

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

RESPONSE OF PETITIONER TO THE VERMONT AGENCY OF  
TRANSPORTATION'S SECOND SET OF INFORMATION REQUESTS ON PETITIONER

This is the response of Vermont Gas Systems, Inc. ("VGS" or "Petitioner") to the Second Set of Discovery Requests ("Discovery Requests") of the Vermont Agency of Transportation ("VTrans"). Petitioner is filing one complete hard copy of its responses with the Public Service Board ("Board"), with two copies served on VTrans and a copy served on each other party of record.

**General Objections:**

1. Petitioner objects to any instructions contained in the Discovery Requests to the extent such instructions purport to place on Petitioner greater requirements or reserve greater rights to VTrans than are permitted by the Vermont Rules of Civil Procedure as made applicable to Board proceedings through Board Rule 2.214 (A).
2. Petitioner objects to any request for information or production of document(s) that is (or are) subject to the attorney-client privilege, constitute work product, are protected under state or federal law or are proprietary, competitively sensitive or confidential.
3. Petitioner objects to requests to the extent that they (a) are overbroad or unduly burdensome; (b) are cumulative; (c) call for the production of documents not in the possession, custody or control of Petitioner; (d) call for the review, compilation, or production of publicly-available documents that could be obtained by the requesting party in a less burdensome manner; (e) are vague and/or ambiguous; (f) seek information not reasonably calculated to lead to the discovery of admissible evidence; or (g) call for the review, compilation, or production of a voluminous number of documents at great expense to Petitioner.

4. Petitioner does not hereby waive any objections, and it reserves the right to later raise any additional, available objections.

5. Responses and objections indicated herein reflect the position of the individual specified by Petitioner and not the other respondents unless specifically stated otherwise.

**Q.VTrans:VGS.2-1:** Has VGS conducted any valuations, including but not limited to appraisals of any property in Addison and/or Chittenden counties in connection with the Project?

- a. If your answer is yes, please produce a copy of each such valuation and/or appraisal.
- b. If your answer is no, please state whether VGS intends to conduct any such valuations and/or appraisals in the future and when VGS anticipates conducting such valuations and/or appraisals.

**A.VTrans:VGS.2-1:** Objection, the question is not reasonably calculated to lead to the discovery of relevant evidence.

Person Responsible for Response: Kimberly K. Hayden, Esq.  
Title: Downs Rachlin Martin PLLC  
Date: May 30, 2013

**Q.VTrans:VGS.2-2:** Has VGS entered into any contracts, licenses, or any other agreements with any persons, including but not limited to individuals, corporations, organizations, associations, utilities or any other entities which concern VGS' use and/or purchase of any property in Addison and/or Chittenden counties in connection with the Project?

a. If your answer is yes, please produce a copy of each such agreement.

**A.VTrans:VGS.2-2:** Objection, the question is not reasonably calculated to lead to the discovery of relevant evidence.

Person Responsible for Response: Kimberly K. Hayden, Esq.  
Title: Downs Rachlin Martin PLLC  
Date: May 30, 2013

**Q.VTrans:VGS.2-3:** Please identify the names of each person or other entity who has participated in the preparation of valuations and/or appraisals with any property owner/s in Addison and/or Chittenden counties in connection with the Project.

**A.VTrans:VGS.2-3:** Objection, the question is not reasonably calculated to lead to the discovery of relevant evidence.

Person Responsible for Response: Kimberly K. Hayden, Esq.  
Title: Downs Rachlin Martin PLLC  
Date: May 30, 2013

**Q.VTrans:VGS.2-4:** Please identify the names of each person or other entity who has participated in negotiations with any property owner/s in Addison and/or Chittenden counties in connection with the Project.

**A.VTrans:VGS.2-4:** Objection, the question is not reasonably calculated to lead to the discovery of relevant evidence.

Person Responsible for Response: Kimberly K. Hayden, Esq.  
Title: Downs Rachlin Martin PLLC  
Date: May 30, 2013

**Q.VTrans:VGS.2-5:** Does VGS contend that its status as a regulated entity entitles it to locate its utilities in the VTrans' ROW without paying fair market value to VTrans for the use of such VTrans' ROW?

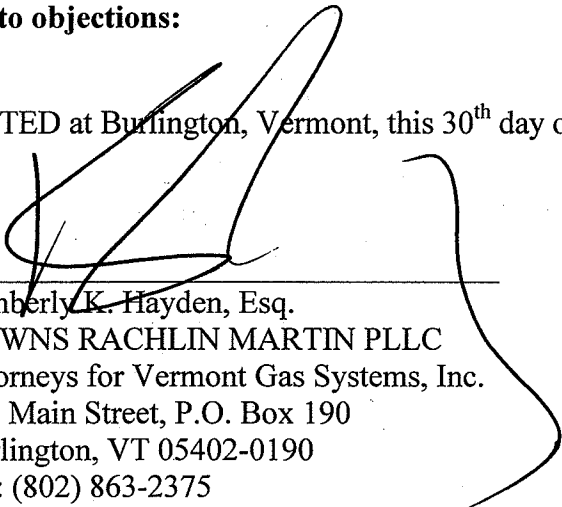
- a. If your answer is yes, please explain the legal basis for your contention.
- b. If your answer is no, please describe what amount VGS intends to offer VTrans as compensation for locating its utilities in VTrans' ROW and how VGS determined that amount, including the method VGS utilized to value VTrans' ROW and why VGS contends such method is the appropriate method for valuing VTrans' ROW.

**A.VTrans:VGS.2-5:** Objection, the question is not reasonably calculated to lead to the discovery of relevant evidence.

Person Responsible for Response: Kimberly K. Hayden, Esq.  
Title: Downs Rachlin Martin PLLC  
Date: May 30, 2013

**As to objections:**

DATED at Burlington, Vermont, this 30<sup>th</sup> day of May, 2013.



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