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March 23, 2017

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

**Re: Application of Laurel Pipe Line Company, L.P. for All Necessary Authority, Approvals, and Certificates of Public Convenience To Change the Direction of Petroleum Products Transportation Service to Delivery Points West of Eldorado, Pennsylvania
Docket No. A-2016-2575829**

**Laurel Pipe Line Company, L.P. - Pipeline Capacity Agreement with Buckeye Pipe Line Company, L.P.
Docket No. G-2017-2587567**

Dear Secretary Chiavetta:

Enclosed please find the Motion to Compel Answers to Interrogatories and Requests for Production of Documents Propounded by Laurel Pipe Line Company, L.P. on Sheetz, Inc., Set I in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,



Anthony D. Kanagy

ADK/skr

Enclosure

cc: Certificate of Service
Honorable Eranda Vero

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

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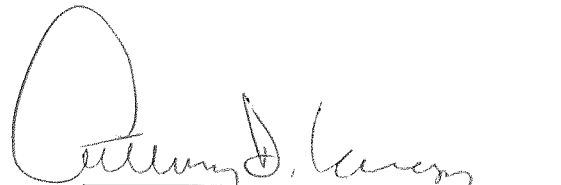
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Date: March 23, 2017



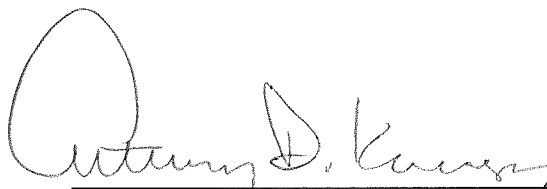
Anthony D. Kanagy

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Laurel Pipe Line Company, L.P. for All Necessary Authority, Approvals, and Certificates of Public Convenience To Change the Direction of Petroleum Products Transportation Service to Delivery Points West of Eldorado, Pennsylvania	:	
	:	Docket No. A-2016-2575829
	:	
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Laurel Pipe Line Company, L.P. - Pipeline Capacity Agreement with Buckeye Pipe Line Company, L.P.	:	
	:	Docket No. G-2017-2587567
	:	

NOTICE TO PLEAD

YOU ARE HEREBY ADVISED THAT, PURSUANT TO 52 PA. CODE § 5.342(g)(1), YOU MAY FILE A REPLY TO THE ENCLOSED MOTION TO COMPEL WITHIN FIVE (5) DAYS AFTER THE DATE OF SERVICE. YOUR REPLY SHOULD BE FILED WITH THE SECRETARY OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION, P.O. BOX 3265, HARRISBURG, PA 17105-3265. A COPY OF YOUR REPLY SHOULD ALSO BE SERVED ON THE UNDERSIGNED COUNSEL.



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Date: March 23, 2017

Counsel for Laurel Pipe Line Company, L.P.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Laurel Pipe Line Company, L.P. for All Necessary Authority, Approvals, and Certificates of Public Convenience To Change the Direction of Petroleum Products Transportation Service to Delivery Points West of Eldorado, Pennsylvania	:	:	Docket No. A-2016-2575829
Laurel Pipe Line Company, L.P. - Pipeline Capacity Agreement with Buckeye Pipe Line Company, L.P.	:	:	Docket No. G-2017-2587567

**MOTION TO COMPEL ANSWERS TO INTERROGATORIES AND REQUESTS
FOR PRODUCTION OF DOCUMENTS
PROPOUNDED BY LAUREL PIPE LINE COMPANY, L.P.
ON SHEETZ, INC. – SET I**

TO ADMINISTRATIVE LAW JUDGE ERANDA VERO:

As explained herein, Laurel Pipe Line Company, L.P. (“Laurel” or the “Company”) hereby files, pursuant to 52 Pa. Code § 5.342, this Motion to Compel Answers to its First Set of Interrogatories and Requests for Production of Documents (“Set I Discovery”) directed to Sheetz, Inc. (“Sheetz”). The Motion to Compel requests that Administrative Law Judge Eranda Vero (the “ALJ”) direct to provide full and complete responses to Request Nos. 1 through 3, 5 through 13, 16, and 18 of the Set I Discovery as is required by 52 Pa. Code § 5.342(a)(4). In support of this Motion, Laurel states as follows:

I. INTRODUCTION

1. On November 14, 2016, Laurel filed the above-captioned Application with the Pennsylvania Public Utility Commission (“Commission”) at Docket No. A-2016-2575829. The Application sought all necessary, authority, approvals and Certificates of Public Convenience, to the extent required, authorizing Laurel to change the direction of its petroleum products transportation service over a portion of its system west of Eldorado, Pennsylvania, and

confirming that Laurel may, in its discretion, reinstate the current direction of service in the future without further Commission approval.

2. On February 1, 2017, Sheetz filed a Petition to Intervene and formal Protest containing specific factual allegations regarding the effects of Laurel's proposal on Sheetz and other entities in Western Pennsylvania.

3. On March 2, 2017, Laurel served Set I Discovery on Sheetz. A copy of Laurel Set I Discovery to Sheetz is provided as Appendix A hereto.

4. Sheetz objected to Set I Discovery on March 13, 2017. Sheetz objected to Set I Instructions and Definitions Nos. 1, 3, 4, 5, 7, 12 and 16, and Request Nos. 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 16, and 18. A copy of Sheetz's Objections is provided as Appendix B hereto.

5. Laurel contacted counsel for Sheetz on March 22, 2017, by e-mail to consider whether the parties could resolve any of the objections and proposed to use a common set of instructions and definitions. Sheetz agreed to use a common set of instructions and definitions. Laurel does not believe that the parties will be able to resolve their discovery disputes as to the specific questions given the numerous objections raised by Sheetz to Laurel's requests for basic information.

6. Laurel hereby files its Motion to Compel Sheetz to respond to Set I, Request Nos. 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 16, and 18.

II. ARGUMENT

A. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSES WITH RESPECT TO REQUEST NO. 1 OF THE SET I DISCOVERY.

7. Laurel – Set I, Request No. 1 provides as follows:

1. Provide a log of all petroleum product shipments by Sheetz on both intrastate and interstate pipelines since January 1, 2012. Include:

- a) The name of the pipeline;
- b) The particular product that was shipped for each shipment;
- c) The date of each shipment;
- d) The origination and destination point for each shipment; and
- e) The volume of each shipment.

8. Sheetz objects to this request on the grounds that the information sought is irrelevant to the issues and subject matter of this proceeding, and is not reasonably calculated to lead to the discovery of admissible evidence. Sheetz argues that this information is irrelevant to the determination of whether Laurel has met its burden of proving that its proposal is in the public interest, and that granular storage or shipping data associated with specific shippers or terminals on Laurel's pipeline bears no relation to the market impacts of the proposed reversal.

9. Alternatively, Sheetz argues that, to the extent that Request No. 1 seeks information for interstate movements with no connection to the Commonwealth of Pennsylvania, such shipments are outside the scope of issues in this proceeding.

10. Pursuant to Section 5.321(c), a party may obtain discovery of any matter not privileged that is relevant to a pending proceeding and that is reasonably calculated to lead to the discovery of admissible evidence. 52 Pa. Code § 5.321(c).

11. Contrary to Sheetz's claims, the information sought by Request No. 1 is directly relevant to this proceeding. Information regarding the movements of petroleum products by Sheetz (*e.g.*, volumes, costs, distances, locations, and other related information) over Laurel's pipeline system, or any other mode of transport, are directly related to the hardship that Sheetz

alleges it and/or other entities will suffer as a result of the proposal,¹ as well as alternatives that Sheetz alleges are inadequate.² Petroleum product shipment information is the most basic, relevant information that will be required in this proceeding for Laurel to evaluate the parties' claims. Sheetz cannot claim that it will be negatively impacted by Laurel's proposal and that certain alternatives are not adequate, but refuse to provide the basic product shipment information that is necessary to evaluate these claims.

12. In addition, to the extent that Sheetz receives interstate shipments of petroleum products to supply its stores in Western and Central Pennsylvania, those shipments are directly related to the evaluation of the hardship that Sheetz alleges it will suffer as a result of Laurel's proposal, and the evaluate of alternatives that Sheetz alleges are inadequate. Granular shipment data in particular will assist in determining the products currently delivered to Pittsburgh and surrounding areas and when they are delivered, and whether similar or identical quantifies could be delivered through other available alternatives, so that Laurel can reasonably evaluate Sheetz's alternatives and alleged harms. Therefore, Sheetz's objection on relevance grounds should be denied.

