



**Sandra Mattavous-Frye, Esq.**  
**People's Counsel**

August 25, 2020

Cathy Thurston-Seignious, Esq.  
Washington Gas Light Company  
1000 Maine Ave., S.W.  
Washington, DC 20024

**Re: Formal Case No. 1162, *In the Matter of the Application of Washington Gas Light Company for the Authority to Increase Existing Rates and Charges for Gas Service***

Dear Ms. Thurston-Seignious:

Enclosed please find the *Office of the People's Counsel for the District of Columbia's Notice of Objections and Responses to Washington Gas Light Company's Data Request No. 1 to the Office of the People's Counsel*.

If there are any questions regarding this matter, please contact Timothy R. Oberleiton at (202) 727-3071.

Sincerely,

/s/Timothy R. Oberleiton  
Timothy R. Oberleiton  
Assistant People's Counsel

Enclosure

cc: Parties of record

**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA**

**FORMAL CASE NO. 1162**

**OFFICE OF THE PEOPLE’S COUNSEL  
NOTICE OF OBJECTIONS AND RESPONSES TO  
WASHINGTON GAS LIGHT COMPANY  
DATA REQUEST NO. 1**

**AUGUST 25, 2020**

Pursuant to 15 DCMR § 122.2, the Office of the People’s Counsel (“Office” or “OPC”) hereby responds to the data requests made by Washington Gas Light Company (“WGL” or the “Company”), consistent with both OPC’s general, and if applicable, specific objections that are specified below.

**GENERAL OBJECTIONS:** The general objections listed immediately below apply to each of WGL’s first set of data requests.

1. OPC objects to the requests to the extent they require disclosure of information or production of documents that are protected by the attorney client privilege, the work product doctrine, or any other applicable privilege, immunity, or discovery protection, or that are otherwise protected from disclosure under applicable law (“Privileged Documents”). To the extent OPC responds to a request with responsive documents, the production shall not include Privileged Documents. Furthermore, to the extent that any protected information or material is disclosed, such disclosure is not intentional and shall not be construed as a waiver of OPC’s rights under any applicable privilege or immunity. OPC reserves the right to request the return of any Privileged Document that is inadvertently produced.
2. OPC objects to the requests to the extent they require OPC or its witnesses to conduct a special study, analysis, or calculation or otherwise create documents that do not currently exist.
3. OPC objects to the requests to the extent they impose a duty to disclose information or documents that are outside of OPC or its witnesses’ possession, custody, or control or that are not maintained in the normal course of business.
4. OPC objects to the data requests to the extent that they seek disclosure of documents or information that is unreasonably cumulative or duplicative or is obtainable from other sources that are more convenient, less burdensome or less expensive.
5. OPC objects to the requests to the extent that they seek information that is in the public domain.
6. OPC objects to the requests to the extent that they seek information that is readily available to the requesting party.

**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA**

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NOTICE OF OBJECTIONS AND RESPONSES TO  
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DATA REQUEST NO. 1**

**AUGUST 25, 2020**

7. OPC objects to the requests to the extent they seek information that is not reasonably calculated to lead to the discovery of admissible evidence, or call for information that is outside the scope of this proceeding or the issues being litigated in this proceeding.
8. OPC objects to the requests to the extent they are vague, ambiguous, overly broad, unreasonable, or unduly burdensome or call for information or documents that are otherwise outside the scope of discovery.
9. OPC objects to the data requests to the extent they call for speculation or a legal conclusion or characterize certain information, allegations, or ideas as undisputed fact.
10. OPC objects to the requests to the extent that they purport to require production of "all" documents under circumstances in which a subset of documents would be sufficient to show the pertinent information.
11. OPC objects to the requests to the extent that they purport to require OPC or its witnesses to conduct anything beyond a reasonable and diligent search for files, including electronically stored information.
12. No objection or limitation, or lack thereof, set forth in these objections or any statement in that OPC will respond to a request shall be deemed an admission by OPC as to the existence of responsive documents or information. Instead, it reflects the intention of OPC, subject to the objections, to conduct a reasonable search for readily accessible responsive information or documents from sources in which responsive documents that are not otherwise protected from disclosure reasonably would be expected to be found.
13. OPC objects to WGL's "Instructions" and "Definitions" accompanying the data requests to the extent that they are vague or would require production of information that is overbroad, unduly burdensome or not reasonably calculated to lead to the discovery of admissible evidence.

**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA**

**FORMAL CASE NO. 1162**

**OFFICE OF THE PEOPLE'S COUNSEL  
NOTICE OF OBJECTIONS AND RESPONSES TO  
WASHINGTON GAS LIGHT COMPANY  
DATA REQUEST NO. 1**

**AUGUST 25, 2020**

**WGL DATA REQUEST NO. 1-1**

Provide electronic copies (e.g., Excel files) of all OPC testimony, exhibits, adjustments, charts, tables and calculations submitted in this case, with all formulas intact.

