

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC ALLEGED FAILURE OF NAVITAS)	
KY NG, LLC TO COMPLY WITH KRS 278.030,)	CASE NO.
KRS 278.180(1), KRS 278.274, COMMISSION)	2025-00010
ORDERS, AND ITS GAS COST RECOVERY)	
TARIFF)	

COMMISSION STAFF'S POST-HEARING REQUEST FOR INFORMATION
TO NAVITAS KY NG, LLC

Navitas KY NG, LLC (Navitas KY), pursuant to 807 KAR 5:001, shall file with the Commission an electronic version of the following information. The information requested is due no later than August 29, 2025. The Commission directs Navitas KY to the Commission's July 22, 2021 Order in Case No. 2020-00085¹ regarding filings with the Commission. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked.

Each response shall include the question to which the response is made and 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

¹ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

Navitas KY shall make timely amendment to any prior response if Navitas KY obtains information that indicates the response was incorrect or incomplete when made or, though correct or complete when made, is now incorrect or incomplete in any material respect.

For any request to which Navitas KY fails or refuses to furnish all or part of the requested information, Navitas KY shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention shall be given to copied and scanned 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. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations. When filing a paper containing personal information, Navitas KY shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

1. Refer to Hearing Testimony of Thomas Hartline (Hartline Hearing Testimony), Hearing Video Transcript (HVT) at 09:33:51. Provide the capacity capability for compressed natural gas (CNG).

2. Refer to Hartline Hearing Testimony, HVT at 09:28:40. State whether Navitas KY filed an application for a Certificate of Public Convenience and Necessity

(CPCN) for the construction of the referenced gathering line. If so, identify the case number. If not, explain why an application for a CPCN was not filed.

3. Refer to Hartline Hearing Testimony, HVT at 09:45:11. Provide any filing by Navitas KY that expressed its request to the Commission to determine whether liquid natural gas (LNG) or CNG supply, transportation, equipment, or any other aspect of the cost of using LNG or CNG could be included in the Gas Cost Recovery (GCR) mechanism.

4. Refer to Hartline Hearing Testimony, HVT at 09:24:40. Provide a copy of B&W's distribution tariff.

5. Refer to Hartline Hearing Testimony, HVT at 09:25:27. State whether Navitas KY intends to construct a pipeline connecting to the Apache pipeline in Burkesville, Kentucky. If not, explain how Navitas KY plans to provide consistent service to customers in Albany, Kentucky, without using LNG or CNG.

6. Refer to Hartline Hearing Testimony, HVT at 10:09:09. Regarding the stated under collection amount due to the suspension of Navitas KY's prior GCR rate reports.

a. Identify the total amount and provide detailed quantifiable information on how the total was determined.

b. Provide an estimate or example of how Navitas KY would propose to spread out the recovery of the under collected total.

7. Refer to Hartline Hearing Testimony, HVT at 11:11:06.

a. Provide the name of the court and case number in the lawsuit between Navitas KY and Bud Rife.

b. Provide a copy of any documents provided to the court in that case or to Mr. Rife or his attorneys discussing the gas currently being provided to Navitas by Mr. Rife or regarding reduction in rent owed to Navitas.

c. As a continuing request, provide any orders or judgments issued by the court in the referenced lawsuit.

8. Refer to Hartline Hearing Testimony, HVT at 11:26:06.

a. Provide the letter to Bud Rife regarding the free gas from B & S and provide any acknowledgement from Bud Rife or his associates regarding having received the letter.

b. Explain if Navitas KY has attempted to make additional contact with Bud Rife or his associates following the issuance of the letter. If so, then please provide evidence or written description for each instance.

9. Refer to Hartline Hearing Testimony, HVT at 12:24:59. Provide any filing by Navitas KY that expressed its request to the Commission to resolve any issues regarding line loss collection and the allocation of gas between Kentucky and Tennessee.

10. Refer to Hartline Hearing Testimony, HVT at 12:24:59. Also refer to Navitas KY's response to the February 3, 2025 opening Order in this case, page 5, Allegation 5.

a. Clearly identify, describe and provide an example what Navitas KY considers to be a "GCR rate report filings cover letter."

b. Also, refer to 807 KAR 5:001, Section 8(5). If the "GCR rate report filings cover letter" identified by Navitas KY does not match the cover letter established by 807 KAR 5:001, Section 8(5), then explain why Navitas KY assumed the cover letter to be different from what is established by the Commission.

11. Confirm or deny that the following are accurate descriptions of the errors that were identified by the Commission for the basis of denial of the requested adjustment by Navitas in each of the following cases. If Navitas does not agree that this is an accurate description of the errors that were identified by the Commission, please explain. Additionally, identify individually which of the errors that Navitas would consider scrivener's errors:

a. Case No. 2020-00200, *Electronic Purchased Gas Adjustment Filing of Navitas KY NG, LLC* (Ky. PSC July 29, 2020): proposed effective date of August 1, 2020; 32 days' notice provided to the Commission; the proposed GCR rate was denied due to incorrect application of a separate billing line item into the EGC, incorrect application of a refund into the ACA, and incorrect BA.

b. Case No. 2021-00136, *Electronic Purchased Gas Adjustment Filing of Navitas KY NG, LLC* (Ky. PSC Apr. 28, 2021): proposed effective date of May 1, 2021; 36 days' notice provided to the Commission; the proposed GCR rate was denied due to failing to include the correct third previous quarter BA.

c. Case No. 2021-00278, *Electronic Purchased Gas Adjustment Filing of Navitas KY NG, LLC* (Ky. PSC July 30, 2020): proposed effective date of August 1, 2021; 30 days' notice provided to the Commission; the proposed GCR rate was denied due to incorrect supplier rate used in the EGC.

d. Case No. 2022-00189, *Electronic Purchased Gas Adjustment Filing of Navitas KY NG, LLC* (Ky. PSC Aug. 4, 2022): proposed effective date of August 5, 2022; 30 days' notice provided to the Commission; the proposed GCR rate was denied due to failure to include the correct quarter ACA in the calculation of its total ACA.

e. Case No. 2023-00002, *Electronic Purchased Gas Adjustment Filing of Navitas KY NG, LLC* (Ky. PSC Feb. 9, 2023): proposed effective date of February 8, 2023; 28 days' notice provided to the Commission; the proposed GCR rate was denied due to including incorrect amount for the Previous Quarter ACA.

f. Case No. 2023-00215, *Electronic Purchased Gas Adjustment Filing of Navitas KY NG, LLC* (Ky. PSC July 31, 2023): proposed effective date of August 4, 2023; 30 days' notice provided to the Commission; the proposed GCR rate was denied due to spreadsheet error for the GCR.

12. State whether Navitas KY is aware of any additional violations of Commission Orders or Navitas KY's Tariff on file with the Commission that may have occurred over the last five-year period.



Linda C. Bridwell, PE
Executive Director
Public Service Commission
P.O. Box 615
Frankfort, KY 40602

DATED **AUG 15 2025**

cc: Parties of Record

Case No. 2025-00010

*M. Evan Buckley
Dinsmore & Shohl, LLP
City Center, 100 W. Main Street
Suite 900
Lexington, KY 40507

*Thomas Hartline
Navitas KY NG, LLC
3186-D Airway Avenue
Costa Mesa, CA 92626

*Navitas KY NG, LLC
3186-D Airway Avenue
Costa Mesa, CA 92626