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File #: 162860

August 10, 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**

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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 the Indicated Parties, Set II in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,

Garrett P. Lent  
GPL/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).

### VIA E-MAIL AND FIRST CLASS MAIL

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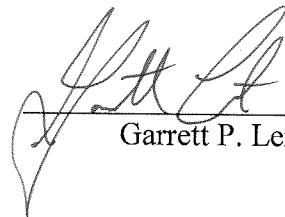
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*Counsel for Clean Air Council*

Date: August 10, 2017



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Garrett P. Lent

**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


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**NOTICE TO PLEAD**

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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: August 10, 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    | : | Docket No. A-2016-2575829 |
| Change the Direction of Petroleum Products   | : |                           |
| Transportation Service to Delivery Points    | : |                           |
| West of Eldorado, Pennsylvania               | : |                           |
|  | : |                           |
| Laurel Pipe Line Company, L.P. - Pipeline    | : |                           |
| Capacity Agreement with Buckeye Pipe Line    | : | Docket No. G-2017-2587567 |
| Company, L.P.                                | : |                           |

**MOTION TO COMPEL ANSWERS TO INTERROGATORIES AND REQUESTS  
FOR PRODUCTION OF DOCUMENTS  
PROPOUNDED BY LAUREL PIPE LINE COMPANY, L.P.  
ON THE INDICATED PARTIES, SET II**

**TO ADMINISTRATIVE LAW JUDGE ERANDA VERO:**

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 Second Set of Interrogatories and Requests for Production of Documents (“Set II Discovery”) directed to Gulf Operating, LLC, Sheetz, Inc., Philadelphia Energy Solutions Refining and Marketing LLC, Monroe Energy, LLC, and Giant Eagle, Inc. (collectively the “Indicated Parties”). The Motion to Compel requests that Administrative Law Judge Eranda Vero (the “ALJ”) direct the Indicated Parties to provide full and complete responses to Request No. 23 of the Set II 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 July 14, 2017, the Indicated Parties served Indicated Parties Statement No. 4, the Direct Testimony of Steven W. Rickard.

3. On July 21, 2017, Laurel served Set II Discovery on the Indicated Parties. A copy of Laurel Set I Discovery to the Indicated Parties is provided as Appendix A hereto.

4. The Indicated Parties objected to Set II Discovery on July 31, 2017. The Indicated Parties objected to Set II Request Nos. 16, 17, 18, 19, 20, and 23. A copy of the Indicated Parties' Objections is provided as Appendix B hereto.

5. Laurel contacted counsel for the Indicated Parties<sup>1</sup> on August 3, 2017, by e-mail to consider whether the parties could resolve any of the objections. Counsel for Laurel and the Indicated Parties discussed the objections by telephone on August 7, 2017.<sup>2</sup> Laurel agreed to the Indicated Parties' proposal as set forth in the Objections to provide more general details in response to Request Nos. 16-20, than originally requested in the questions, subject to Laurel's review of the answers. However, the parties were not able to resolve their issues with respect to objections to Request 23.

6. Laurel hereby files its Motion to Compel the Indicated Parties to respond to Set II, objections to Request No. 23.

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<sup>1</sup> Laurel specifically contacted Jonathon D. Marcus and Daniel J. Stuart, the attorneys who prepared and served Indicated Parties Statement No. 4, as indicated by the cover letter associated with this piece of testimony.

<sup>2</sup> Mr. Stuart was joined on the August 7, 2017 telephone call by Mr. Weishaar and Mr. Bakare, counsel of record for Gulf Operating, LLC and Sheetz, Inc., who are members of the Indicated Parties in this case.

## II. ARGUMENT

### A. THE INDICATED PARTIES SHOULD BE COMPELLED TO PROVIDE A FULL AND COMPLETE RESPONSE WITH RESPECT TO REQUEST NO. 23 OF THE SET II DISCOVERY.