**OPC RESPONSE**

**AUGUST 25, 2020**

OPC sent WGL, Staff, and other parties an electronic link to access OPC witnesses' Excel files of the testimony, exhibits, adjustments, charts, tables and calculations submitted by OPC Witnesses as well as of all workpapers that support OPC's Witnesses' testimony, exhibits, adjustments, charts, tables and calculations submitted in this case, with all formulas intact as follows:

**A. Sent on August 19, 2020:**

**i. Excel files of OPC Witness Brian Andrews:**

- (1) Account 376.2 Life Analysis – Exhibit OPC (C)-7.xlsm
- (2) Depreciation Rate Exhibits – (C)-9 and (C)-10.xlsx
- (3) Account 380.2 Life Analysis- Exhibit OPC (C)-13.xlsm
- (4) Account 376.2 Fitting Analysis Histograms.xlsx
- (5) Account 380.2 Fitting Analysis Histograms.xlsx
- (6) OPC 1-2 (Statements) – OPC Adjustments.xlsm
- (7) OPC 1-4 (SFAS 143 Workpapers) – OPC Adjustments.xlsx

**ii. Excel files of OPC Witness David Dismukes:**

- (1) OPC (E)-2 Historic Changes in Ratemaking Statistics per Therm-FINAL.xlsx
- (2) OPC (E)-4 Decoupling Adoption and Natural Gas Price Trends\_FINAL.xlsx
- (3) OPC (E)-5 Historic WGL Cost of Gas (2003-2019)\_FINAL.xlsx
- (4) OPC (E)-6 Comparison of Allowed and Achieved ROE\_FINAL.xlsx<sup>1</sup>
- (5) OPC (E)-7 Impact of RNA on ROE\_FINAL CONFIDENTIAL.xlsx
- (6) OPC (E)-8 Consumption Loss and New Customer Growth\_FINAL.xlsx
- (7) OPC (E)-9 Electric and Gas Decoupling Programs and Components\_FINAL.xlsx
- (8) OPC (E)-10 Weather Normalization Adjustment Analysis\_FINAL.xlsx
- (9) OPC (E)-11 Company's Proposed Revenue Distribution\_FINAL.xlsx
- (10) OPC (E)-12 Alternative Revenue Distribution\_FINAL.xlsx
- (11) OPC (E)-13 Comparison of Current and Proposed Customer Charges\_FINAL.xlsx
- (12) OPC (E)-14 Survey of Regional Customer Charges\_FINAL.xlsx

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<sup>1</sup> Note that this file is Confidential.

**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA**

**FORMAL CASE NO. 1162**

**OFFICE OF THE PEOPLE’S COUNSEL  
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WASHINGTON GAS LIGHT COMPANY  
DATA REQUEST NO. 1**

**AUGUST 25, 2020**

- (13) OPC (E)-15 Residential Bill Impacts\_FINAL.xlsm
- (14) OPC (E)-16 Company’s Present and Proposed Rates and Recommended Rates\_FINAL.xlsx
- (15) Figures 1-2 – Authorized Increases\_FINAL.xlsx
- (16) Figure 3 – Residential Base Rate Growth to Consumer Price Index-Urban (CPI-U)\_FINAL.xlsx

**iii. Excel files of OPC Witness Bion Ostrander:**

- (1) Confidential Excel Workpapers – OPC (A)-1 to OPC (A)-4.xlsx

**iv. Excel files of OPC Witness Liz Stanton:**

- (1) FC1162\_Exhibit OPC (F)-2) Stanton Workpapers

**B. Sent on August 25, 2020:**

**i. Excel files of OPC Witness Kevin O’Donnell:**

- (1) WGL Hevert Proxy Group Testimony Exhibits
- (2) WGL O’Donnell Proxy Group Testimony Exhibits
- (3) Bond Yield Spread
- (4) Cost of Debt Calcs for LTD Issuance Adjustment for Credit Downgrade

**ii. Excel file of OPC Witness David Dismukes:**

- (1) OPC (E)-6 Comparison of Allowed and Achieved ROE\_FINAL CONFIDENTIAL.xlsx<sup>2</sup>

Sponsors: Bion Ostrander  
Kevin W. O’Donnell  
Brian Andrews  
David Dismukes  
Rod Walker  
Liz Stanton

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<sup>2</sup> This file is the same as provided on August 19, 2020 but is relabeled with a CONFIDENTIAL designation (see footnote 1, above).

**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA**

**FORMAL CASE NO. 1162**

**OFFICE OF THE PEOPLE'S COUNSEL  
NOTICE OF OBJECTIONS AND RESPONSES TO  
WASHINGTON GAS LIGHT COMPANY  
DATA REQUEST NO. 1**

**AUGUST 25, 2020**

**WGL DATA REQUEST NO. 1-2**

Provide electronic copies (e.g., Excel files) of all data responses and attachments submitted by OPC in this case, with all formulas intact.