13. Finally, Sheetz argues that Request No. 1 would impose an unreasonable burden and require Sheetz to conduct an unreasonable investigation. Sheetz argues that this request does not indicate how Laurel defines a singular shipment, and is therefore vague, ambiguous, and imprecise.

14. Section 5.361(a)(2) of the Commission's regulations only prohibits discovery into matters that would impose an unreasonable burden on a party. 52 Pa. Code § 5.361(a)(2) (emphasis added). Likewise, Section 5.361(a)(4) only prohibits discovery into matters that

¹ See, e.g., Protest of Sheetz, Inc., Docket No. A-2016-2575829, at pp. 7-8 (filed Feb. 1, 2017).

² See *id.*, at p. 8.

would require a party to make an unreasonable investigation. 52 Pa. Code § 5.361(a)(4) (emphasis added).

15. Sheetz's argument that Request No. 1 is vague, ambiguous, and imprecise is without merit. Sheetz is a sophisticated entity that regularly participates in the petroleum products transportation market. As such, Sheetz would be familiar what "a shipment" over a petroleum products pipeline is, because such knowledge would be required to schedule a shipment over a pipeline. Given the nature of Sheetz's business operations, it is reasonable to expect that it already has this data in a readily accessible format for business purposes. Furthermore, the degree of this information's relevance to Sheetz's claims that Laurel's proposal will have negative impacts and that certain alternatives are inadequate substantially outweighs any burden associated with its production, and demonstrates the absolute necessity of this information to evaluate Sheetz's claims.³ Therefore, Sheetz objection should be denied.

16. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 1 of Set I discovery. Alternatively, should Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

B. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 2 OF THE SET I DISCOVERY.

17. Laurel – Set I, Request No. 2 provides as follows:

³ Section 5.361 of Commission's regulations is substantially similar to Pennsylvania Rule of Civil Procedure Number 4011. See 52 Pa. Code § 5.361; see also Pa. R.C.P. 4011. Pennsylvania courts regulatory interpret Rule 4011 to require a court to balance the relevance and need for the request information with the burden to produce it, when evaluating an objection that production is unreasonably burdensome or would require an unreasonable investigation. See, e.g., *Braham v. Rohm & Haas Co.*, 19 A.3d 1094, 1110-11 (Pa. Super. Ct. 2011); *Shedlock v. UPMC Presbyterian*, 2004 Pa. Dist. & Cnty. Dec. LEXIS 121, at *7-8 (Pa. C.C.P. Nov. 17, 2004).

2. Has Sheetz shipped petroleum products by barge or tanker (“water carrier”) since January 1, 2012? If so, provide a log of each shipment. Include:

- a) The name of the water carrier;
- b) The particular product that was shipped for each shipment;
- c) The date of each shipment;
- d) The origination and destination point for each shipment; and
- e) The volume of each shipment.

18. Sheetz objects to this request for the same reasons set forth in its objections to Request No. 1 of the Set I discovery.

19. Laurel adopts and incorporates its arguments with respect to Request No. 1 of the Set I discovery, in paragraphs 7-16 *supra*, as if they were fully stated herein. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 2 of Set I discovery. Alternatively, should Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

C. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 3 OF THE SET I DISCOVERY.

20. Laurel – Set I, Request No. 3 provides as follows:

3. Has Sheetz shipped petroleum products by railroad since January 1, 2012? If so, provide a log of each shipment. Include:

- a) The name of the railroad;
- b) The particular product that was shipped for each shipment;
- c) The date of each shipment;

- d) The origination and destination point for each shipment; and
- e) The volume of each shipment.

21. Sheetz objects to this request for the same reasons set forth in its objections to Request No. 1 of the Set I discovery.

22. Laurel adopts and incorporates its arguments with respect to Request No. 1 of the Set I discovery, in paragraphs 7-16 *supra*, as if they were fully stated herein. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 3 of Set I discovery. Alternatively, should Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

D. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 5 OF THE SET I DISCOVERY.

23. Laurel – Set I, Request No. 5 provides as follows:

5. Provide the total number of gallons of petroleum products transported by truck by or on behalf of Sheetz each during the period 2012 through 2016; for each month, identify each type of petroleum product and provide the total number of gallons for each product, showing the following information:

- a) All gallons transported to any destination;
- b) Gallons transported to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Gallons transported to service stations in Pennsylvania that are neither owned nor franchised by Sheetz;
- d) Gallons transported to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this

information and identify the personnel responsible for collecting and maintaining it.

24. Sheetz objects to this request, with respect to relevancy, for the same reasons set forth in its objections to Request No. 1 of the Set I discovery. Sheetz also objects to this request on the grounds that it would impose an unreasonable burden or require Sheetz to conduct an unreasonable investigation.

25. With respect to the relevancy arguments, Laurel adopts and incorporates its arguments with respect to Request No. 1 of the Set I discovery, in paragraphs 7-16 *supra*, as if they were fully stated herein. In addition, Sheetz has challenged the viability of trucking as an alternative, and therefore Sheetz should be compelled to produce data of its current trucking operations. Sheetz is the party in the best position to produce evidence relating to actual trucking activity in the state of Pennsylvania that specifically addresses the end-use impacts and practicalities of trucking gasoline. The data produced by Sheetz will directly support Laurel's claim that trucking is a viable alternative where necessary, but unlikely to be used in other situations. Therefore, Sheetz's objection on these grounds should be denied.

26. Section 5.361(a)(2) of the Commission's regulations only prohibits discovery into matters that would impose an unreasonable burden on a party. 52 Pa. Code § 5.361(a)(2) (emphasis added). Likewise, Section 5.361(a)(4) only prohibits discovery into matters that would require a party to make an unreasonable investigation. 52 Pa. Code § 5.361(a)(4) (emphasis added).

27. Contrary to Sheetz's argument that Request No. 5 is vague, the request seeks information for each month from 2012 through 2016. This request is reasonably tailored to capture data for each calendar month starting in January 2012 and ending December 2016. Furthermore, given the nature of Sheetz's business operations, it is reasonable to expect that it

already has this data in a readily accessible format for business purposes. Moreover, if Sheetz determined that a question was vague or required clarification due to what is clearly a typo, then it could have contacted Laurel for clarification; Sheetz made no such attempt to request a clarification. As such, no unreasonable burden is imposed upon Sheetz and Sheetz is not required to conduct an unreasonable investigation. Moreover, the degree of this information's relevance to Sheetz's claims that certain alternatives are inadequate substantially outweighs any burden associated with its production.

28. In addition, Sheetz objects to subpart (e) of this request, and argues that the identification of personnel responsible for collecting and maintain the request information is irrelevant, and overly burdensome.

29. It is reasonable for Sheetz to identify the personnel responsible for collecting and maintaining the information requests in Request No. 5 because this information is relevant to determining the individuals that Laurel may depose as a part of its evaluation of Sheetz's claims. Moreover, it is not overly burdensome for Sheetz to provide the same information that other parties have requested from Laurel, and that Laurel has provided. For example, PESRM requested the identities of all individuals employed by Laurel who were involved in making a statement included in Laurel's Application in PESRM Set I, Question No. 6; Laurel provided a response to this question. Therefore, Sheetz's objection on these grounds should be denied.

30. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 5 of Set I discovery. Alternatively, should Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

E. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 6 OF THE SET I DISCOVERY.

31. Laurel – Set I, Request No. 6 provides as follows:

6. Please state average distance Sheetz transported petroleum products by truck each month from 2012 through 2016, either by its own contracted or owned trucks, or on its behalf by jobbers. Provide the information in the following ways:

- a) Average distance for all shipments;
- b) Average distance for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Average distance for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
- d) Average distance for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

32. Sheetz objects to this request, with respect to relevancy, for the same reasons set forth in its objections to Request No. 1 of the Set I discovery. Sheetz also objects subpart (e) of this request for the reasons set forth in its objections to request No. 5 of the Set I discovery.

33. With respect to the relevancy arguments, Laurel adopts and incorporates its arguments with respect to Request Nos. 1 and 5 of the Set I discovery, in paragraphs 7-16 and 24-25 *supra*, as if they were fully stated herein. Therefore, Sheetz's objection on these grounds should be denied.

