, Piedmont respectfully requests that Bruce Barkley be substituted as the sponsor of the Direct Testimony and Exhibits, Rebuttal Testimony and Exhibits, and Supplemental Testimony previously filed on behalf of Pia K. Powers in this proceeding and be permitted to testify in place of Ms. Powers at the hearing of this matter.

Respectfully submitted, this the 3rd day of May, 2022.

/s/ Paul S. Davidson
Paul S. Davidson
Waller Lansden Dortch & Davis, LLP
511 Union Street, Suite 2700
Nashville, Tennessee 37219
Telephone: 615-244-6380
paul.davidson@wallerlaw.com

-and-

James H. Jeffries IV
McGuireWoods LLP
201 North Tryon Street, Suite 3000
Charlotte, NC 28202
Telephone: 704-343-2348
Email: jjeffries@mcguirewoods.com

Attorneys for Piedmont Natural Gas Company, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing *Motion for Substitution of Witness* is being served this date upon all of the parties to this docket electronically or by depositing a copy of the same in the United States Mail, First Class Postage Prepaid, at the addresses contained in the official service list in this proceeding.

This the 3rd day of May, 2022.

/s/ Brooke M. Szymanski
Brooke M. Szymanski