7. Laurel – Set II, Request No. 23 provides as follows:

23. Please reference the question and answer beginning on page 15, lines 15-19 of Indicated Parties Statement No. 4.

a) Please identify the number of unnecessary vehicles that a tanker truck taking the referenced Interstate 99 to Interstate 81 via US 30 route from Altoona to Harrisburg would be exposed to by traveling through Chambersburg, PA.

b) Please identify the number of unnecessary impediments that a tanker truck taking the referenced Interstate 99 to Interstate 81 via US 30 route from Altoona to Harrisburg would be exposed to by traveling through Chambersburg, PA.

8. The Indicated Parties object to Request No. 23, and argue that the request mischaracterizes Mr. Rickard's testimony and is argumentative and that the request is unduly burdensome to the extent it would require Mr. Rickard to perform calculations and/or offer opinions that exceed the scope of his direct testimony.

9. The Indicated Parties' arguments are unsupported and contradicted by the specific statements and allegations made in Indicated Parties Statement No. 4. In Indicated Parties Statement No. 4, Mr. Rickard states:

[T]aking this route [Interstate 99 to Interstate 81 via US 30] would require travel through the middle of Chambersburg, PA, which has a number of traffic lights, overpasses, and at least one railroad crossing, thereby exposing tanker trucks to many more vehicles and impediments than are necessary as well as slowing down travel time.

Indicated Parties Statement No. 4, page 15, lines 15-19 (emphasis added). Request No. 23 accurately reflects Mr. Rickard's testimony that the referenced route will subject tanker trucks to

unnecessary vehicles and impediments (*i.e.*, “more vehicles and impediments than are necessary”). *Id.*

10. Furthermore, 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).

11. The Indicated Parties’ witness specifically testifies that the route from Interstate 99 to Interstate 81 via US 30 would expose tanker trucks to more vehicles and impediments than are necessary. *See* Indicated Parties Statement No. 4, page 15, lines 15-19. As such, Mr. Rickard has put at issue the number of vehicles and impediments to which trucks using this route would be subjected, and it is reasonable to inquire regarding the number of vehicles or impediments Mr. Rickard identified as being “more than necessary.” Additionally, to the extent that Mr. Rickard did not count or otherwise identify the number of vehicles or impediments to which he concluded tanker trucks would be unnecessarily exposed, Mr. Rickard could responsibly state he did not count or identify such vehicles. Therefore, the Indicated Parties’ objection that Request No. 23 would impose an unreasonable burden or require an unreasonable investigation should be denied.

12. For the reasons more fully explained above, the Indicated Parties should be compelled to provide a full and complete response to Request No. 23 of Set II discovery. Alternatively, should the Indicated Parties continue to refuse to provide relevant information that is necessary to evaluate its claims in its direct testimony, such testimony should be stricken and



the Indicated Parties should be barred from continuing to assert or attempting to prove this claim 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 the Indicated Parties to fully Request No. 23 of the Set II Discovery.

Respectfully submitted,

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Date: August 10, 2017

*Counsel for Laurel Pipe Line Company, L.P.*

# Appendix

## A

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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

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**INTERROGATORIES AND REQUESTS FOR  
PRODUCTION OF DOCUMENTS PROPOUNDED  
BY LAUREL PIPE LINE COMPANY, L.P.  
ON THE INDICATED PARTIES – SET II**

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

**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.

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<sup>1</sup> Gulf Operating, LLC, Philadelphia Energy Solutions Refining & Marketing, LLC, Sheetz, Inc., Monroe Energy, LLC, and Giant Eagle, Inc., collectively filed the testimony of four witnesses in this proceeding as the “Indicated Parties.”

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, at Docket Nos. A-2016-2575829.



**INTERROGATORIES, REQUESTS FOR PRODUCTION OF  
DOCUMENTS AND REQUESTS FOR ADMISSION ON INDICATED PARTIES – SET**

**II**

LAU-IP-II-1

Please reference Indicated Parties' Statement No. 4, the Direct Testimony of Steven W. Rickard.

- (a) Please provide a list of all proceedings in which Mr. Rickard submitted testimony to a state or federal court, or agency where Mr. Rickard was certified as an expert qualified to provide an opinion on:
  - (i) The selection of transportation routes by tank trucks carrying petroleum products from a terminal to a point of sale;
  - (ii) The calculation of the number of trucks necessary to supply petroleum products to a local market;
  - (iii) The evaluation of transportation routes for safety; and/or
  - (iv) The evaluation of traffic patterns and traffic flow over specific transportation routes.
- (b) Please identify for each proceeding: (i) the state or federal court, or agency where the testimony was submitted; (ii) the entity on whose behalf the testimony was submitted; (iii) the docket number; (iv) the utility service type; and (v) the general nature of the proceeding.

