

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the matter of:)
)
THE ELECTRONIC APPLICATION OF)
COLUMBIA GAS OF KENTUCKY, INC. FOR AN)
ADJUSTMENT OF RATES; APPROVAL OF)
DEPRECIATION STUDY; APPROVAL OF TARIFF)
REVISIONS; ISSUANCE OF A CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY; AND)
OTHER RELIEF)
)

Case No. 2021-00183

**COLUMBIA GAS OF KENTUCKY, INC.'S REQUEST FOR INFORMATION TO
THE ATTORNEY GENERAL OF KENTUCKY OFFICE OF RATE INTERVENTION**

I. DEFINITIONS AND INSTRUCTIONS

1. With respect to each discovery request, all information is to be divulged that is within the knowledge, possession or control of the parties to whom it is addressed, including their agents, employees, advisors, consultants, attorneys and/or investigators.

2. Please identify the witness(es) who will be prepared to answer questions concerning each request.

3. These requests shall be deemed continuing so as to require further and supplemental responses if the party receives or generates additional information within

the scope of these requests between the time of the response and the time of any hearing conducted hereon.

4. All answers must be separately and fully stated in writing under oath.
5. Where a data request calls for an answer in more than one part, each part should be separated in the answer so that the answer is clearly understandable.
6. If any request appears confusing, please request clarification directly from counsel for Columbia Gas of Kentucky, Inc., (“Columbia”).
7. For purpose of these discovery requests, the following terms shall have meanings set forth below:

- (a) As used herein, “document,” “documentation” and/or “record,” whether stated as the singular or the plural, means any course of binders, book, pamphlet, periodical, letter, correspondence, memoranda, including but not limited to, any memorandum or report of a meeting or telephone or other conversation, invoice, account, credit memo, debit memo, financial statement, general ledger, ledger, journal, work papers, account work papers, report, diary, telegram, record, contract, agreement, study, draft, telex, handwritten or other note, sketch, picture, photograph, plan, chart, paper, graph, index, tape, data processing card, data processing disc, data cells or sheet, check acceptance draft, e-mail, studies, analyses,

contracts, estimates, summaries, statistical statements, analytical records, reports and/or summaries of investigations, opinions or reports of consultants, opinions or reports of accountants, trade letters, comparisons, brochures, pamphlets, circulars, bulletins, notices, forecasts, electronic communication, printouts, all other data compilations from which information can be obtained (translated if necessary by defendants into usable form), any preliminary versions, drafts or revisions of any of the foregoing, and/or any other written, recorded, transcribed, punched, taped, filmed or graphic matter, however produced or reproduced and regardless of origin or location, in the possession, custody and/or control of the defendant and/or their agents, accountants, employees, representatives and/or attorneys. "Document" and "record" also mean all copies of documents by whatever means made, if the copy bears any other markings or notations not found on the original.

- (b) The terms "relating to," "referring to," "referred to," "pertaining to," "pertained to" and "relates to" means referring to, reporting, embodying, establishing, evidencing, comprising, connected with, commenting on, responding to, showing, describing, analyzing,

reflecting, presenting and/or constituting and/or in any way involving.

- (c) The terms “and,” “or,” and “and/or” within the meaning of this document shall include each other and shall be both inclusive and disjunctive and shall be construed to require production of all documents, as above-described, in the broadest possible fashion and manner.
- (d) The terms “AG” and “Company” shall mean the Attorney General of Kentucky Office of Rate Intervention, and shall include, but is not limited to, each and every agent, employee, servant, advisor, consultant, insurer and/or attorney of the Attorney General of Kentucky Office of Rate Intervention. The term “you” shall be deemed to refer to AG and the Company.
- (e) The term “Commission” shall mean the Kentucky Public Service Commission.
- (f) To “identify” shall mean:
 - (1) With respect to a document, to state its date, its author, its type (for example, letter, memorandum, chart, photograph, sound reproduction, etc.), its subject matter, its present location, and the name of its present custodian. The

document may be produced in lieu of supplying the foregoing information. For each document which contains information as privileged or otherwise excludable from discovery, there shall be included a statement as to the basis for such claim of privilege or other grounds for exclusion.

(2) With regard to a natural person, to state his or her full name, last known employer or business affiliation, title and last known home address.

(3) With regard to a person other than a natural person, state the title of that person, any trade name, or corporate name or partnership name used by that person, and the principal business address of that person.

(g) To “produce” or to “identify and produce,” shall mean that Company shall produce each document or other requested tangible thing. For each tangible thing which Company contends is privileged or otherwise excludable from discovery, there shall be included a statement as to the basis for such claim of privilege or other grounds for exclusion.

- (h) The terms “Party or Parties” shall mean any organization, person, corporation, entity, etc., which intervened in the above-captioned proceeding and shall further include the Commission Staff.

II. GENERAL REQUESTS

(1) Other than Messrs. Dittimore and Baudino please identify any persons, including experts whom the Attorney General has retained or consulted regarding evaluating the Company’s Application in this proceeding. For each individual responsive to this request, please provide:

- (a) The subject matter of such consultation;
- (b) Any and all written opinions of such persons regarding Columbia’s Application;
- (c) Any and all work papers used in the preparation of any written opinions provided in response to (b);
- (d) A summary of the person’s qualifications to render such consultations.

(2) Please identify the proceedings in all jurisdictions in the last three years in which Messrs. Dittimore and Baudino, along with each person identified in response to the previous Interrogatory, has offered evidence, including but not limited to, pre-filed testimony, sworn statements, and live testimony and analysis.

(3) Identify and provide all documents or other evidence that the Attorney General may seek to introduce as exhibits or for purposes of witness examination in the above-captioned matter.

(4) To the extent not otherwise provided, please provide identify and provide copies of any and all documents, analysis, summaries, white papers, work papers, spreadsheets (electronic versions with cells intact) as well as any underlying supporting materials relied upon by Messrs. Dittmore and Baudino as part of their evaluation of Columbia's Application or used in the creation of testimony.

III. REQUESTS TO RICHARD BAUDINO

(5) In Exhibit RAB-4 (p. 2), Mr. Baudino references Value Line Market Return Data showing a median annual total return of 9.00% and an average annual total return of 9.84%. With regard to this data, please provide the following:

- (a) A copy of the Value Line documentation which presents these median and average annual return values.
- (b) The underlying basis of the calculation of the annual return values, consistent with the projected 3-5 year horizon reflected in Exhibit RAB-4 (p. 2).
- (c) Please clarify whether these annual return values are based upon Value Line's estimate of the 3-5 year total price appreciation potential for Value Line's 1,700 stock universe.
- (d) Please clarify whether the median and average annual return values reflected in

Exhibit RAB-2 (p.2) are calculated on the basis of the geometric (compounded) average or the arithmetic average. If calculated on the basis of the arithmetic average, please provide each of the individual annual returns over the projected 3-5-year horizon.

IV. REQUESTS TO DAVID DITTEMORE

- (6) Please refer to Table 3 on page 21 of the Testimony of Mr. Dittemore.
 - (a) Please provide all source documents and all work papers used in the preparation of this table.
 - (b) How was the incentive compensation adjustment used in this Table calculated?

- (7) Please confirm the net gas O&M cost of \$53,897,902 for Forecasted Test Year 2022 on Schedule DND 2.8, Line 3 includes the Company's adjusted incentive compensation at trigger.