34. With respect to Sheetz's objection to subpart (e), Laurel adopts and incorporates its arguments with respect to Request No. 5 of the Set I discovery, in paragraphs 23-30 *supra*, as

if they were fully stated herein. By way of further response, subpart (e) merely requires Sheetz to identify how Sheetz maintains the truck-shipment information requested in subparts (a) through (d), if it is not available in the format requested. It is also reasonable for Sheetz to identify the personnel responsible for collecting and maintaining the information requests in Request No. 6 because this information is relevant to determining the individuals that Laurel may depose as a part of its evaluation of Sheetz's claims. Moreover, it is not overly burdensome for Sheetz to provide the same information that other parties have requested from Laurel, and that Laurel has provided. Therefore, Sheetz objection on these grounds should be denied.

35. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 6 of Set I discovery. Alternatively, should Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

F. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 7 OF THE SET I DISCOVERY.

36. Laurel – Set I, Request No. 7 provides as follows:

7. Please state the longest distance that Sheetz transported petroleum products by truck each month from 2012 through 2016, either by its own contracted or owned trucks, or on its behalf by jobbers. Provide the information in the following ways:

- a) Longest distance for all shipments;
- b) Longest distance for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Longest distance for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;

- d) Longest distance for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

37. Sheetz objects to this request, with respect to relevancy, for the same reasons set forth in its objections to Request No. 1 of the Set I discovery. Sheetz also objects subpart (e) of this request for the reasons set forth in its objections to request No. 5 of the Set I discovery.

38. With respect to the relevancy arguments, Laurel adopts and incorporates its arguments with respect to Request Nos. 1 and 5 of the Set I discovery, in paragraphs 7-16 and 24-25 *supra*, as if they were fully stated herein. Therefore, Sheetz's objection on these grounds should be denied.

39. With respect to Sheetz's objection to subpart (e), Laurel adopts and incorporates its arguments with respect to Request No. 5 of the Set I discovery, in paragraphs 23-30 *supra*, as if they were fully stated herein. By way of further response, subpart (e) merely requires Sheetz to identify how Sheetz maintains the truck-shipment information requested in subparts (a) through (d), if it is not available in the format requested. It is also reasonable for Sheetz to identify the personnel responsible for collecting and maintaining the information requests in Request No. 7 because this information is relevant to determining the individuals that Laurel may depose as a part of its evaluation of Sheetz's claims. Moreover, it is not overly burdensome for Sheetz to provide the same information that other parties have requested from Laurel, and that Laurel has provided. Therefore, Sheetz objection on these grounds should be denied.

40. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 7 of Set I discovery. Alternatively, should

Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

G. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 8 OF THE SET I DISCOVERY.

41. Laurel – Set I, Request No. 8 provides as follows:

8. Please state the percentage of Sheetz' truck shipments of petroleum products were between 125 miles and 150 miles in length each month from 2012 through 2016. Provide the information in the following ways:

- a) Percentage for all shipments;
- b) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Percentage for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
- d) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

42. Sheetz objects to this request, with respect to relevancy, for the same reasons set forth in its objections to Request No. 1 of the Set I discovery. Sheetz also objects subpart (e) of this request for the reasons set forth in its objections to request No. 5 of the Set I discovery.

43. With respect to the relevancy arguments, Laurel adopts and incorporates its arguments with respect to Request Nos. 1 and 5 of the Set I discovery, in paragraphs 7-16 and

24-25 *supra*, as if they were fully stated herein. Therefore, Sheetz's objection on these grounds should be denied.

44. With respect to Sheetz's objection to subpart (e), Laurel adopts and incorporates its arguments with respect to Request No. 5 of the Set I discovery, in paragraphs 23-30 *supra*, as if they were fully stated herein. By way of further response, subpart (e) merely requires Sheetz to identify how Sheetz maintains the truck-shipment information requested in subparts (a) through (d), if it is not available in the format requested. It is also reasonable for Sheetz to identify the personnel responsible for collecting and maintaining the information requests in Request No. 8 because this information is relevant to determining the individuals that Laurel may depose as a part of its evaluation of Sheetz's claims. Moreover, it is not overly burdensome for Sheetz to provide the same information that other parties have requested from Laurel, and that Laurel has provided. Therefore, Sheetz objection on these grounds should be denied.

45. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 8 of Set I discovery. Alternatively, should Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

H. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 9 OF THE SET I DISCOVERY.

46. Laurel – Set I, Request No. 9 provides as follows:

9. Please state the percentage of Sheetz' truck shipments of petroleum products were between 100 miles and 125 miles in length each month from 2012 through 2016. Provide the information in the following ways:

a) Percentage for all shipments;

- b) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Percentage for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
- d) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

47. Sheetz objects to this request, with respect to relevancy, for the same reasons set forth in its objections to Request No. 1 of the Set I discovery. Sheetz also objects subpart (e) of this request for the reasons set forth in its objections to request No. 5 of the Set I discovery.

48. With respect to the relevancy arguments, Laurel adopts and incorporates its arguments with respect to Request Nos. 1 and 5 of the Set I discovery, in paragraphs 7-16 and 24-25 *supra*, as if they were fully stated herein. Therefore, Sheetz's objection on these grounds should be denied.

49. With respect to Sheetz's objection to subpart (e), Laurel adopts and incorporates its arguments with respect to Request No. 6 of the Set I discovery, in paragraphs 23-30 *supra*, as if they were fully stated herein. By way of further response, subpart (e) merely requires Sheetz to identify how Sheetz maintains the truck-shipment information requested in subparts (a) through (d), if it is not available in the format requested. It is also reasonable for Sheetz to identify the personnel responsible for collecting and maintaining the information requests in Request No. 9 because this information is relevant to determining the individuals that Laurel may depose as a part of its evaluation of Sheetz's claims. Moreover, it is not overly burdensome

for Sheetz to provide the same information that other parties have requested from Laurel, and that Laurel has provided. Therefore, Sheetz objection on these grounds should be denied.

50. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 9 of Set I discovery. Alternatively, should Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

I. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 10 OF THE SET I DISCOVERY.

51. Laurel – Set I, Request No. 10 provides as follows:

10. Please state the percentage of Sheetz' truck shipments of petroleum products were between 75 miles and 100 miles in length each month from 2012 through 2016. Provide the information in the following ways:

- a) Percentage for all shipments;
- b) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Percentage for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
- d) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

52. Sheetz objects to this request, with respect to relevancy, for the same reasons set forth in its objections to Request No. 1 of the Set I discovery. Sheetz also objects subpart (e) of this request for the reasons set forth in its objections to request No. 5 of the Set I discovery.

53. With respect to the relevancy arguments, Laurel adopts and incorporates its arguments with respect to Request Nos. 1 and 5 of the Set I discovery, in paragraphs 7-16 and 24-25 *supra*, as if they were fully stated herein. Therefore, Sheetz's objection on these grounds should be denied.

54. With respect to Sheetz's objection to subpart (e), Laurel adopts and incorporates its arguments with respect to Request No. 6 of the Set I discovery, in paragraphs 23-30 *supra*, as if they were fully stated herein. By way of further response, subpart (e) merely requires Sheetz to identify how Sheetz maintains the truck-shipment information requested in subparts (a) through (d), if it is not available in the format requested. It is also reasonable for Sheetz to identify the personnel responsible for collecting and maintaining the information requests in Request No. 10 because this information is relevant to determining the individuals that Laurel may depose as a part of its evaluation of Sheetz's claims. Moreover, it is not overly burdensome for Sheetz to provide the same information that other parties have requested from Laurel, and that Laurel has provided. Therefore, Sheetz objection on these grounds should be denied.

55. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 10 of Set I discovery. Alternatively, should Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

J. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 11 OF THE SET I DISCOVERY.

56. Laurel – Set I, Request No. 11 provides as follows:

11. Please state the percentage of Sheetz' truck shipments of petroleum products were between 50 miles and 75 miles in length each month from 2012 through 2016. Provide the information in the following ways:

- a) All gallons transported;
- b) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Percentage for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
- d) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

57. Sheetz objects to this request, with respect to relevancy, for the same reasons set forth in its objections to Request No. 1 of the Set I discovery. Sheetz also objects subpart (e) of this request for the reasons set forth in its objections to request No. 5 of the Set I discovery.