LAU-IP-II-2

Please state whether Mr. Rickard is being offered in this proceeding to provide expert testimony in any of the following in any of the following areas:

- (a) Economics;
- (b) Petroleum products;
- (c) The transportation of petroleum products;
- (d) Automotive engineering;
- (e) Highway engineering; and/or
- (f) Traffic engineering.

To the extent that Mr. Rickard is being offered to provide expert testimony in any of the areas listed in subparts (a) – (f) above, please fully explain the educational and/or professional experience that forms the basis for Mr. Rickard’s expertise.

LAU-IP-II-3

Please provide all workpapers used by Mr. Rickard in the preparation of his direct testimony, to the extent that such workpapers have not already been provided in response to specific interrogatories.

LAU-IP-II-4

Please refer to the question and answer beginning on page 4, line 7 of Indicated Parties Statement No. 4.

- (a) Did Mr. Rickard review or receive instructions, directions, guidance or advice from any other witness or party in this proceeding related to the selection of the routes to transport petroleum products from Altoona to Pittsburgh and Altoona to Harrisburg?
- (b) If the answer to subpart (a) is yes, then provide a copy of the instructions, directions, guidance or advice that Mr. Rickard reviewed or received.

LAU-IP-II-5

Please refer to the question and answer beginning on page 4, line 7 of Indicated Parties Statement No. 4.

- (a) With respect to the routes to transport petroleum products from Altoona to Pittsburgh that Mr. Rickard is familiar with:
  - (i) Identify and fully describe all routes to transport petroleum products from Altoona to Pittsburgh that Mr. Rickard considered in the development of his testimony.
  - (ii) Fully explain Mr. Rickard’s reasoning for the selection or exclusion of routes from his testimony.
  - (iii) Provide all Documents related to Mr. Rickard’s selection and/or evaluation of routes to transport petroleum products from Altoona to Pittsburgh.
- (b) With respect to the routes to transport petroleum products from Altoona to Harrisburg that Mr. Rickard is familiar with:
  - (i) Identify and fully describe all routes to transport petroleum products from Altoona to Harrisburg that Mr. Rickard considered in the development of his testimony.

- (ii) Fully explain Mr. Rickard's reasoning for the selection or exclusion of routes from his testimony.
- (iii) Provide all Documents related to Mr. Rickard's selection and/or evaluation of routes to transport petroleum products from Altoona to Harrisburg.

LAU-IP-II-6

With respect to the "Northern Route" from Altoona to Pittsburgh that is described by Mr. Rickard on page 5 and depicted on page 6 of Indicated Parties Statement No. 4:

- (a) Please identify the precise location in Altoona that Mr. Rickard used to indicate the start point of this route.
- (b) Please fully explain Mr. Rickard's rationale for selecting the location identified in subpart (a) as the start point for this route.
- (c) Please identify the precise location of the petroleum products terminal nearest the start point identified in subpart (a).
- (d) Please identify the precise location in Pittsburgh that Mr. Rickard used to indicate the end point of this route.
- (e) Please fully explain Mr. Rickard's rationale for selecting the location identified in subpart (d) as the start point for this route.
- (f) Please identify the precise location of the petroleum products retailer nearest to the end point identified in subpart (d).

LAU-IP-II-7

With respect to the "Southern Route" from Altoona to Pittsburgh that is described by Mr. Rickard on page 6 and depicted on page 7 of Indicated Parties Statement No. 4:

- (a) Please identify the precise location in Altoona that Mr. Rickard used to indicate the start point of this route.
- (b) Please fully explain Mr. Rickard's rationale for selecting the location identified in subpart (a) as the start point for this route.
- (c) Please identify the precise location of the petroleum products terminal nearest the start point identified in subpart (a).
- (d) Please identify the precise location in Pittsburgh that Mr. Rickard used to indicate the end point of this route.

