

STATE OF VERMONT
PUBLIC SERVICE BOARD

Petition of Vermont Gas Systems, Inc.,)
requesting a Certificate of Public Good pursuant)
to 30 V.S.A. § 248, authorizing the construction)
of the "Addison Natural Gas Project" consisting)
of approximately 43 miles of new natural gas)
transmission pipeline in Chittenden and Addison)
Counties, approximately 5 miles of new)
distribution mainlines in Addison County,)
together with three new gate stations in)
Williston, New Haven, and Middlebury,)
Vermont)

Docket No. 7970

**PETITIONER'S FIRST SET OF DISCOVERY REQUESTS TO
THE DEPARTMENT OF PUBLIC SERVICE**

Vermont Gas Systems, Inc. ("Petitioner"), serves the following discovery requests on the Department of Public Service ("DPS" or "Respondent").

Petitioner respectfully requests that the Respondent answer the following discovery Requests in writing and under oath and deliver one complete copy of all documents, plus an electronic version of such responses, by July 12, 2013 to Petitioner's counsel whose names and addresses are set forth on the Certificate of Service accompanying this request.

DEFINITIONS

The following definitions apply to the following discovery requests:

1. **Communication.** The term "communication" means the transmittal of information in the form of facts, ideas, inquiries or otherwise.
2. **Document.** The term "document" is defined to be synonymous in meaning and equal in scope to the usage of this term in Vermont Rule of Civil Procedure 34(a) and includes any and all writings or other materials, whether handwritten, typed, printed, recorded or reproduced by any other physical, mechanical, electronic or electrical means, including, but not limited to, records, papers, correspondence, telegrams, memoranda, notes, letters, photographs, photographic slides or negatives, films, filmstrips, computer diskettes, computer files, tapes and recordings, summaries or records of telephone conversations, summaries or records of personal conversations, and all carbons or photocopies bearing any underlining, highlighting, additions, corrections, or marginal notations which are in the possession, custody, or control of DPS, its agents, employees, representatives, attorneys or experts, wherever located.

3. Identify (With Respect to Persons). When referring to a person to “identify” means to provide, to the extent known, the person’s full name, present or last known address, and when referring to a natural person, additionally, the present or last known place of employment. Once a person has been identified in accordance with this subparagraph, only the name of the person need be listed in response to subsequent discovery requesting the identification of that person.

4. Identify (With Respect to Documents). When referring to documents, to “identify” means to provide, to the extent known, information about the (i) type of document; (ii) its general subject matter; (iii) the date of the document; and (iv) its author(s), and each recipient.

5. You or Your(s): DPS, you or your(s) means Department of Public Service and, where applicable, its officers, directors, employees, representatives, subsidiaries or affiliates.

6. Person. The term “person” is defined as any natural person or any business, legal or governmental entity or association.

7. Concerning. The term “concerning” means relating to, referring to, describing, evidencing or constituting.

8. Produce. The term “produce” means to provide the original or an exact legible copy of a requested document to Petitioner’s counsel. A draft or non-identical copy is a separate document within the meaning of this term.

The following rules of construction apply to all discovery requests:

1. All/Each. The terms “all” and “each” shall both be construed as all and each.
2. And/Or. The connectives “and” and “or” shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the discovery request all responses that might otherwise be construed to be outside of its scope.
3. Number. The use of the singular form of any word includes the plural and vice versa.

INSTRUCTIONS

1. Provide a separate page for each separate question. Reproduce the discovery request made before presenting the response.

2. The response to each request should be made under oath by a person competent to testify concerning the response and all documents and exhibits produced as part of the response. With respect to each request, state (1) the name(s) and title(s) of the person or persons responsible for preparing the response; and (2) the date on which each question was answered.

3. Where information requested is not available in the precise form described in the question or is not available for all years (or other periods or classifications) indicated in a series of years (or other periods or classifications), provide all information with respect to the subject matter of the question that can be identified in your work papers and files or that is otherwise available.

4. These discovery requests are continuing in nature, and require you to file supplementary answers pursuant to the Vermont Rules of Civil Procedure as incorporated by the Rules of the Vermont Public Service Board. Change, supplement and correct your responses to conform to all information as it becomes available to you, including the substitution of actual data for estimated data. Responses to requests covering a period not entirely in the past (or for which complete actual data are not yet available) should include all actual data available at that time.