58. With respect to the relevancy arguments, Laurel adopts and incorporates its arguments with respect to Request Nos. 1 and 5 of the Set I discovery, in paragraphs 7-16 and 24-25 *supra*, as if they were fully stated herein. Therefore, Sheetz's objection on these grounds should be denied.

59. With respect to Sheetz's objection to subpart (e), Laurel adopts and incorporates its arguments with respect to Request No. 6 of the Set I discovery, in paragraphs 23-30 *supra*, as

if they were fully stated herein. By way of further response, subpart (e) merely requires Sheetz to identify how Sheetz maintains the truck-shipment information requested in subparts (a) through (d), if it is not available in the format requested. It is also reasonable for Sheetz to identify the personnel responsible for collecting and maintaining the information requests in Request No. 11 because this information is relevant to determining the individuals that Laurel may depose as a part of its evaluation of Sheetz's claims. Moreover, it is not overly burdensome for Sheetz to provide the same information that other parties have requested from Laurel, and that Laurel has provided. Therefore, Sheetz objection on these grounds should be denied.

60. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 11 of Set I discovery. Alternatively, should Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

K. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 12 OF THE SET I DISCOVERY.

61. Laurel – Set I, Request No. 12 provides as follows:

12. Please state Sheetz' average costs per mile per gallon for trucking petroleum products by month from 2012 through 2016? Provide the information in the following ways:

- a) All gallons transported;
- b) Gallons transported to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Gallons transported to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;

- d) Gallons transported to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

62. Sheetz objects to this request, with respect to relevancy, for the same reasons set forth in its objections to Request No. 1 of the Set I discovery. Sheetz also objects subpart (e) of this request for the reasons set forth in its objections to request No. 5 of the Set I discovery.

63. With respect to the relevancy arguments, Laurel adopts and incorporates its arguments with respect to Request Nos. 1 and 5 of the Set I discovery, in paragraphs 7-16 and 24-25 *supra*, as if they were fully stated herein. Therefore, Sheetz's objection on these grounds should be denied.

64. With respect to Sheetz's objection to subpart (e), Laurel adopts and incorporates its arguments with respect to Request No. 6 of the Set I discovery, in paragraphs 23-30 *supra*, as if they were fully stated herein. By way of further response, subpart (e) merely requires Sheetz to identify how Sheetz maintains the truck-shipment information requested in subparts (a) through (d), if it is not available in the format requested. It is also reasonable for Sheetz to identify the personnel responsible for collecting and maintaining the information requests in Request No. 12 because this information is relevant to determining the individuals that Laurel may depose as a part of its evaluation of Sheetz's claims. Moreover, it is not overly burdensome for Sheetz to provide the same information that other parties have requested from Laurel, and that Laurel has provided. Therefore, Sheetz objection on these grounds should be denied.

65. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 12 of Set I discovery. Alternatively, should

Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

L. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 13 OF THE SET I DISCOVERY.

66. Laurel – Set I, Request No. 13 provides as follows:

13. Identify each way in which Sheetz expects that it would adversely affected if Laurel’s Application is approved, and quantify the expected adverse effect.

67. Sheetz objects to this request on the grounds that it would impose an unreasonable burden on Sheetz and require Sheetz to make an unreasonable investigation. Sheetz argues that this request prematurely seeks information about “the full scope of adverse effects resulting from any approval of the Application, as such analysis would be dependent on information obtained through ongoing discovery.” Sheetz Objections, at p. 22.

68. Section 5.361(a)(2) of the Commission’s regulations only prohibits discovery into matters that would impose an unreasonable burden on a party. 52 Pa. Code § 5.361(a)(2) (emphasis added). Likewise, Section 5.361(a)(4) only prohibits discovery into matters that would require a party to make an unreasonable investigation. 52 Pa. Code § 5.361(a)(4) (emphasis added). Moreover, Section 5.331(b) permits a party to initiate discovery as early as reasonably possible, and explains that “the right to discovery commences when a complaint, protest or other adverse pleading is filed or when the Commission institutes an investigation or on the record proceeding, whichever is earlier.” 52 Pa. Code § 5.331(b) (emphasis added).

69. The information sought by Request No. 13 is directly relevant to the harms alleged by Sheetz in its Protest. *See* Protest of Sheetz, Inc., Docket No A-2016-2575829, at pp. 7-8 (filed Feb. 1, 2017). Laurel’s right to discovery of information related to the Sheetz’s

allegations commenced upon Sheetz's filing of a protest. *See* 52 Pa. Code § 5.331(b). In addition, to the extent that new information becomes available to Sheetz throughout discovery, Sheetz is under an obligation to supplement its prior responses. *See* 52 Pa. Code § 5.332. As Sheetz has already alleged various adverse impacts will result if Laurel's Application be approved, it cannot now state that Laurel prematurely seeks information that is unknown to Sheetz. Sheetz should be compelled to provide the information that it has available at this time and then supplement the response as additional information becomes available, in accordance with the Commission's regulations. Therefore, Sheetz's objection should be denied.

70. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 13 of Set I discovery. Alternatively, should Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

M. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 16 OF THE SET I DISCOVERY.

71. Laurel – Set I, Request No. 16 provides as follows:

16. Please specify, by refined petroleum product type, by volume, by month and by price per barrel, every purchase by Sheetz of petroleum products (a) from Philadelphia Energy Solutions, or its affiliates, or (b) from Monroe Energy, or its affiliates, or (c) from a wholesale supplier who sourced its products from either the Philadelphia Energy Solutions refinery in Pennsylvania or the Monroe Energy refinery in Pennsylvania.

72. Sheetz objects to this request, with respect to relevancy, for the same reasons set forth in its objections to Request No. 1 of the Set I discovery.

73. With respect to the relevancy arguments, Laurel adopts and incorporates its arguments with respect to Request No. 1 of the Set I discovery, in paragraphs 7-16 *supra*, as if

they were fully stated herein. By way of further response, Sheetz's purchases from other protestants in this proceeding is relevant to assess the credibility of Sheetz's claims regarding the alleged elimination of East Coast refinery supplies to the Pittsburgh area, and the ability of Western Pennsylvania retailers to be able to purchase lowest-cost petroleum products from East Coast refineries. *See* Protest of Sheetz, Inc., Docket No A-2016-2575829, at p. 7 (filed Feb. 1, 2017). Therefore, Sheetz's objection on these grounds should be denied.

74. For the reasons more fully explained above, Sheetz should be compelled to provide a full and complete response to Request No. 16 of Set I discovery. Alternatively, should Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove its claims as a part of this proceeding.

N. SHEETZ SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 18 OF THE SET I DISCOVERY.

75. Laurel – Set I, Request No. 18 provides as follows:

18. Provide copies of all contracts and/or agreements for Sheetz' lease of, use of or throughput rights for terminal capacity for all terminals in Pennsylvania.

76. Sheetz objects to this request, with respect to relevancy, for the same reasons set forth in its objections to Request No. 1 of the Set I discovery.

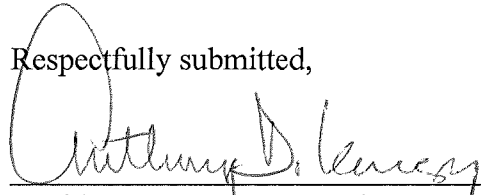
77. With respect to the relevancy arguments, Laurel adopts and incorporates its arguments with respect to Request No. 1 of the Set I discovery, in paragraphs 7-16 *supra*, as if they were fully stated herein. By way of further explanation, the existence of terminal capacity and throughput rights is directly relevant Sheetz's claims regarding the lack of available alternatives and the impact and ability of Sheetz to compensate for the loss of movements on Laurel to Pittsburgh through other readily available alternatives (*e.g.*, from a particular storage

location with short distance trucking, or from a different pipeline to storage location). Therefore, Sheetz should be compelled to provide a full and complete response to Request No. 18 of Set I discovery. Alternatively, should Sheetz continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, it should be barred from continuing to assert or attempting to prove these claims as a part of this proceeding.

III. CONCLUSION

WHEREFORE, for the foregoing reasons, Laurel Pipe Line Company, L.P. respectfully requests that Administrative Law Judge Eranda Vero grant this Motion to Compel and order Sheetz, Inc. to fully answer Request Nos. 1 through 3, 5 through 13, 16, and 18 of the Set I Discovery. Alternatively, should Sheetz, Inc. continue to refuse to provide relevant information that is necessary to evaluate its claims in its Protest, Laurel Pipe Line Company, L.P. respectfully requests that Sheetz, Inc. be barred from asserting or proving its claims as a part of this proceeding.