- (e) Please fully explain Mr. Rickard's rationale for selecting the location identified in subpart (d) as the start point for this route.
- (f) Please identify the precise location of the petroleum products retailer nearest to the end point identified in subpart (d).

LAU-IP-II-8

With respect to the "Northern Route" from Altoona to Harrisburg that is described by Mr. Rickard on page 9 and depicted on page 10 of Indicated Parties Statement No. 4:

- (a) Please identify the precise location in Altoona that Mr. Rickard used to indicate the start point of this route.
- (b) Please fully explain Mr. Rickard's rationale for selecting the location identified in subpart (a) as the start point for this route.
- (c) Please identify the precise location of the petroleum products terminal nearest the start point identified in subpart (a).
- (d) Please identify the precise location in Harrisburg that Mr. Rickard used to indicate the end point of this route.
- (e) Please fully explain Mr. Rickard's rationale for selecting the location identified in subpart (d) as the start point for this route.
- (f) Please identify the precise location of the petroleum products retailer nearest to the end point identified in subpart (d).

LAU-IP-II-9

With respect to the "Southern Route" from Altoona to Harrisburg that is described by Mr. Rickard and depicted on page 10 of Indicated Parties Statement No. 4:

- (a) Please identify the precise location in Altoona that Mr. Rickard used to indicate the start point of this route.
- (b) Please fully explain Mr. Rickard's rationale for selecting the location identified in subpart (a) as the start point for this route.
- (c) Please identify the precise location of the petroleum products terminal nearest the start point identified in subpart (a).
- (d) Please identify the precise location in Harrisburg that Mr. Rickard used to indicate the end point of this route.
- (e) Please fully explain Mr. Rickard's rationale for selecting the location identified in subpart (d) as the start point for this route.

- (f) Please identify the precise location of the petroleum products retailer nearest to the end point identified in subpart (d).

LAU-IP-II-10

Please reference Mr. Rickard's statement on page 11, lines 1-5 of Indicated Parties Statement No. 4 that I-99 to Interstate 81 via US 30 is not a recommended route for trucks "due to mountainous terrain and because the Pennsylvania Department of Transportation ('PennDOT') advises that tank trucks avoid US 30 west of Bedford, PA."

- (a) Is it Mr. Rickard's opinion that PennDOT prohibits tanker trucks from traveling over US 30 west of Bedford, PA?
- (i) If yes, fully explain the basis of this opinion and provide all Documents relied upon by Mr. Rickard in forming this opinion.
- (b) Is it Mr. Rickard's opinion that no tanker truck should travel over US 30 west of Bedford, PA?
- (ii) If yes, fully explain the basis of this opinion and provide all Documents relied upon by Mr. Rickard in forming this opinion.
- (c) Is it Mr. Rickard's opinion that no tanker trucks currently travel over US 30 west of Bedford, PA?
- (iii) If yes, fully explain the basis of this opinion and provide all Documents relied upon by Mr. Rickard in forming this opinion.

LAU-IP-II-11

Please reference Mr. Rickard's statement on page 11, lines 5-6 of Indicated Parties Statement No. 4 that I-99 to Interstate 81 via US 30 is not a recommended route for trucks because "[t]hat route would also require travel through Chambersburg, PA, which is generally congested." Fully explain the basis of this statement and provide all Documents relied upon by Mr. Rickard in forming this opinion.

LAU-IP-II-12

Please reference Mr. Rickard's statement on page 11, lines 16-17 of Indicated Parties Statement No. 4 that "A typical tanker truck can transport approximately 8,500 gallons of gasoline and remain within weight limitations."

- (a) Define the term "typical tanker truck" as it is used in this statement.
- (b) Fully explain the basis of this statement and provide all Documents relied upon by Mr. Rickard to support this statement.

LAU-IP-II-13

Please reference Mr. Rickard's statement on page 11, lines 17-18 of Indicated Parties Statement No. 4 that "[t]he same tanker truck can transport approximately 7,500 gallons of diesel fuel (a heavier liquid) and remain within weight limitations."

