

Commonwealth of Kentucky
Before the Public Service Commission

In the Matter of:

ELECTRONIC APPLICATION OF LOUISVILLE GAS)
AND ELECTRIC COMPANY FOR A DECLARATORY)
ORDER REGARDING THE PROPER METHOD OF)
MUNICIPAL FRANCHISE FEE RECOVERY)

Case No.
2016-00137

Louisville/Jefferson County Metro Government
Motion to Compel Responses from Louisville Gas and Electric and
Suspend the Procedural Schedule

Comes now the Louisville/Jefferson County Metro Government (“Louisville Metro”) and pursuant to 807 KAR 5:001, Section 4(12)(e) requests the Public Service Commission (“the Commission”) to require Louisville Gas and Electric Company (“LG&E”) to respond to discovery requests. In support thereof, Louisville Metro states as follows:

On March 24, 2017, Louisville Metro timely filed its initial requests for information (“RFI”) to LG&E. On April 7, 2017 LG&E filed its discovery responses. Thereafter, on April 13, 2017, a call was held between the counsel and retained experts for Louisville Metro and the counsel and staff for LG&E to discuss shortcomings in the responses provided by LG&E to the Louisville Metro RFI. Similar to the information provided by LG&E in its response to Louisville Metro’s RFI, the call failed to address our concerns and questions. Subsequently, Louisville Metro now seeks to compel responses from LG&E on questions number one (1) and twelve (12).

As a result of the deficient LG&E response and the need for this motion to compel, Louisville Metro must seek a temporary suspension of the procedural schedule. The key pieces of information that Louisville has long sought from LG&E are the pressures and directional flow of gas corresponding to the Major Gas Lines shown on LG&E Exhibit LEB-1. Without this

information, Louisville Metro is unable to properly address the issues LG&E has raised in this case. As such, Louisville Metro will be prejudiced without a Commission Order that both compels LG&E to respond to the RFI and provides for a suspension of the procedural schedule such that Louisville Metro may secure the requested information and have sufficient time to analyze the data before filing its rebuttal testimony.

Question 1

Refer to the Direct Testimony of Bellar, page 5, and provide the results from the network analysis model used by LG&E that shows the directions of flow and all nullity points for LG&E's entire gas distribution system in Kentucky, whether that model is based on Synergiee or another software product that performs the same function, for the following time periods:

- a. The latest peak day, and**
- b. The latest base sendout day**

This information is necessary to determine certain design and flow features of the LG&E natural gas distribution system relevant to this proceeding. The information LG&E provided is a projection of future operating conditions. Critically, this information contains assumptions and projections which were neither identified nor explained by the Company. Furthermore, we asked for historical data, but were curiously provided with future/projected data.

More specifically, the data does not identify the relevant information requested: direction of flow and nullity points. Instead, LG&E provided a series of data points with coordinates that don't seem related to any identified point on LG&E's distribution system, and data that suggests that the majority of the distribution system is characterized by nullity points, which is technically highly improbable.

Question 12

Please provide the most recent schematic of LG&E's transmission and distribution system identifying all node points and the pressure at which gas received at the city gate station is injected into the Company's distribution system, for both the peak day and the base sendout.

In full, LG&E's response states: "The requested schematic of LG&E's system is not available. However, node points are identified in the response to Question No. 1 and the pressure at which gas is received at the city gates is identified in the response to Question No. 11." To begin, as discussed above, the node points were not identified in the response to Question No. 1. The only way that statement would be accurate is if the LG&E gas distribution system is largely made up of stagnant natural gas. Next, Louisville Metro finds it wholly unlikely that LG&E is without possession of a schematic of its gas transmission and distribution system identifying node points and pressures. While that is so unlikely as to be almost certainly false, Louisville Metro finds it even more unlikely that LG&E is without possession of a schematic of its gas transmission and distribution system on which node points, direction of flow and pressures *could* be plotted.

WHEREFORE, Louisville Metro moves the Commission to issue an Order compelling LG&E to fully and appropriately respond to the discovery questions listed herein, in compliance with 807 KAR 5:001, Section 4(12)(e), and to temporarily suspend the procedural schedule.

Respectfully submitted,

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GTD

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