Respectfully submitted,



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Date: March 23, 2017

Counsel for Laurel Pipe Line Company, L.P.

Appendix

A

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Laurel Pipe Line Company, :
L.P. for All Necessary Authority, Approvals, :
and Certificates of Public Convenience To : Docket No. A-2016-2575829
Change the Direction of Petroleum Products :
Transportation Service to Delivery Points :
West of Eldorado, Pennsylvania :

**INTERROGATORIES AND REQUESTS FOR
PRODUCTION OF DOCUMENTS PROPOUNDED
BY LAUREL PIPE LINE COMPANY, L.P.
ON SHEETZ, INC. – SET 1**

Pursuant to 66 Pa.C.S. § 333 and 52 Pa. Code §§ 5.341 *et seq.*, Laurel Pipe Line Company, L.P. (“Laurel”) propounds the following Interrogatories and Requests for Production of Documents (hereinafter, “discovery requests”) on Sheetz, Inc. (“Sheetz”) – Set 1.

INSTRUCTIONS AND DEFINITIONS

1. The “Responding Party,” “you,” or “your” means the party to which these discovery requests are propounded and/or all attorneys, agents, affiliates, subsidiaries, employees, consultants, members, constituents, and representatives acting on behalf of the Responding Party.
2. “Commission” means the Pennsylvania Public Utility Commission.
3. To “identify” a natural person means to state that person’s full name, title or position, employer, last known address, and last known telephone number.
4. To “identify” a business entity means to state the full name of such business, the form of the business, and its location or address.

5. To “identify” a “document” means to provide all of the following information irrespective of whether the document is deemed privileged or subject to any claim of privilege:

- a. The title or other means of identification of each such document;
- b. The date of each such document;
- c. The author, preparer or signer of each such document; and
- d. A description of the subject matter of such document sufficient to permit an understanding of its contents and importance to the testimony or position being examined and the present or last known location of the document. The specific nature of the document should also be stated (*e.g.*, letter, business record, memorandum, computer print-out, etc.).

In lieu of “identifying” any document, it shall be deemed a sufficient compliance with these discovery requests to attach a copy of each such document to the answers hereto and reference said document in the particular interrogatory to which the document is responsive.

6. “Document” means the original and all drafts of all written and graphic matter, however produced or reproduced, of any kind or description, whether or not sent or received, and all copies thereof which are different in any way from the original (whether by interlineation, date-stamp, notarization, indication of copies sent or received, or otherwise), including without limitation, any paper, book, account, photograph, blueprint, drawing, sketch, schematic, agreement, contract, memorandum, press release, circular, advertising material, correspondence, letter, telegram, telex, object, report, opinion, investigation, record, transcript, hearing, meeting, study, notation, working paper, summary, intra-office communication, diary, chart, minutes, index sheet, computer software, computer-generated records or files, however stored, check, check stub, delivery ticket, bill of lading, invoice, record or recording or summary of any telephone or other conversation, or of any interview or of any conference, or any other written, recorded, transcribed, punched, taped, filmed, or graphic matter of which the

Responding Party has or has had possession, custody or control, or of which the Responding Party has knowledge.

7. “Communication” means any manner or form of information or message transmission, however produced or reproduced, whether as a document as herein defined, or orally or otherwise, which is made, distributed, or circulated between or among persons, or data storage or processing units.

8. “Date” means the exact day, month, and year, if ascertainable, or if not, the best approximation thereof.

9. Items referred to in the singular include those in the plural, and items referred to in the plural include those in the singular.

10. Items referred to in the masculine include those in the feminine, and items referred to in the feminine include those in the masculine.

11. The answers provided to these discovery requests should first restate the question asked and identify the person(s) supplying the information.

12. In answering these discovery requests, the Responding Party is requested to furnish all information that is available to the Responding Party, including information in the possession of the Responding Party’s attorneys, agents, consultants, or investigators, and not merely such information of the Responding Party’s own knowledge. If any of the discovery requests cannot be answered in full after exercising due diligence to secure the requested information, please so state and answer to the extent possible, specifying the Responding Party’s inability to answer the remainder, and stating whatever information the Responding Party has concerning the unanswered portions. If the Responding Party’s answer is qualified in any particular, please set forth the details of such qualification.

13. If the Responding Party objects to providing any document requested on any ground, identify such document by describing it as set forth in Instruction 5 and state the basis of the objection.

14. If the Responding Party objects to part of a discovery request and refuses to answer that part, state the Responding Party's objection and answer the remaining portion of that discovery request. If the Responding Party objects to the scope or time period of a discovery request and refuses to answer for that scope or time period, state the Responding Party's objection and answer the discovery request for the scope or time period that the Responding Party believes is appropriate.

15. If, in connection with a discovery request, the Responding Party contends that any information, otherwise subject to discovery, is covered by either the attorney-client privilege, the so-called "attorneys' work product doctrine," or any other privilege or doctrine, then specify the general subject matter of the information and the basis to support each such objection.

16. If any information is withheld on grounds of privilege or other protection from disclosure, provide the following information: (a) every person to whom such information has been communicated and from whom such information was learned; (b) the nature and subject matter of the information; and (c) the basis on which the privilege or other protection from disclosure is claimed.

17. As set forth in 52 Pa. Code § 5.342(g), these discovery requests are continuing and the Responding Party is obliged to change, supplement, and correct all answers given to conform to new or changing information.

18. “Application” means the filing and all supporting data and testimony filed by Laurel on November 14, 2016, at Docket No. A-2016-2575829.

**INTERROGATORIES, REQUESTS FOR PRODUCTION OF
DOCUMENTS AND REQUESTS FOR ADMISSION
ON SHEETZ – SET 1**

1. Provide a log of all petroleum product shipments by Sheetz on both intrastate and interstate pipelines since January 1, 2012. Include:
 - a) The name of the pipeline;
 - b) The particular product that was shipped for each shipment;
 - c) The date of each shipment;
 - d) The origination and destination point for each shipment; and
 - e) The volume of each shipment.

2. Has Sheetz shipped petroleum products by barge or tanker (“water carrier”) since January 1, 2012? If so, provide a log of each shipment. Include:
 - a) The name of the water carrier;
 - b) The particular product that was shipped for each shipment;
 - c) The date of each shipment;
 - d) The origination and destination point for each shipment; and
 - e) The volume of each shipment.

3. Has Sheetz shipped petroleum products by railroad since January 1, 2012? If so, provide a log of each shipment. Include:
 - a) The name of the railroad;
 - b) The particular product that was shipped for each shipment;
 - c) The date of each shipment;
 - d) The origination and destination point for each shipment; and
 - e) The volume of each shipment.

4. Identify all points to which Sheetz either contracts for trucking deliveries of refined petroleum products, or to which Sheetz arranges for third parties to make deliveries of refined petroleum products, from each terminal on Laurel for each year from 2012 through 2016.

5. Provide the total number of gallons of petroleum products transported by truck by or on behalf of Sheetz each during the period 2012 through 2016; for each month, identify each type of petroleum product and provide the total number of gallons for each product, showing the following information:
 - a) All gallons transported to any destination;
 - b) Gallons transported to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
 - c) Gallons transported to service stations in Pennsylvania that are neither owned nor franchised by Sheetz;
 - d) Gallons transported to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
 - e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

6. Please state average distance Sheetz transported petroleum products by truck each month from 2012 through 2016, either by its own contracted or owned trucks, or on its behalf by jobbers. Provide the information in the following ways:
 - a) Average distance for all shipments;
 - b) Average distance for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
 - c) Average distance for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
 - d) Average distance for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
 - e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

7. Please state the longest distance that Sheetz transported petroleum products by truck each month from 2012 through 2016, either by its own contracted or owned trucks, or on its behalf by jobbers. Provide the information in the following ways:
 - a) Longest distance for all shipments;
 - b) Longest distance for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;

- c) Longest distance for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
 - d) Longest distance for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
 - e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.
8. Please state the percentage of Sheetz' truck shipments of petroleum products were between 125 miles and 150 miles in length each month from 2012 through 2016. Provide the information in the following ways:
- a) Percentage for all shipments;
 - b) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
 - c) Percentage for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
 - d) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
 - e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.
9. Please state the percentage of Sheetz' truck shipments of petroleum products were between 100 miles and 125 miles in length each month from 2012 through 2016. Provide the information in the following ways:
- a) Percentage for all shipments;
 - b) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
 - c) Percentage for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
 - d) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
 - e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

