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292584

Wessinger-Hill, JoAnne

From:	Wessinger-Hill, JoAnne
Sent:	Wednesday, July 1, 2020 4:01 PM
To:	McGrath, Mindy L.; Nelson, Jeff; Bruce.Barkley@piedmontng.com; Dover, Becky; Grube-Lybarker, Carri; Jeffries, James H. IV; Hammonds, Lessie; Hall, Roger; Hall, Roger; Bruce.Barkley@piedmontng.com; Nelson, Jeff; Dover, Becky; Grube-Lybarker, Carri; jjeffries@mcquirewoods.com; Hammonds, Lessie; mmcgrath@mcguirewoods.com
Cc:	Butler, David; McMullan, Pamela
Subject:	RE: [External] RE: Docket No. 2020-4-G Piedmont Natural Gas Company - Information Provided for Hearing on Thursday, July 9, 2020 and Information Requested

Dear Parties:

Thank you for the response. Please let this email serve as receipt of the information requested.

Jo Anne Wessinger Hill

C. Jo Anne Wessinger Hill, Esq.
Legal Counsel to the Commission
Public Service Commission
State of South Carolina
101 Executive Center Drive, Suite 100
Columbia, SC 29210
www.psc.sc.gov
Email: JoAnne.Hill@psc.sc.gov
803-896-5100 (main) | 803-896-5188 (f) | JoAnne.Hill@psc.sc.gov

The information contained in this e-mail message is public and will be filed in the Docketing Management System (DMS) for the corresponding docketed matter. Any responsive e-mail message by you should also be filed by you in the DMS for this matter. **If the reader of this message does not want certain information, which is meant to be discussed only between the parties and not Public Service Commission of South Carolina (Commission) staff, please do not use "reply all" to this message**. Any e-mail message involving the Commission or Commission staff is also subject to the provisions of Commission Order No. 2019-748 in Docket No. 2019-329-A and shall be published in the docket for this matter. If you have received this communication in error, please immediately notify us by telephone at (803) 896-5100.

Bankat ✓
7/1/20 @ 4:01 pm

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From: McGrath, Mindy L. <MMcGrath@mcguirewoods.com>
Sent: Wednesday, July 1, 2020 3:58 PM
To: Nelson, Jeff <jnelson@ors.sc.gov>; Wessinger-Hill, JoAnne <JoAnne.Hill@psc.sc.gov>; Bruce.Barkley@piedmontng.com; Dover, Becky <BDover@scconsumer.gov>; Grube-Lybarker, Carri <clybarker@scconsumer.gov>; Jeffries, James H. IV <JJeffries@mcguirewoods.com>; Hammonds, Lessie <lhammonds@ors.sc.gov>; Hall, Roger <RHall@scconsumer.gov>
Cc: Butler, David <David.Butler@psc.sc.gov>; McMullan, Pamela <pmcmullan@ors.sc.gov>
Subject: [External] RE: Docket No. 2020-4-G Piedmont Natural Gas Company - Information Provided for Hearing on Thursday, July 9, 2020 and Information Requested

JoAnne,

Attached is an updated form for Piedmont. Our changes are reflected on the form that Jeff Nelson circulated yesterday. For ease of reference, I reflected our edits in Track Changes. Please let me know if you need anything else. Piedmont looks forward to conducting the test session on July 7th at 11:30.

Thank you,

Mindy

Mindy L. McGrath
Counsel
McGuireWoods LLP
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Suite 3000
Charlotte, NC 28202-2146
T: +1 704 373 8988
M: +1 919 923 2313
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mmcgrath@mcguirewoods.com
Bio | VCard | www.mcguirewoods.com

McGUIREWOODS

From: Nelson, Jeff <jnelson@ors.sc.gov>
Sent: Tuesday, June 30, 2020 10:37 AM
To: Wessinger-Hill, JoAnne <JoAnne.Hill@psc.sc.gov>; Bruce.Barkley@piedmontng.com; Dover, Becky <BDover@scconsumer.gov>; Grube-Lybarker, Carri <clybarker@scconsumer.gov>; Jeffries, James H. IV <JJeffries@mcguirewoods.com>; Hammonds, Lessie <lhammonds@ors.sc.gov>; McGrath, Mindy L. <MMcGrath@mcguirewoods.com>; Hall, Roger <RHall@scconsumer.gov>
Cc: Butler, David <David.Butler@psc.sc.gov>; McMullan, Pamela <pmcmullan@ors.sc.gov>
Subject: RE: Docket No. 2020-4-G Piedmont Natural Gas Company - Information Provided for Hearing on Thursday, July 9, 2020 and Information Requested

EXTERNAL EMAIL; use caution with links and attachments

JoAnne,
Attached please find ORS' completed Information Form.
Randy Erskine should contact Pam McMullan of this office in regards to any technical issues.