- (a) Confirm whether "the same tank truck" is in reference to "a typical tanker truck" as defined in Mr. Rickard's response to LAU-IP-II-12(a).
- (b) Fully explain the basis of this statement and provide all Documents relied upon by Mr. Rickard to support this statement.

LAU-IP-II-14

Please reference the question and answer beginning on page 12, line 1 of Indicated Parties Statement No. 4.

- (a) Please state whether the "additional 202 tanker truck trips per day" provided on lines 9-10 is a daily average.
- (b) Explain and provide Mr. Rickard's computation of the "additional 202 tanker truck trips per day" provided on lines 9-10.
- (c) Please state whether the "447 tanker trucks [sic] trips per day" provided on line 10 is a daily average.
- (d) Explain and provide Mr. Rickard's computation of the "447 tanker trucks [sic] trips per day" provided on line 10.

LAU-IP-II-15

Please reference the question and answer beginning on page 12, line 13 of Indicated Parties Statement No. 4.

- (a) Please state whether the "17 tanker truck trips per day" provided on page 13, line 2 is a daily average.
- (b) Explain and provide Mr. Rickard's computation of the "17 tanker truck trips per day" provided on page 13, line 2.
- (c) Please state whether the "90 tanker truck trips per day" provided on page 13, line 3 is a daily average.
- (d) Explain and provide Mr. Rickard's computation of the "90 tanker truck trips per day" provided on page 13, line 3

LAU-IP-II-16

Please reference the question and answer beginning on page 14, line 1 of Indicated Parties Statement No. 4.

- (a) With respect to Mr. Rickard's familiarity with the "Northern Route" from Altoona to Pittsburgh, please provide the following information:
  - (i) The number of trips per month that Mr. Rickard has made over this route from January 1, 2016 to June 30, 2017;
  - (ii) The type of vehicle that Mr. Rickard drove or rode in for each such trip;
  - (iii) The duration of each such trip;
  - (iv) The start time of each such trip (to the nearest hour);
  - (v) The end time of each such trip (to the nearest hour);
  - (vi) A general description of the road conditions during each such trip. To the extent that Mr. Rickard cannot recall the road conditions of each trip, please state that he cannot recall those conditions.
  - (vii) A general description of the traffic conditions during each such trip. To the extent that Mr. Rickard cannot recall the traffic conditions of each trip, please state that he cannot recall those conditions; and
  - (viii) A general description of the weather conditions during each such trip. To the extent that Mr. Rickard cannot recall the weather conditions of each trip, please state that he cannot recall those conditions.
- (b) To the extent that Mr. Rickard has not travelled the Northern Route from Altoona to Pittsburgh from January 1, 2016 to June 30, 2017, please state that he has not travelled this route during this time period.

LAU-IP-II-17

Please reference the question and answer beginning on page 14, line 9 of Indicated Parties Statement No. 4.

- (a) With respect to Mr. Rickard's familiarity with the "Southern Route" from Altoona to Pittsburgh, please provide the following information:
  - (i) The number of trips per month that Mr. Rickard has made over this route from January 1, 2016 to June 30, 2017;

- (ii) The type of vehicle that Mr. Rickard drove or rode in for each such trip;
  - (iii) The duration of each such trip;
  - (iv) The start time of each such trip (to the nearest hour);
  - (v) The end time of each such trip (to the nearest hour);
  - (vi) A general description of the road conditions during each such trip. To the extent that Mr. Rickard cannot recall the road conditions of each trip, please state that he cannot recall those conditions.
  - (vii) A general description of the traffic conditions during each such trip. To the extent that Mr. Rickard cannot recall the traffic conditions of each trip, please state that he cannot recall those conditions; and
  - (viii) A general description of the weather conditions during each such trip. To the extent that Mr. Rickard cannot recall the weather conditions of each trip, please state that he cannot recall those conditions.
- (b) To the extent that Mr. Rickard has not travelled the Southern Route from Altoona to Pittsburgh from January 1, 2016 to June 30, 2017, please state that he has not travelled this route during this time period.

LAU-IP-II-18

Please reference the question and answer beginning on page 14, line 16 of Indicated Parties Statement No. 4.