10. Please state the percentage of Sheetz' truck shipments of petroleum products were between 75 miles and 100 miles in length each month from 2012 through 2016. Provide the information in the following ways:
 - a) Percentage for all shipments;
 - b) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
 - c) Percentage for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
 - d) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
 - e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

11. Please state the percentage of Sheetz' truck shipments of petroleum products were between 50 miles and 75 miles in length each month from 2012 through 2016. Provide the information in the following ways:
 - a) All gallons transported;
 - b) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
 - c) Percentage for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
 - d) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
 - e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

12. Please state Sheetz' average costs per mile per gallon for trucking petroleum products by month from 2012 through 2016? Provide the information in the following ways:
 - a) All gallons transported;
 - b) Gallons transported to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
 - c) Gallons transported to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;

- d) Gallons transported to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
 - e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.
13. Identify each way in which Sheetz expects that it would adversely affected if Laurel's Application is approved, and quantify the expected adverse effect.
 14. Identify each alternative that Sheetz has for delivering petroleum products to all Sheetz services stations west of Eldorado, Pennsylvania if Laurel's Application is approved.
 15. (a) Has Sheetz performed any analysis and/or study (either quantified or qualitative) of how it will or may be affected economically if Laurel's Application is approved? If so, provide a copy of all analyses and/or studies.

(b) Please provide all documents, including emails, memoranda, letters, notes of phone calls, etc. which in any way address or relate to how Sheetz be affected economically if Laurel's Application is approved, whether or not such documents constitute analyses or studies.
 16. Please specify, by refined petroleum product type, by volume, by month and by price per barrel, every purchase by Sheetz of petroleum products (a) from Philadelphia Energy Solutions, or its affiliates, or (b) from Monroe Energy, or its affiliates, or (c) from a wholesale supplier who sourced its products from either the Philadelphia Energy Solutions refinery in Pennsylvania or the Monroe Energy refinery in Pennsylvania.
 17. Identify all terminals (whether pipeline, marine, refinery, etc.) from which Sheetz lifts refined petroleum products at truck racks to deliver to service stations in Pennsylvania, including the applicable name and address of the terminal.
 18. Provide copies of all contracts and/or agreements for Sheetz' lease of, use of or throughput rights for terminal capacity for all terminals in Pennsylvania.

Appendix

B

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Laurel Pipe Line Company, :
L.P. for All Necessary Authority, Approvals, :
and Certificates of Public Convenience To : Docket No. A-2016-2575829
Change the Direction of Petroleum Products :
Transportation Service to Delivery Points :
West of Eldorado, Pennsylvania :

Affiliated Interest Agreement Between :
Laurel Pipe Line Company, L.P. and : Docket No. G-2017-2587567
Buckeye Pipe Line Company, L.P. :

**SHEETZ, INC. OBJECTIONS TO
LAUREL PIPE LINE COMPANY, L.P. INTERROGATORIES
AND REQUESTS FOR PRODUCTION OF DOCUMENTS – SET 1**

Pursuant to 52 Pa. Code §§ 5.342(c) and (e), Sheetz, Inc. ("Sheetz") hereby objects to the Interrogatories served by Laurel Pipe Line Company, L.P.'s ("Laurel" or "Applicant") on March 2, 2017 ("Set I"). As explained below, Sheetz objects to Laurel's Discovery Requests, including the Definitions and Instructions, to the extent that they seek production of documents or information covered by the attorney-client privilege, work-product doctrine, or any other applicable privilege or limitation on discovery recognized under law. Sheetz objects to the Discovery Requests to the extent that they are overly broad, unduly burdensome, vague, and/or ambiguous. Sheetz objects to the Discovery Requests that seek information that is not relevant to any claim or defense in this matter and/or is beyond the scope of this proceeding.

I. OBJECTIONS TO INSTRUCTIONS AND DEFINITIONS

Laurel to Sheetz, Set I, Instructions and Definitions No. 1

The "Responding Party," "you," or "your" means the party to which these discovery requests are propounded and/or all attorneys, agents, affiliates, subsidiaries, employees, consultants, members, constituents, and representatives acting on behalf of the Responding Party.

Objection to Instructions and Definitions No. 1

Per Section 5.361(a)(3) of the Commission's regulations, 52 Pa. Code § 5.361(a)(3), discovery is not permitted into matters that are privileged. Sheetz objects to this instruction to the extent it seeks information, communications, or documents protected by the attorney-client privilege and the attorney-client work product doctrines.

Per Section 5.321(c) of the Commission's regulations, 52 Pa. Code § 5.321(c), a party may obtain discovery of any matter that is relevant to the subject matter and issues in the proceeding and reasonably calculated to lead to the discovery of admissible evidence. By defining "Responding Party" to include "all attorneys, agents, affiliates, subsidiaries, employees, consultants, members, constituents, and representatives acting on behalf of the Responding Party," Definition No. 1 would allow for discovery upon entities with no direct relation to this proceeding and therefore seeks irrelevant information well beyond the scope of this proceeding. (emphasis added). Accordingly, Sheetz objects to this definition to the extent it seeks information that is not relevant to the issues and subject matter in this proceeding and not likely to lead to the discovery of admissible evidence in this proceeding.

Laurel to Sheetz, Set I, Instructions and Definitions Nos. 3 and 4

3. To "identify" a natural person means to state that person's full name, title or position, employer, last known address, and last known telephone number.
4. To "identify" a business entity means to state the full name of such business, the form of the business, and its location or address.

Objection to Instructions and Definitions Nos. 3 and 4

Per Section 5.361(a)(2) of the Commission's regulations, 52 Pa. Code § 5.361(a)(2), discovery is not permitted into matters that would impose an unreasonable burden on a party. Per Section 5.361(a)(4) of the Commission's regulations, 52 Pa. Code § 5.361(a)(4), discovery is not permitted into matters that would require the making of an unreasonable investigation by a party. Therefore, Sheetz objects to Definition 3 as unduly burdensome to the extent it requests the identification of information pertaining to an individual that is not currently employed by, or under a service agreement with, Sheetz. Sheetz also objects to Definition 4 as unduly burdensome to the extent it imposes an obligation on Sheetz to exert time and resources to research information that Laurel could research on its own. Accordingly, both Definitions 3 and 4 are objectionable to the extent they impose an undue burden and would require an unreasonable investigation.

Sheetz further objects to Definitions 3 and 4 to the extent they would require Sheetz to provide identifying information that is not within Sheetz's possession, custody, or control.

Laurel to Sheetz, Set I, Instructions and Definitions No. 5

To "identify" a "document" means to provide all of the following information irrespective of whether the document is deemed privileged or subject to any claim of privilege:

- a. The title or other means of identification of each such document;
- b. The date of each such document;
- c. The author, preparer or signer of each such document; and
- d. A description of the subject matter of such document sufficient to permit an understanding of its contents and importance to the testimony or position being examined and the present or last known location of the document. The specific nature of the document should also be stated (e.g., letter, business record, memorandum, computer print-out, etc.).

In lieu of "identifying" any document, it shall be deemed a sufficient compliance with these discovery requests to attach a copy of each such document to the answers hereto and reference said document in the particular interrogatory to which the document is responsive.

Objection to Instructions and Definitions No. 5

Section 5.361(a)(2) of the Commission's regulations, 52 Pa. Code § 5.361(a)(2), prohibits discovery into matters that would impose an unreasonable burden on a party. Further, per an agreement reached via email on February 21, 2017, Laurel consented to reciprocal treatment of the reasonable discovery instructions agreed-upon in resolving Laurel's Objections to Gulf's Set I Interrogatories.

Providing "[t]he author, preparer, or signer of each such document" and "a description of the subject matter of such document sufficient to permit an understanding of its contents and importance to the testimony or position being examined and the present or last known location of the document," would exceed the scope of information previously agreed to be furnished as part of a privilege log and would unduly burden Sheetz. This information would far exceed the purpose of a privilege log, which is to provide assurance that the privilege classification is not being applied to withhold production of unprivileged documents. Per the previously agreed-

upon standards set forth in Gulf Set I Instruction No. 13, Sheetz will provide the date, type, and nature of the applicable document, along with the legal rationale for withholding production. To the extent Laurel's Definition No. 5 requests additional information to be furnished as part of a privilege log, Sheetz objects to this instruction as unduly burdensome and requiring an unreasonable investigation.