5. Whenever responses include estimated information, include an explanation (or reference to a previous explanation) of the methods and calculations used to derive the estimates.

6. For any matter where a request for admission is being answered by a denial or objection, the answer should set forth in detail the reasons for the denial or objection, in conformity with Vermont Rule of Procedure 36.

7. In construing these discovery requests, the terms "refer to" and "relate to" shall include any and all logical or factual connections to the subject of the discovery request as specified.

8. Organize responses and supporting documents using the identifying number to which they respond.

DISCOVERY REQUESTS

Questions for David Berger

Q.PET:DPS.1-1. Admit that 49 CFR Part 192 would not require that the entire transmission pipeline be built to Class 3 specifications.

Q.PET:DPS.1-2. Admit that 49 CFR Part 192 is the applicable pipeline safety code and considers risks in establishing class specifications. If denied, provide please explain the reason for the denial and provide all documentation you relied on in reaching your conclusion.

Q.PET:DPS.1-3. Admit that VGS's design to upgrade Class 1 and Class 2 to the next highest Class exceeds code requirements. If denied, please provide documentation supporting your response.

Q.PET:DPS.1-4. Admit that the construction specifications listed on page 5, lines 8-18 of your prefiled testimony all exceed the applicable code.

Q.PET:DPS.1-5. Regarding your testimony on page 8, lines 17-20, is it your position that a report should be filed if, after the pipe is installed and in operation, VGS becomes aware that there has been "out of specification material or workmanship"? If not, please clarify and provide further detail on your position.

Q.PET:DPS.1-6. Please provide additional information on the type of reporting on construction activity that you are requesting, particularly regarding the level of detail requested for daily schedules.

Questions for Jantinder Kumar

Q.PET:DPS.1-7. Please provide all workpapers and calculations used the preparation of Exhibit JK-4.

Q.PET:DPS.1-8. Are the load forecasts presented in Exhibit JK-4 intended to represent Mr. Kumar's forecast of system demands on a design-day basis?

Q.PET:DPS.1-9. Admit that the peak-day forecasts provided in Exhibit JK-4 do not represent expected loads at on 86 degree day.

Q.PET:DPS.1-10. Admit that the peak-day forecasts provided in Exhibit JK-4 do not represent expected loads at on 86 degree day.

Q.PET:DPS.1-11. Please provide in native format with all cell references intact, all workpapers and spreadsheet used to produce the figures shown in the table entitled "ANGP-related Savings at Different Discount Rates" shown on page 17, lines 9-27 of Mr. Kumar's testimony.

Q.PET:DPS.1-12. Provide all reports, information, documents relied on for the statement on page 19, line 11 that the capital structure is "equity heavy."

Q.PET:DPS.1-13. Vermont Gas currently has a minimum usage requirement to qualify for a free energy audit. Is Mr. Poor recommending that this minimum usage requirement be waived for new customers? Please explain in detail the response.

Q.PET:DPS.1-14. If the response to Q.PET:DPS.1-13 is yes, has Mr. Poor done any analysis regarding the cost-effectiveness of this recommendation?

Q.PET:DPS.1-15. Please elaborate further on the recommendation contained on page 8, lines 13-18 of Mr. Poor's testimony regarding the development of a bio-methane program similar to the standard offer program.

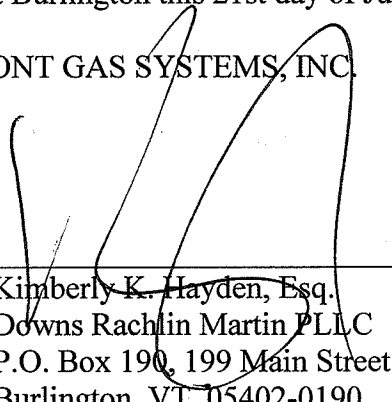
Requests to Produce

1. Please produce any and all documents you expect to offer as exhibits at the technical hearing of this proceeding.
2. Please produce all supporting reports and all other documents used, referred to or relied upon for the development of DPS's prefiled testimony.

Dated at Burlington this 21st day of June, 2013

VERMONT GAS SYSTEMS, INC.

By: _____


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cc: Certificate of Service

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