

March 30, 2010

RECEIVED

MAR 29 2010

PUBLIC SERVICE
COMMISSION

Mr. Jeff Derouen
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602

Re: Case No. 2009-00340

Dear Mr. Derouen,

Enclosed for filing are the original and ten (10) copies of Columbia Gas of Kentucky, Inc.'s responses to the First Data Request of Commission Staff, and the First Data Request of NEUC, in the above case. Please docket the original and ten (10) copies. Should you have any questions about this filing, please contact me at 614.460.5558 or bleslie@nisource.com. Thank you.

Sincerely,



Brooke E. Leslie
Counsel

Enclosures

cc: All Parties of Record
Hon. Richard S. Taylor

**COLUMBIA GAS OF KENTUCKY, INC.
RESPONSE TO FIRST DATA REQUEST OF COMMISSION STAFF**

Data Request 001:

Refer to page 3 Russell DeWayne Ryan's testimony ("Ryan Testimony"), wherein Mr. Ryan confirms that Columbia is providing service to a liquor store at 901 13th Street, a restaurant at 915 13th Street and a video store at 1200 Bryan Street that Natural Energy Utility Corporation ("NEUC") wishes to serve. Pursuant to the letters attached as Exhibit 3 to NEUC's Motion to Dismiss, all three customers requesting Columbia to terminate service are located on 13th Street and no video store is identified. Besides the liquor store at 901 13th Street and the restaurant at 915 13th Street, that exhibit identifies Checker's Tanning & Laundromat at 1001 13th Street as the third customer requesting NEUC service. Provide the names and addresses of the three customers requesting Columbia to disconnect service in order for NEUC to provide service.

Response:

Columbia Gas of Kentucky received a request from Shannon Gibbs to disconnect service on the following accounts:

Continental Liquors Inc.
901 13th Street
Ashland, KY

Checkers Video & Laundromat
1200 Bryan Street
Ashland, KY

Fenkai Chen (Ashland Mandarin)
915 13th Street
Ashland, KY

**COLUMBIA GAS OF KENTUCKY, INC.
RESPONSE TO FIRST DATA REQUEST OF COMMISSION STAFF**

Data Request 002:

Refer to page 5 of the Ryan Testimony, line 16, which says that NEUC installed a new plastic main adjacent to Columbia's existing medium-pressure main. Is this the line whose installation Mr. Ryan observed in July or August 2009? If not, when was this new line installed, to the best of Columbia's knowledge?

Response:

Yes. I observed a new line being installed adjacent to Columbia's existing medium pressure line in July or August of 2009. To the best of my knowledge, the existing NEUC line laid approximately 125 feet from the existing buildings.

PSC Case No. 2009-00340
Staff Set 1 DR No. 003
Respondent(s): Russ Ryan

**COLUMBIA GAS OF KENTUCKY, INC.
RESPONSE TO FIRST DATA REQUEST OF COMMISSION STAFF**

Data Request 003:

Refer to Exhibit 1 of NEUC's Answer and Motion to Dismiss filed September 8, 2009. State whether the ZTB Enterprises Property identified on the map is the "strip mall" that is referenced on page 2 of Columbia's complaint.

Response:

The "strip mall" or "mall" property Columbia reference on page 2 of its Complaint is actually the three properties in question located at 1200 Bryan Street, 901 13th Street and 915 13th Street all of which are believed to be owned by ZBT Enterprises.

**COLUMBIA GAS OF KENTUCKY, INC.
RESPONSE TO FIRST DATA REQUEST OF COMMISSION STAFF**

Data Request 004:

Provide the annual volumes used by each of the three customers identified in the response to Item 1 above and the rate schedules under which they are served.

Response:

All three customers are served under Columbia's GSO rate schedule. Listed below is the total consumption by account for 2009:

Continental Liquors Inc.
901 13th Street
Ashland, KY
Consumption 2009 74.0 MCF

Checkers Video & Laundromat
1200 Bryan Street
Ashland, KY
Consumption 2009 1,635.9 MCF

Fenkai Chen (Ashland Mandarin)
915 13th Street
Ashland, KY
Consumption 2009 791.6 MCF

**COLUMBIA GAS OF KENTUCKY, INC.
RESPONSE TO FIRST DATA REQUEST OF COMMISSION STAFF**

Data Request 005:

Explain whether Columbia has received complaints from the three customers at issue concerning Columbia's service.