Laurel to Sheetz, Set I, Instructions and Definitions No. 7

"Communication" means any manner or form of information or message transmission, however produced or reproduced, whether as a document as herein defined, or orally or otherwise, which is made, distributed, or circulated between or among persons, or data storage or processing units.

Objection to Instructions and Definitions No. 7

Per Section 5.361(a)(2) of the Commission's regulations, 52 Pa. Code § 5.361(a)(2), discovery is not permitted into matters that would impose an unreasonable burden on a party. Per Section 5.361(a)(4) of the Commission's regulations, 52 Pa. Code § 5.361(a)(4), discovery is not permitted into matters that would require the making of an unreasonable investigation by a party. The definition of "Communication" in Laurel's Definition No. 7 lacks clarity as to what is meant by "any manner or form of information or message transmission" or "data storage or processing units." For example, the current definition appears to include information "made, distributed, or circulated" among "data storage or processing units," without any information being sent or received by a person. Therefore, Sheetz objects to this definition as unduly burdensome and requiring an unreasonable investigation.

Laurel to Sheetz, Set I, Instructions and Definitions No. 12

In answering these discovery requests, the Responding Party is requested to furnish all information that is available to the Responding Party, including information in the possession of the Responding Party's attorneys, agents, consultants, or investigators, and not merely such information of the Responding Party's own knowledge. If any of the discovery requests cannot be answered in full after exercising due diligence to secure the requested information, please so state and answer to the extent possible, specifying the Responding Party's inability to answer the remainder, and stating whatever information the Responding Party has concerning the unanswered portions. If the Responding Party's answer is qualified in any particular, please set forth the details of such qualification.

Objection to Instructions and Definitions No. 12

Per Section 5.361(a)(3) of the Commission's regulations, 52 Pa. Code § 5.361(a)(3), discovery is not permitted into matters that are privileged. This instruction seeks "information in the possession of the Responding party's attorneys, agents, consultant, or investigators." Therefore, Sheetz objects to this instruction to the extent it seeks information, communications, or documents protected by the attorney-client privilege and the attorney-client work product doctrines.

Laurel to Sheetz, Set I, Instructions and Definitions No. 16

If any information is withheld on grounds of privilege or other protection from disclosure, provide the following information: (a) every person to whom such information has been communicated and from whom such information was learned; (b) the nature and subject matter of the information; and (c) the basis on which the privilege or other protection from disclosure is claimed.

Objection to Instructions and Definitions No. 16

Section 5.361(a)(2) of the Commission's regulations, 52 Pa. Code § 5.361(a)(2), prohibits discovery into matters that would impose an unreasonable burden on a party. Further, per an agreement reached via email on February 21, 2017, Laurel consented to reciprocal treatment of the reasonable discovery instructions agreed-upon in resolving Laurel's Objections to Gulf's Set I Interrogatories.

Providing "every person to whom such information has been communicated and from whom such information was learned" and the "subject matter of the information," would exceed the scope of information previously agreed to be furnished as part of a privilege log and would unduly burden Sheetz. This information would far exceed the purpose of a privilege log, which is to provide assurance that the privilege classification is not being applied to withhold production of unprivileged documents. Per the previously agreed-upon standards set forth in Gulf Set I Instruction No. 13, Sheetz will provide the date, type, and nature of the applicable document, along with the legal rationale for withholding production. To the extent Laurel's Definition No. 16 requests additional information to be furnished as part of a privilege log, Sheetz objects to this instruction as unduly burdensome and requiring an unreasonable investigation.

II. OBJECTIONS TO DISCOVERY REQUESTS

Laurel to Sheetz, Set I, Request No. 1

Provide a log of all petroleum product shipments by Sheetz on both intrastate and interstate pipelines since January 1, 2012. Include:

- a) The name of the pipeline;
- b) The particular product that was shipped for each shipment;
- c) The date of each shipment;
- d) The origination and destination point for each shipment; and
- e) The volume of each shipment.

Objection to Request No. 1

Per Section 5.321(c) of the Commission's regulations, 52 Pa. Code § 5.321(c), a party may obtain discovery of any matter that is relevant to the subject matter and issues in the proceeding, and thus reasonably calculated to lead to the discovery of admissible evidence. Regarding Laurel's Set I, Request No. 1, Sheetz objects to this request to the extent it seeks information that is not relevant to the subject matter and issues in the proceeding and reasonably calculated to lead to the discovery of admissible evidence. Specific information related to Sheetz's product shipments (whether by pipeline, truck or barge) or storage volumes falls outside the scope of issues in this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. This proceeding concerns whether Laurel has met its burden of proving that the proposal to reverse flows on its jurisdictional pipeline for points west of Eldorado would serve the public interest. As set forth in Laurel's Application, the evidentiary issues relevant to Laurel's proposal include assessments of the impact of Laurel's proposal in markets across Pennsylvania. Granular shipping or storage data associated with specific shippers on Laurel's pipeline bears no relation to the market impacts of the proposed reversal.

Similarly, Sheetz objects to Laurel's Set 1 Request No. 1 to the extent it seeks product shipment information for interstate movements with no connection to the Commonwealth of Pennsylvania. Interstate shipments entirely outside of the Commonwealth are beyond the scope of issues in this proceeding and not reasonably calculated to lead to the discovery of admissible evidence. For the reasons set forth above, Sheetz objects to Laurel's Set I Request No. 1 as irrelevant and not calculated to lead to discovery of admissible evidence.

Additionally, Section 5.361(a)(2) of the Commission's regulations, 52 Pa. Code § 5.361(a)(2), prohibits discovery into matters that would impose an unreasonable burden on a party. Section 5.361(a)(4) of the Commission's regulations, 52 Pa. Code § 5.361(a)(4), similarly prohibits discovery into matters that would require the making of an unreasonable investigation by a party. Laurel's Set I, Request No. 1 requests information for "each shipment," with no indication as to how Laurel defines a singular shipment. Accordingly, the request is vague, ambiguous, and imprecise. Sheetz thus objects to Laurel's Set 1, Request No. 1 as responding to the request would impose an unreasonable burden and require Sheetz to conduct an unreasonable investigation.

Laurel to Sheetz, Set I, Request No. 2

Has Sheetz shipped petroleum products by barge or tanker ("water carrier") since January 1, 2012? If so, provide a log of each shipment. Include:

- a) The name of the water carrier;
- b) The particular product that was shipped for each shipment;
- c) The date of each shipment;
- d) The origination and destination point for each shipment; and
- e) The volume of each shipment.

Objection to Request No. 2

Sheetz objects to Laurel's Set I, Request No. 2 for the reasons set forth in the Objection to Laurel's Set I, Request No. 1.

Laurel to Sheetz, Set I, Request No. 3

Has Sheetz shipped petroleum products by railroad since January 1, 2012? If so, provide a log of each shipment. Include:

- a) The name of the railroad;
- b) The particular product that was shipped for each shipment;
- c) The date of each shipment;
- d) The origination and destination point for each shipment; and
- e) The volume of each shipment.

Objection to Request No. 3

Sheetz objects to Laurel's Set I, Request No. 3 for the reasons set forth in the Objection to Laurel's Set I, Request No. 1.

Laurel to Sheetz, Set I, Request No. 5

Provide the total number of gallons of petroleum products transported by truck by or on behalf of Sheetz each during the period 2012 through 2016; for each month, identify each type of petroleum product and provide the total number of gallons for each product, showing the following information:

- a) All gallons transported to any destination;
- b) Gallons transported to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Gallons transported to service stations in Pennsylvania that are neither owned nor franchised by Sheetz;
- d) Gallons transported to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

Objection to Request No. 5

Sheetz objects to Laurel's Set I, Request No. 5 for the reasons set forth in the Objection to Laurel's Set I, Request No. 1 (with regard to relevancy).