**OPC RESPONSE**

**AUGUST 25, 2020**

To date, OPC has not been served with data requests by Staff or any other party. To the extent, OPC is served with data requests from Staff or other parties, it will provide WGL with complete copies of all responses to such requests, including relevant and related electronic copies and attachments, with formulas intact where relevant.

Sponsors: Counsel for OPC

**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA**

**FORMAL CASE NO. 1162**

**OFFICE OF THE PEOPLE'S COUNSEL  
NOTICE OF OBJECTIONS AND RESPONSES TO  
WASHINGTON GAS LIGHT COMPANY  
DATA REQUEST NO. 1**

**AUGUST 25, 2020**

**WGL DATA REQUEST NO. 1-3**

Provide electronic copies (e.g., Excel files) of all workpapers and other documents that support OPC's witnesses' testimony, exhibits, adjustments, charts, tables and calculations submitted in this case, with all formulas intact.

**OPC RESPONSE**

**AUGUST 25, 2020**

OPC refers WGL to OPC's response to WGL Data Request No. 1-1.

Sponsor: Counsel for OPC

**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA**

**FORMAL CASE NO. 1162**

**OFFICE OF THE PEOPLE'S COUNSEL  
NOTICE OF OBJECTIONS AND RESPONSES TO  
WASHINGTON GAS LIGHT COMPANY  
DATA REQUEST NO. 1**

**AUGUST 25, 2020**

**WGL DATA REQUEST NO. 1-4**

Refer to page 43, lines 10-13, of Mr. O'Donnell's Direct Testimony.

- a. Provide a reference, including page and line number, in Mr. Hevert's Direct or Supplemental Direct Testimony where he states that he excludes the low- and high-end results from his DCF analysis.
- b. Provide a reference, including page and line number, in Mr. Hevert's Direct or Supplemental Direct Testimony where he states that he excludes the proxy companies with the highest and lowest DCF result from his proxy group

**OPC RESPONSE**

**AUGUST 25, 2020**

- a. On August 24, 2020, OPC filed an errata to Mr. O'Donnell's Direct Testimony that has amended his response on page 43, lines 10-13.
- b. See answer to (a) above.

Sponsor: Kevin W. O'Donnell



**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA**

**FORMAL CASE NO. 1162**

**OFFICE OF THE PEOPLE'S COUNSEL  
NOTICE OF OBJECTIONS AND RESPONSES TO  
WASHINGTON GAS LIGHT COMPANY  
DATA REQUEST NO. 1**

**AUGUST 25, 2020**

**WGL DATA REQUEST NO. 1-5**

Provide all workpapers in Microsoft Excel electronic format, including any and all spreadsheets and supporting schedules, with all links and formulae intact, for OPC's proposed depreciation rates reflected in the direct testimony of OPC Witness B. Andrews (see OPC (C)-9).

**OPC RESPONSE**

**AUGUST 25, 2020**

OPC refers WGL to OPC's response to WGL Data Request No. 1-1.

Sponsor: Counsel for OPC

**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA**

**FORMAL CASE NO. 1162**

**OFFICE OF THE PEOPLE'S COUNSEL  
NOTICE OF OBJECTIONS AND RESPONSES TO  
WASHINGTON GAS LIGHT COMPANY  
DATA REQUEST NO. 1**

**AUGUST 25, 2020**

**WGL DATA REQUEST NO. 1-6**

Provide a copy of the publication referenced in footnote 1 on Page 4 of OPC Witness B. Andrews direct testimony: Edison Electric Institute, Introduction to Depreciation for Public Utilities and Other Industries, April 2013, page viii. This publication is not readily available publicly.

**OPC'S OBJECTION**

**AUGUST 25, 2020**

OPC objects to this data request on the grounds that the referenced textbook is publicly available for purchase at:

<https://www.eei.org/resourcesandmedia/products/Pages/ProductDetails.aspx?prod=23CFA3EB-7687-45E1-9A62-2AFB17C6D6FC&type=P>

OPC also objects to this data request to the extent the request seeks to require OPC to conduct legal research to confirm whether there are any copyright restrictions associated with the production of a copy of the textbook or portions thereof.

Sponsor: Counsel for OPC

## **CERTIFICATE OF SERVICE**

### ***Formal Case No. 1162, In the Matter of the Application of Washington Gas Light Company for Authority to Increase Existing Rates and Charges for Gas Service***

I certify that on August 25, 2020, a copy of the *Office of the People's Counsel for the District of Columbia's Notice of Objections and Responses to Washington Gas Light Company's Data Request No. 1 to the Office of the People's Counsel* was served on the following parties of record by hand delivery, first class mail, postage prepaid or electronic mail:

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/s/Timothy R. Oberleiton  
Timothy R. Oberleiton  
Assistant People's Counsel