ORS is available for the test on July 7th at 11:30 am.
All ORS witnesses and attorneys will be co-located at the ORS offices for the test and hearing.
Please let me know if you have any questions.
Jeff Nelson

Jeffrey M. Nelson
Chief Legal Officer
S. C. Office of Regulatory Staff
1401 Main Street, Suite 900
Columbia, SC 29201
(803) 737-0823
The information transmitted is intended only for the person or entity to which it is addressed and may contain confidential, proprietary, and/or privileged material. Any review, transmission, dissemination or other use of, or taking any action in reliance upon this information, by persons or entities other than the intended recipient is prohibited. If you received this in error, please contact the sender and delete the material from all computers. Thank you.

From: Wessinger-Hill, JoAnne <JoAnne.Hill@psc.sc.gov>
Sent: Monday, June 29, 2020 7:45 PM
To: Bruce.Barkley@piedmontng.com; Nelson, Jeff <jnelson@ors.sc.gov>; Dover, Becky <BDover@scconsumer.gov>; Grube-Lybarker, Carri <clybarker@scconsumer.gov>; jjeffries@mcguirewoods.com; Hammonds, Lessie <lhammonds@ors.sc.gov>; mmcgrath@mcguirewoods.com; Hall, Roger <RHall@scconsumer.gov>
Cc: Butler, David <David.Butler@psc.sc.gov>; Wessinger-Hill, JoAnne <JoAnne.Hill@psc.sc.gov>
Subject: Docket No. 2020-4-G Piedmont Natural Gas Company - Information Provided for Hearing on Thursday, July 9, 2020 and Information Requested
Importance: High

Dear Parties:

In preparation for the upcoming hearing on Thursday, July 9, 2020, beginning at 10:00 a.m. in this Docket, the attached Form needs to be completed and confirmed by you as containing correct and accurate information. Information which is available from the Commission's DMS and also found in the pre-filed direct testimony was used to complete or start the Form. Please check for accuracy and make any corrections, changes or additions. There was no rebuttal testimony filed on June 23, 2020.

VIRTUAL HEARING INFORMATION FORM – REVIEW, CHECK, COMPLETE AND CONFIRM INFORMATION – RETURN RESPONSE DUE NO LATER THAN 7/1/2020 AT NOON:

Since this hearing will be conducted virtually, Randy Erskine, parties, and Commission staff must know the email addresses of the parties, their counsel, and witnesses so that the proper information, instructions, and link can be sent to each

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person. The telephone number entered on the Form must be the telephone number from which that person/party/witness/counsel shall be using or calling from on the day of and during the virtual hearing. Each party or their counsel of record will receive a copy of this Form for use in connection with the virtual hearing.

Using the information available on the DMS or within pre-filed testimony, an initial draft of the Form has been prepared and is the Word document attached which can be edited. It is important that you review and complete the information requested in this Form. You need only complete the information needed related to you, your co-counsel, participating party(s) present and your witnesses.

Once you have completed your information and confirmed that all information related to you (even that pre-filled for you) is correct, please return the Form as modified or updated to me as soon as possible but no later than July 1, 2020 at noon. Please "reply all" with email or correspondence with Commission staff so that there is no inadvertent, accidental ex parte communication in this Docket, regardless if such procedural communication may be exempt by statute.

Even though all parties should receive "by reply" the same information from a party sent to Commission staff in response to this email, I will compile the information into one composite Form and then circulate this final Form to you.

If any information provided on the Form, or appearing on the final composite Form, is incorrect or changes between now, your response, and the hearing day and time (such as , telephone number, email, etc.), it is the sole responsibility of the party or their counsel to promptly and immediately notify the Commission staff in writing regarding such change or correction.