Additionally, Section 5.361(a)(2) of the Commission's regulations, 52 Pa. Code § 5.361(a)(2), prohibits discovery into matters that would impose an unreasonable burden on a party. Section 5.361(a)(4) of the Commission's regulations, 52 Pa. Code § 5.361(a)(4), similarly prohibits discovery into matters that would require the making of an unreasonable investigation by a party. Laurel's Set I, Request No. 5 lacks clarity as to the meaning of "the total number of gallons of petroleum products transported by truck by or **on behalf of Sheetz each during the** period 2012 through 2016" (emphasis added). Therefore, Sheetz objects to the extent this request is vague and would therefore impose an unreasonable burden and require an unreasonable investigation.

Sheetz also objects to part (e) of this request which purports to require Sheetz to "identify the personnel responsible for collecting and maintain" certain information. Sheetz will identify the person responsible for responding to this discovery request. However, requiring the identification of any other personnel with additional responsibility for collecting and maintaining that information is irrelevant, overly burdensome, and thus objectionable per Sections 5.321(c) and 5.361(a)(2) of the Commission's regulations.

Laurel to Sheetz, Set I, Request No. 6

Please state average distance Sheetz transported petroleum products by truck each month from 2012 through 2016, either by its own contracted or owned trucks, or on its behalf by jobbers. Provide the information in the following ways:

- a) Average distance for all shipments;
- b) Average distance for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Average distance for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
- d) Average distance for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

Objection to Request No. 6

Sheetz objects to Laurel's Set I, Request No. 6 for the reasons set forth in the Objection to Laurel's Set I, Request No. 1 (with regard to relevancy).

Sheetz also objects to part (e) of this request for the reasons set forth in the Objection to Laurel's Set I, Request No. 5,

Laurel to Sheetz, Set I, Request No. 7

Please state the longest distance that Sheetz transported petroleum products by truck each month from 2012 through 2016, either by its own contracted or owned trucks, or on its behalf by jobbers. Provide the information in the following ways:

- a) Longest distance for all shipments;
- b) Longest distance for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Longest distance for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
- d) Longest distance for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

Objection to Request No. 7

Sheetz objects to Laurel's Set I, Request No. 7 for the reasons set forth in the Objection to Laurel's Set I, Request No. 1 (with regard to relevancy).

Sheetz also objects to part (e) of this request for the reasons set forth in the Objection to Laurel's Set I, Request No. 5.

Laurel to Sheetz, Set I, Request No. 8

Please state the percentage of Sheetz' truck shipments of petroleum products were between 125 miles and 150 miles in length each month from 2012 through 2016. Provide the information in the following ways:

- a) Percentage for all shipments;
- b) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Percentage for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
- d) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

Objection to Request No. 8

Sheetz objects to Laurel's Set I, Request No. 8 for the reasons set forth in the Objection to Laurel's Set I, Request No. 1 (with regard to relevancy).

Sheetz also objects to part (e) of this request for the reasons set forth in the Objection to Laurel's Set I, Request No. 5.

Laurel to Sheetz, Set I, Request No. 9

Please state the percentage of Sheetz' truck shipments of petroleum products were between 100 miles and 125 miles in length each month from 2012 through 2016. Provide the information in the following ways:

- a) Percentage for all shipments;
- b) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Percentage for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
- d) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

Objection to Request No. 9

Sheetz objects to Laurel's Set I, Request No. 9 for the reasons set forth in the Objection to Laurel's Set I, Request No. 1 (with regard to relevancy).

Sheetz also objects to part (e) of this request for the reasons set forth in the Objection to Laurel's Set I, Request No. 5.

Laurel to Sheetz, Set I, Request No. 10

Please state the percentage of Sheetz' truck shipments of petroleum products were between 75 miles and 100 miles in length each month from 2012 through 2016. Provide the information in the following ways:

- a) Percentage for all shipments;
- b) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Percentage for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
- d) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

Objection to Request No. 10

Sheetz objects to Laurel's Set I, Request No. 10 for the reasons set forth in the Objection to Laurel's Set I, Request No. 1 (with regard to relevancy).

Sheetz also objects to part (e) of this request for the reasons set forth in the Objection to Laurel's Set I, Request No. 5.

Laurel to Sheetz, Set I, Request No. 11

Please state the percentage of Sheetz' truck shipments of petroleum products were between 50 miles and 75 miles in length each month from 2012 through 2016. Provide the information in the following ways:

- a) All gallons transported;
- b) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Percentage for shipments to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
- d) Percentage for shipments to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

Objection to Request No. 11

Sheetz objects to Laurel's Set I, Request No. 11 for the reasons set forth in the Objection to Laurel's Set I, Request No. 1 (with regard to relevancy).

Sheetz also objects to part (e) of this request for the reasons set forth in the Objection to Laurel's Set I, Request No. 5.

Laurel to Sheetz, Set I, Request No. 12

Please state Sheetz' average costs per mile per gallon for trucking petroleum products by month from 2012 through 2016? Provide the information in the following ways:

- a) All gallons transported;
- b) Gallons transported to Sheetz-owned, controlled or franchised service stations in Pennsylvania;
- c) Gallons transported to service stations in Pennsylvania that are not owned, controlled or franchised by Sheetz;
- d) Gallons transported to Sheetz-owned, controlled or franchised service stations in Pennsylvania from terminals outside of Pennsylvania;
- e) If the information is not available in the formats requested above, identify how Sheetz maintains this information and identify the personnel responsible for collecting and maintaining it.

Objection to Request No. 12

Sheetz objects to Laurel's Set I, Request No. 6 for the reasons set forth in the Objection to Laurel's Set I, Request No. 1 (with regard to relevancy).

Sheetz also objects to part (e) of this request for the reasons set forth in the Objection to Laurel's Set I, Request No. 5.

Laurel to Sheetz, Set I, Request No. 13

Identify each way in which Sheetz expects that it would adversely affected if Laurel's Application is approved, and quantify the expected adverse effect.

Objection to Request No. 13

Per Section 5.361(a)(2) of the Commission's regulations, 52 Pa. Code § 5.361(a)(2), discovery is not permitted into matters that would impose an unreasonable burden on a party. Per Section 5.361(a)(4) of the Commission's regulations, 52 Pa. Code § 5.361(a)(4), discovery is not permitted into matters that would require the making of an unreasonable investigation by a party.

Sheetz objects to this request because it prematurely seeks information currently unknown to Sheetz. At this time, Sheetz has not identified the full scope of adverse effects resulting from any approval of the Application, as such analysis would be dependent on information obtained through ongoing discovery. While Sheetz intends to address such issues in its Direct Testimony, such analysis at this time remains incomplete. Thus, Sheetz objects to this request to the extent it seeks information that is not currently within Sheetz's possession, custody, or control and thus unobtainable absent undue burden or unreasonable investigation. Sheetz also objects to this request to the extent it requires Sheetz to perform additional work and analyses in order to "quantify the expected adverse effect." Subject to those foregoing objections, Sheetz will describe the adverse effect in its Direct Testimony in this proceeding, and will plan to provide supporting studies and analyses thereto.

Laurel to Sheetz, Set I, Request No. 16

Please specify, by refined petroleum product type, by volume, by month and by price per barrel, every purchase by Sheetz of petroleum products (a) from Philadelphia Energy Solutions, or its affiliates, or (b) from Monroe Energy, or its affiliates, or (c) from a wholesale supplier who sourced its products from either the Philadelphia Energy Solutions refinery in Pennsylvania or the Monroe Energy refinery in Pennsylvania.

Objection to Request No. 16

Sheetz objects to Laurel's Set I, Request No. 6 for the reasons set forth in the Objection to Laurel's Set I, Request No. 1 (with regard to relevancy).

Laurel to Sheetz, Set I, Request No. 18

Provide copies of all contracts and/or agreements for Sheetz' lease of, use of or throughput rights for terminal capacity for all terminals in Pennsylvania.

Objection to Request No. 18

Sheetz objects to Laurel's Set I, Request No. 18 for the reasons set forth in the Objection to Laurel's Set I, Request No. 1 (with regard to relevancy).

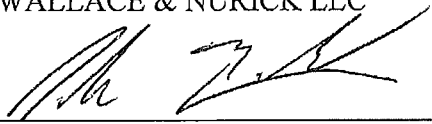
III. CONCLUSION

WHEREFORE, Sheetz, Inc. hereby objects to Laurel Set I Definition Nos. 1, 3-4, 5, 7, 12 and 16 and Request Nos. 1-3, 5-12, and 13, 16, and 18.

Respectfully submitted,

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By



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