

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF NAVITAS KY NG, LLC	)	
AND GASCO DISTRIBUTION SYSTEMS, INC. FOR	)	CASE NO.
APPROVAL OF AN ACQUISITION OF OWNERSHIP	)	2010-00468
AND CONTROL OF GAS UTILITY SYSTEMS	)	

COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION  
TO THE JOINT APPLICANTS, NAVITAS KY NG, LLC  
AND GASCO DISTRIBUTION SYSTEMS, INC.

Navitas KY NG, LLC ("Navitas") and Gasco Distribution Systems, Inc. ("Gasco") (collectively "Joint Applicants"), pursuant to 807 KAR 5:001, is to file with the Commission the original and ten copies of the following information, with a copy to all parties of record. The information requested herein is due not later than five days from the date of this request. Responses to requests for information shall be appropriately bound, tabbed, and indexed. Each response shall include the name of the witness responsible for responding to the questions related to the information provided.

Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or the person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

Joint Applicants shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though

correct when made, is now incorrect in any material respect. For any request to which Joint Applicants fail or refuse to furnish all or part of the requested information, they shall provide a written explanation of the specific grounds for their failure to completely and precisely respond.

Careful attention shall be given to copied material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request.

1. Describe in full how Navitas plans to fund the purchase price of Gasco. If the purchase price is to be financed, provide details of the loan agreement.
2. Using the information provided in the application, provide the proposed journal entry or entries Navitas will make to record the transfer.
3. Provide the most recent interim financial statements available for Navitas and Gasco.
4. Provide a detailed listing of the assets to be acquired that make up the Albany gas system. The schedule should include original cost and accumulated depreciation as of the date the schedule is prepared.
5. Item 20 on page 7 of the Joint Application discusses the fact that gas suppliers and transporters will not change as a result of the acquisition.
  - a. Explain whether Titan Energy Group is still Gasco's wholesale supplier.
  - b. Explain whether the current owners of Gasco are affiliated with Titan Energy Group.

c. Provide the identities of any other suppliers of gas or transportation service to Gasco.

d. Provide any communications from Gasco suppliers regarding the continuation of gas service.

6. Confirm that Navitas will comply with the requirements of Gasco's Gas Cost Recovery ("GCR") mechanism which is set out in Section IV of Gasco's tariff on file with the Commission. Explain who will be responsible for filing Gasco GCR applications.

7. There are references throughout the Asset Purchase Agreement ("Agreement") to schedules. However, the referenced schedules were not filed with the Agreement. Provide a copy of all schedules referenced in the Agreement.

8. Refer to Item 16, page 7, of the Joint Application. The Joint Applicants state that Gasco's employees in Kentucky and Tennessee possess extensive managerial and technical experience and are expected to be retained.

a. Explain whether the Joint Applicants have discussed employment with the Kentucky employee(s) and state whether the employee(s) agreed to continue employment with the Joint Applicants if the transfer is approved.

b. Provide the name(s) of the Kentucky employee(s) and describe the current employment responsibilities and the expected responsibilities if the transfer is approved.

9. Provide a copy of the Articles of Incorporation of Navitas KY NG, LLC and a certificate of good standing.

10. Refer to Item 25, page 8, of the Joint Application, which provides that “[a]t present, Fort Cobb Fuel Authority in Oklahoma has no outstanding fines, public utility fee assessments or other deficiencies that have been identified by the Oklahoma Public Utility Division or Consumer Services Division.” Provide a brief explanation of any fines assessed or deficiencies recognized by the Oklahoma Public Utility Division or Consumer Services Division for Fort Cobb Fuel Authority for the past two years.

11. Provide a current map or maps showing all natural gas pipelines and other features (pressure regulating stations and interconnection points) that will be transferred from Gasco to Navitas in Kentucky. This includes both the Jellico System in Whitley County, Kentucky, and the Albany System in Clinton County, Kentucky. Main distribution lines should include the system name, diameter, material, operating pressure or designation of high pressure mains, and installation date of the pipeline. Service lines, which carry gas from the main pipeline to the customer’s meter, are not necessary. Include any interconnection or delivery points with other natural gas pipelines and label the points with the operator name of that interconnecting pipeline. Include pressure regulating stations on the map with their name and address. In addition, if there are any production wells, storage wells, or purchase stations located in Kentucky, locate them on the map.

  
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Jeff Derouen  
Executive Director  
Public Service Commission  
P.O. Box 615  
Frankfort, Kentucky 40602

DATED: JAN 14 2011

cc: All Parties

Klinton W Alexander  
Wyatt, Tarrant & Combs, LLP  
2525 West End Avenue, Suite 1500  
Nashville, TN 37203

Ron Comingdeer  
Ron Comingdeer & Associates  
6011 N. Robinson  
Oklahoma City, OK 73118

Mr. Fred Steele  
President  
GASCO Distribution Systems, Inc.  
4445 East Pike  
Zanesville, OH 43701