You can do this by emailing me, Jo Anne Wessinger Hill at JoAnne.Hill@psc.sc.gov, unless otherwise instructed. Please note that I have included information related to Commission staff concerning this matter on the Form for you.

VIRTUAL HEARING SCHEDULED TEST – SCHEDULED BY PIEDMONT WITH COMMISSION INFORMATION TECHNOLOGY STAFF FOR 7/7/2020 AT 11:30 A.M.:

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In accordance with Commission Order No. 2020-43, I have been advised by Randy Erskine that attorney McGrath has contacted Mr. Erskine of the Commission Staff to schedule a "virtual hearing test" time for the Company's witnesses, parties, and attorneys on **Tuesday, July 7, 2020 at 11:30 am**. This is extremely important so that you and any testifying witnesses and parties are able to connect with the Commission virtually and to be available for questioning by the Commissioners and/or cross-examination by the parties.

It was unclear from Mr. Erskine's message whether the ORS representatives and witnesses were also participating in the scheduled test on July 7th at 11:30 a.m. If the ORS attorneys and witnesses are available at the same time or need another time, please advise and/or contact Randy Erskine of the Commission staff at 803-896-5100 or 803-896-5104 so that arrangements can be made to schedule a test.

YOUR VIRTUAL HEARING TEST IS YOUR OPPORTUNITY TO REVIEW HOW TO HANDLE/SHARE PREFILED EXHIBITS AND ANY PROCEDURAL QUESTIONS IN HANDLING POSSIBLE IMPEACHMENT DOCUMENTS IF NOT OTHERWISE CLEAR FROM THE INFORMATION BELOW SHOULD BE DISCUSSED IN A PROCEDURAL PREHEARING CONFERNECE WITH ALL PARTIES:

- **How to Share A Document With All – Including Witness and Commissioners -- During Hearing (the buttons at the bottom of your computer screen)**

Mr. Erskine will be able to demonstrate and explain how an attorney can "share" his/her computer screen to use and show exhibits (or impeachment materials) with witnesses and the Commission. How to share your screen can be explained during the Test Session by Mr. Erskine if you are not familiar with the WebEx feature from prior experience or just want to refresher.

You will need to ask Randy about how to share a screen or document, as well as enlarge your screen, during the scheduled test.

It should be helpful to you and your witnesses in preparation for the hearing.

The morning of the hearing on July 9th will be too late for a tutorial with Mr. Erskine.

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- **<u>If I Have An Impeachment Document for a Witness, How Do I Handle This Virtually?</u>**

Please keep in mind that any impeachment materials should be disclosed to the opposing counsel/party(s) prior to disclosure to the witness just as if you, the other counsel and the witness were in the Commission hearing room together on July 9th in Columbia. This will be accomplished as follows:

(A) The impeaching attorney must email the impeaching exhibit (i.e., pdf, etc.) to the attorney calling the witness <u>and</u> to the witness prior to asking the witness about the document (i.e., done during the Hearing and confirm with opposing attorney sending/showing him document via email).

(B) Testifying witness will need to know not to open any email documents until instructed to do so.

(C) Testifying witness needs to have access to their email (as disclosed on the Form) so that they can have the document before them to identify the document when asked or prompted by the impeaching attorney.

(D) If the document is not identified by the witness, then the document is <u>not</u> shown or shared with the Commission or others viewing or participating in the proceeding.

(E) If the document is identified by the witness, then the document must be shared on the screen, just like any other exhibit or shared document via your computer screen and the buttons at the bottom of the computer screen, by the asking/impeaching attorney so that the witness and Commission can view the document as well during the questioning.

(F) Each party of record or their counsel will have the email addresses of all the witnesses and parties/attorneys of record from the composite Form.

(G) Email impeaching exhibit to Commission Staff and Court Reporter for Record. The impeaching attorney offering the exhibit is responsible for emailing the "impeaching exhibit" to the Court Reporter (Jo.Wheat@psc.sc.gov) and to Commission's staff attorney (JoAnne.Hill@psc.sc.gov) for the Record.

