

**BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION  
NASHVILLE, TENNESSEE**

**April 22, 2022**

<b>IN RE:</b>	)	
	)	
<b>CHATTANOOGA GAS COMPANY PETITION</b>	)	<b>DOCKET NO.</b>
<b>FOR APPROVAL OF TARIFF AMENDMENTS</b>	)	<b>22-00004</b>
<b>TO ITS T-1, T-2 AND T-3 TARIFFS</b>	)	

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**ORDER GRANTING CRMA MOTION  
TO SERVE MORE THAN FORTY DISCOVERY REQUESTS**

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This matter is before the Hearing Officer upon the *Motion for Leave to Issue More Than Forty Discovery Requests* (“*Motion*”) filed by the Chattanooga Regional Manufacturers Association (“CRMA”) on April 8, 2022, requesting leave to serve more than forty discovery requests on Chattanooga Gas Company (“CGC” or the “Company”) pursuant to Tennessee Public Utility Commission (“Commission” or “TPUC”) Rule 1220-1-2-.11(5)(a). CRMA also filed a Memorandum in Support of its *Motion* (“*Memo*”) on April 8, 2022.

In its *Memo*, CRMA states the discovery sought is not unreasonable, cumulative or duplicative, and CRMA maintains has had no opportunity for discovery prior to the current discovery being requested.<sup>1</sup> In addition, CRMA argues that the discovery sought will not be unreasonably burdensome or expensive to CGC when considering the needs of this docket.<sup>2</sup> Further, according to CRMA, “[t]his is the first opportunity for CRMA to develop in-depth knowledge of CGC’s policies concerning the management of gas supply and pipeline capacity. These complex issues are directly relevant to CGC’s concerns presented in Mr. Hickerson’s pre-filed testimony as justification for the proposed tariff changes.”<sup>3</sup>

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<sup>1</sup> *Memo*, p. 4 (April 8, 2022).

<sup>2</sup> *Id.* at 5.

<sup>3</sup> *Id.*

TPUC Rule 1220-1-2-.11 (5)(a) provides as follows:

No party shall serve on any other party more than forty (40) discovery requests including sub-parts without first having obtained leave of the Commission or a Hearing Officer. Any motion seeking permission to serve more than forty (40) discovery requests shall set forth the additional requests. The motion shall be accompanied by a memorandum establishing good cause for the service of additional interrogatories or requests for production. If a party is served with more than forty (40) discovery requests without an order authorizing the same, such party need only respond to the first forty (40) requests.

TPUC Rules allow a minimum of forty discovery requests to be served upon a party. Nevertheless, upon compliance with TPUC Rule 1220-1-2-.11(5)(a) and a showing of good cause, the Commission has been flexible in permitting supplemental discovery to occur. In light of the foregoing, the Hearing Officer finds that the CRMA has met the requirements of the Rule by showing good cause to issue additional discovery requests to CGC. Further, the Company did not object to the *Motion*. Therefore, based on these findings, the Hearing Officer grants the *Motion*.

**IT IS THEREFORE ORDERED THAT:**

The *Motion for Leave to Issue More than Forty Discovery Requests* filed by the Chattanooga Regional Manufacturers Association is **GRANTED**.

A handwritten signature in cursive script that reads "Monica Smith-Ashford".

Monica Smith-Ashford, Hearing Officer