Response:

Columbia Gas of Kentucky received one complaint that was filed with the Kentucky Public Service Commission on November 3, 2009. The complaint was filed by Shannon Gibbs in regard to Columbia not honoring her request to disconnect gas service and switch natural gas providers to Natural Energy Utility Corporation (NEUC).

Ms. Gibbs was advised that Columbia Gas of Kentucky had filed a formal complaint with the Kentucky Public Service Commission. Ms. Gibbs was also advised that the final determination of her natural gas provider would be made after the Kentucky Public Service Commission interprets the legal rights of the parties.

PSC Case No. 2009-00340
Staff Set 1 DR No. 006
Respondent(s): Judy Cooper

**COLUMBIA GAS OF KENTUCKY, INC.
RESPONSE TO FIRST DATA REQUEST OF COMMISSION STAFF**

Data Request 006:

State whether Columbia is willing and able to continue serving the three customers at issue in this proceeding.

Response:

Columbia is willing and able to continue serving the three customers at issue.

PSC Case No. 2009-00340
Staff Set 1 DR No. 007
Respondent(s): Judy Cooper

**COLUMBIA GAS OF KENTUCKY, INC.
RESPONSE TO FIRST DATA REQUEST OF COMMISSION STAFF**

Data Request 007:

Describe the financial impact on Columbia if these three customers cease receiving service from Columbia.

Response:

The loss of these three customers would create a detrimental financial impact on Columbia. The loss would also have ramifications on Columbia's remaining customers in a future rate case, because the loss would mean fewer customers to share the fixed costs.

PSC Case No. 2009-00340
Staff Set 1 DR No. 008
Respondent(s): Carolyn Woodford

**COLUMBIA GAS OF KENTUCKY, INC.
RESPONSE TO FIRST DATA REQUEST OF COMMISSION STAFF**

Data Request 008:

State how many customers Columbia currently serves on the mall property.

Response:

Please note that the "mall property" Columbia referenced in its Complaint and other pleadings is actually the three properties in question located at 1200 Bryan Street, 901 13th Street and 915 13th Street.

Columbia serves the following three customers on the properties in question:

Continental Liquors Inc.
901 13th Street
Ashland, KY

Checkers Video & Laundromat
Bryan Street
Ashland, KY

Fenkai Chen (Ashland Mandarin)
915 13th Street
Ashland, KY

PSC Case No. 2009-00340
Staff Set 1 DR No. 009
Respondent(s): Gary Sullivan

**COLUMBIA GAS OF KENTUCKY, INC.
RESPONSE TO FIRST DATA REQUEST OF COMMISSION STAFF**

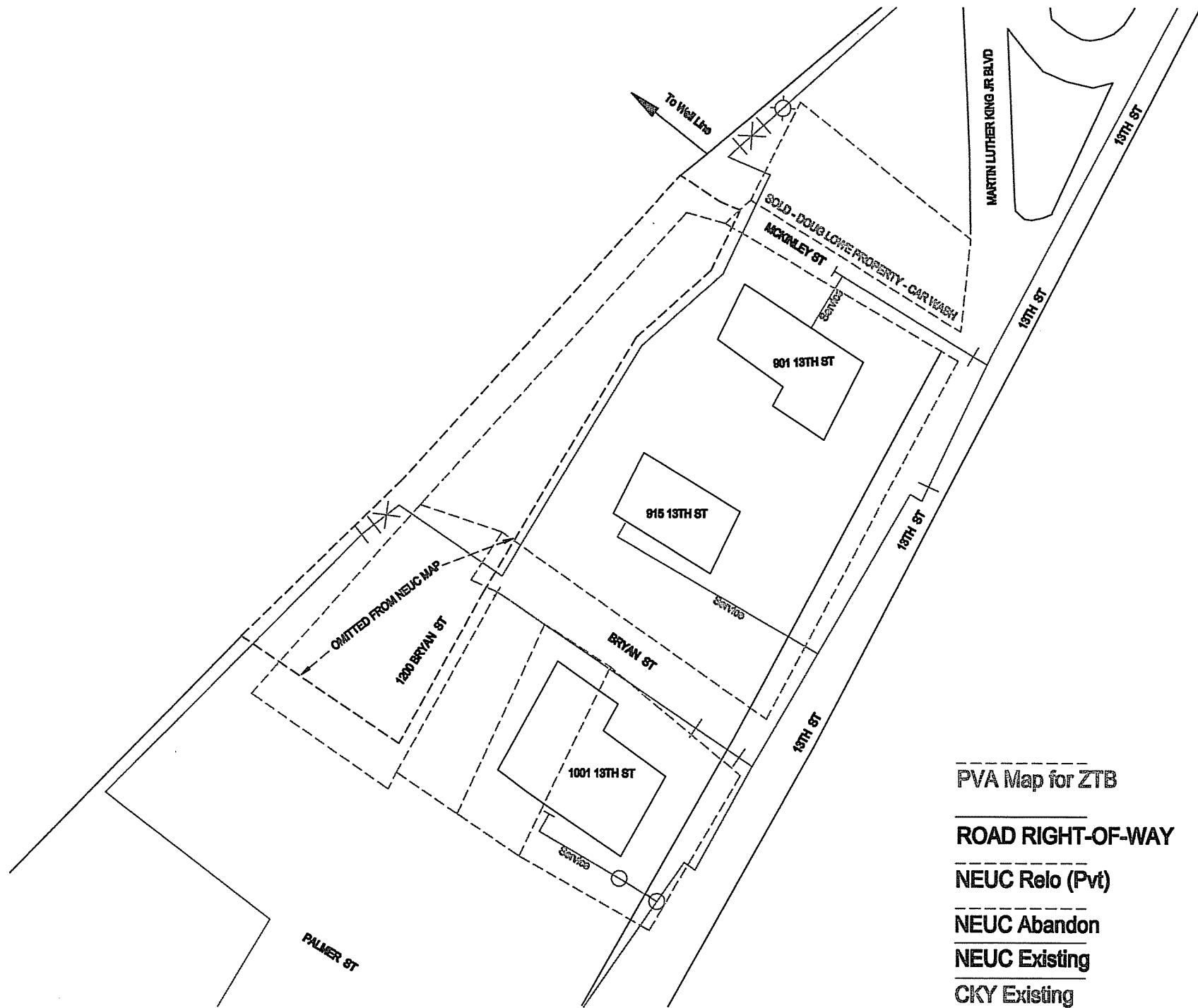
Data Request 009:

Provide a map illustrating Columbia's distribution system and its customers in the area of the mall property. If possible, designate the location of the new NEUC line referenced on page 5 of the Ryan Testimony.

Response:

Please note that the "mall property" Columbia referenced in its Complaint and other pleadings is actually the three properties in question located at 1200 Bryan Street, 901 13th Street and 915 13th Street.

See attached map. Please note that this map reflects the approximate locations of lot lines, active mains and services for Columbia Gas of Kentucky, and the approximate locations of active and abandoned facilities of NEUC.



- PVA Map for ZTB
- ROAD RIGHT-OF-WAY
- NEUC Relo (Pvt)
- NEUC Abandon
- NEUC Existing
- CKY Existing

Note: This map reflects the approximate locations of lot lines, active mains and services for Columbia Gas of Kentucky, and the approximate locations of active and abandoned facilities of NEUC.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Responses of Columbia Gas of Kentucky, Inc. to Staff's Initial Data Requests was served upon all parties of record by regular U. S. mail this 21st day of March, 2010.

Brooke E. Leslie (ync)

Brooke E. Leslie
Attorney for
COLUMBIA GAS OF KENTUCKY INC.

SERVICE LIST

Hon. John N. Hughes
124 West Todd Street
Frankfort, KY 40601