All parties and witnesses need to be have access to the email that they provide on the attached Form, as well as the use of the telephone during the hearing (or until

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released from witness duties) bearing the telephone number that they provided in the Form.

If any person, attorney or witness believes that he or she may have signal strength issues, they may want to use a landline telephone versus another connection format.

Any questions related to the process for impeachment materials (other than how to show or share your document during the hearing so that it is seen by both witness, Commission and anyone watching the virtual hearing) should be discussed in a prehearing conference between the parties and Commission staff attorney.

Mr. Erskine should be able to address any IT questions or best formats during the Test which is currently scheduled for 7/7/20 at 11:30 a.m. Mr. Erskine's suggestions or recommendations related to equipment have preference if anything in this email is inconsistent concerning formats or IT needs.

VIRTUAL HEARING WILL BE LIVE STREAMED ON THE COMMISSION WEBSITE:
Please remember that the hearing will also be live streamed on the Commission's website so that the public may view the hearing as if they were in attendance. The Commission's virtual hearing policy is consistent with or similar to the processes followed by the South Carolina court system which urges or recommends the use of virtual hearings due to COVID-19 issues.

EXHIBIT LIST AND PROPOSED ORDERS:
Prior the hearing, I will need to confirm the Exhibit List with the parties and confirm a time for proposed Orders from the parties. This will be done in writing by email unless discussed during a scheduled Prehearing Conference requested by the parties. I am sharing this now so that you can be prepared and will be expecting an email on or about July 1, 2020 after the filing date for surrebuttal testimony.

PREHEARING CONFERENCE MUST BE HELD PRIOR TO JULY 9TH :
If the parties would like to have a prehearing conference prior to the virtual hearing on Thursday, July 9th to review any matters or for any reason, please

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advise and it will be scheduled. Commission staff will make themselves available and schedule a telephone prehearing conference for all parties and will make every attempt to accommodate your collective schedules. The absence of a Prehearing Conference infers that the parties and their counsel understand the procedures and process regarding this virtual hearing before the Commission and have no questions.

PARTIES, ATTORNEYS AND WITNESSES MUST BE PREPARED TO CONNECT VIRTUALLY ON THE DAY OF THE HEARING AT LEAST ONE-HOUR PRIOR TO THE HEARING'S START TIME OF 10:00 A.M.:

You, your party/client, and witnesses participating in the hearing will need to be prepared to connect virtually (computer/laptop) and by telephone at least one hour prior to the start of the hearing (i.e, 9:00 a.m.). It is important to plan accordingly. This time is needed to address any unforeseen technical issues (if any) between everyone and to make sure everything is working as it intended.

QUESTIONS OR COMMENTS – REMEMBER TO "REPLY ALL":

If you should have any questions or matters that need attention, please do not hesitate to advise and reply all. If you want to request a prehearing conference, please advise so that one can be scheduled with all parties of record and/or their counsel.

While this email may be lengthy, it was hoped that the detail will be useful to answers your questions in preparation for the upcoming hearing on Thursday, July 9, 2020.

With kind regards, I am

Jo Anne Wessinger Hill

C. Jo Anne Wessinger Hill, Esq.
Legal Counsel to the Commission
Public Service Commission
State of South Carolina
101 Executive Center Drive, Suite 100
Columbia, SC 29210
www.psc.sc.gov
Email: JoAnne.Hill@psc.sc.gov

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803-896-5100 (main) | 803-896-5188 (f) | JoAnne.Hill@psc.sc.gov

The information contained in this e-mail message is public and will be filed in the Docketing Management System (DMS) for the corresponding docketed matter. Any responsive e-mail message by you should also be filed by you in the DMS for this matter. **If the reader of this message does not want certain information, which is meant to be discussed only between the parties and not Public Service Commission of South Carolina (Commission) staff, please do not use "reply all" to this message**. Any e-mail message involving the Commission or Commission staff is also subject to the provisions of Commission Order No. 2019-748 in Docket No. 2019-329-A and shall be published in the docket for this matter. If you have received this communication in error, please immediately notify us by telephone at (803) 896-5100.

This e-mail from McGuireWoods may contain confidential or privileged information. If you are not the intended recipient, please advise by return e-mail and delete immediately without reading or forwarding to others.

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