



February 16, 2023

Electronically Filed in TPUC Docket
Room on February 16, 2023 at 3:12 p.m.

Honorable Herb Hilliard, Chairman
Tennessee Public Utility Commission
Attention: Ectory Lawless, Esq., Docket Clerk
Andrew Jackson State Office Building
502 Deaderick Street, 4th Floor
Nashville, Tennessee 37243-0001

Re: Docket No. 22-00004; *Chattanooga Gas Company's Petition for Approval of Tariff
Amendments to its T-1, T02 and T-3 Tariffs*

Chairman Hilliard:

Enclosed please find two, separate filings from the Chattanooga Regional Manufacturers Association, both to be made in this docket: a Petition to Reconsider and a Motion to Take Administrative Notice. These filings have been provided to all parties and the Staff.

Please do not hesitate to contact me if you have any questions or concerns.

Sincerely,
BRADLEY ARANT BOULT CUMMINGS LLP

A handwritten signature in blue ink, appearing to read "H. Walker", written over the printed name "Henry Walker".

Henry Walker
Attorney for Chattanooga Regional Manufacturers Association

IN RE:

Docket No. 22-00004

¹ See T.C.A. §65-2-109(2), which states that the Commission may admit into evidence “records and documents” in the possession of the agency “of which it desires to avail itself.” See also Tennessee Rules of Evidence, Rule 201, stating that “a judicially noticed fact [such as the contents of the email] must be one not subject to reasonable dispute.”

For these reasons, the CRMA asks the Commission to take notice of the attached email and include the email, for whatever consideration the Commission wishes to give it, as part of the record of this docket.

Respectfully submitted,



Henry Walker

Attorney for Chattanooga Regional Manufacturer's Association

Walker, Henry

From: David Dittmore <ddittmoreBRC@outlook.com>
Sent: Friday, December 23, 2022 9:44 AM
To: Earl Burton; Walker, Henry
Cc: Karen H. Stachowski; Alex Bradley; James P. Urban; Mason Rush; Victoria Glover; Vance Broemel
Subject: FW: Scope of triennial review

CAUTION - EXTERNAL EMAIL

Sorry – I inadvertently left you off of this e-mail string – fyi.

From: David Dittmore
Sent: Thursday, December 22, 2022 4:03 PM
To: jmierzwa@exeterassociates.com
Cc: Ryan McGehee <Ryan.McGehee@tn.gov>; Michelle Mairs <Michelle.Mairs@tn.gov>; jw.luna@butlersnow.com; Archie Hickerson (ahickers@southernco.com) <ahickers@southernco.com>; Vance Broemel <Vance.Broemel@ag.tn.gov>; Karen H. Stachowski <Karen.Stachowski@ag.tn.gov>; Mason Rush <Mason.Rush@ag.tn.gov>; Alex Bradley <Alex.Bradley@ag.tn.gov>; Victoria Glover <Victoria.Glover@AG.TN.GOV>; James P. Urban <James.Urban@ag.tn.gov>; Floyd R. Self <fself@bergersingerman.com>
Subject: Scope of triennial review

Jerry:

Please see the following language within the Company's existing T-1 tariff:

AUTHORIZED INCREMENTAL RATE

When the Company determines that volumes of gas are available to be purchased and transported to Customers under this Rate Schedule, then the Company shall, at its option, be authorized to charge the incremental rate Customers for such gas supply distributed to those Customers who have been offered and who have agreed to pay such incremental rate in lieu of having their gas service curtailed. On days when gas is not being withdrawn from the Company's Liquid Natural Gas (LNG) facility for system supply, the incremental rate shall be the applicable index rate plus the variable pipeline charges. On those days when gas is being withdrawn from the LNG facility, the incremental rate will be increased to reflect the cost of gas used in the liquefaction and vaporization process.

The Consumer Advocate respectfully requests an expansion of the scope of work in the triennial review to include the following:

1. Has the Company unreasonably withheld gas that could otherwise have been sold to the Company's T-1 customers during the study period?
2. If such gas has been withheld, has the Company done so to ensure the continued availability of necessary gas supply to its firm customers, or has it permitted such excess gas to be marketed by a third-party, producing an indirect benefit to shareholders of the Southern Company?
3. Does the Company have a financial incentive to deny requests from T-1 customers for incremental gas sales as a result of its incentive mechanism?
4. Address the reliability of gas supply to CGC's firm customers if CGC increased its availability of gas to T-1 customers.

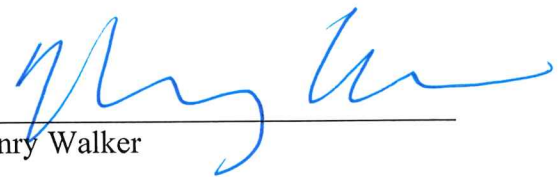
5. Address the financial implications to CGC's firm customers if CGC increased its availability of gas to T-1 customers.

Thank you for your consideration. If you have any questions regarding this request, please let me know.

David Dittmore
Consultant on behalf of the Tennessee Attorney General's Office
918-697-4475

CERTIFICATE OF SERVICE

I hereby certify that I have on this 16th day of February, 2023, a copy of the foregoing document was served on the parties of record, via electronic email transmission and regular U.S. Mail, postage prepaid, addressed as follows:



Henry Walker