- (a) With respect to Mr. Rickard's familiarity with the "Northern Route" from Altoona to Harrisburg, including, please provide the following information:
- (i) The number of trips per month that Mr. Rickard has made over this route from January 1, 2016 to June 30, 2017;
  - (ii) The type of vehicle that Mr. Rickard drove or rode in for each such trip;
  - (iii) The duration of each such trip;
  - (iv) The start time of each such trip (to the nearest hour);
  - (v) The end time of each such trip (to the nearest hour);



- (vi) A general description of the road conditions during each such trip. To the extent that Mr. Rickard cannot recall the road conditions of each trip, please state that he cannot recall those conditions.
  - (vii) A general description of the traffic conditions during each such trip. To the extent that Mr. Rickard cannot recall the traffic conditions of each trip, please state that he cannot recall those conditions; and
  - (viii) A general description of the weather conditions during each such trip. To the extent that Mr. Rickard cannot recall the weather conditions of each trip, please state that he cannot recall those conditions.
- (b) To the extent that Mr. Rickard has not travelled the Northern Route from Altoona to Harrisburg from January 1, 2016 to June 30, 2017, please state that he has not travelled this route during this time period.

LAU-IP-II-19

Please reference the question and answer beginning on page 15, line 1 of Indicated Parties Statement No. 4.

- (a) With respect to Mr. Rickard's familiarity with the "Southern Route" from Altoona to Harrisburg, including, please provide the following information:
- (i) The number of trips per month that Mr. Rickard has made over this route from January 1, 2016 to June 30, 2017;
  - (ii) The type of vehicle that Mr. Rickard drove or rode in for each such trip;
  - (iii) The duration of each such trip;
  - (iv) The start time of each such trip (to the nearest hour);
  - (v) The end time of each such trip (to the nearest hour);
  - (vi) A general description of the road conditions during each such trip. To the extent that Mr. Rickard cannot recall the road conditions of each trip, please state that he cannot recall those conditions.
  - (vii) A general description of the traffic conditions during each such trip. To the extent that Mr. Rickard cannot recall the traffic conditions of each trip, please state that he cannot recall those conditions; and
  - (viii) A general description of the weather conditions during each such trip. To the extent that Mr. Rickard cannot recall the weather

conditions of each trip, please state that he cannot recall those conditions.

- (b) To the extent that Mr. Rickard has not travelled the Southern Route from Altoona to Harrisburg from January 1, 2016 to June 30, 2017, please state that he has not travelled this route between January 1, 2016 to June 30, 2017.

LAU-IP-II-20

Please reference Mr. Rickard's statement on page 15, lines 10-13 of Indicated Parties Statement No. 4.

- (a) Please identify the segment of Interstate 81 referenced in this statement.
- (b) Please state the approximate number of times Mr. Rickard "personally patrolled" the segment of Interstate 81 identified in subpart (a) in the 1970s.
- (c) With respect to Mr. Rickard's familiarity with the segment of Interstate 81 identified in subpart (a), please provide the following information:
  - (i) The number of trips per month that Mr. Rickard has made over this route from January 1, 2016 to June 30, 2017;
  - (ii) The type of vehicle that Mr. Rickard drove or rode in for each such trip;
  - (iii) The duration of each such trip;
  - (iv) The start time of each such trip (to the nearest hour);
  - (v) The end time of each such trip (to the nearest hour);
  - (vi) A general description of the road conditions during each such trip. To the extent that Mr. Rickard cannot recall the road conditions of each trip, please state that he cannot recall those conditions.
  - (vii) A general description of the traffic conditions during each such trip. To the extent that Mr. Rickard cannot recall the traffic conditions of each trip, please state that he cannot recall those conditions; and
  - (viii) A general description of the weather conditions during each such trip. To the extent that Mr. Rickard cannot recall the weather conditions of each trip, please state that he cannot recall those conditions.

- (d) To the extent that Mr. Rickard has not travelled the segment of Interstate 81 identified in subpart (a) from January 1, 2016 to June 30, 2017, please state that he has not travelled this route during this time period.

LAU-IP-II-21

Please reference Mr. Rickard's statement on page 15, lines 11-13 of Indicated Parties Statement No. 4.

- (a) Please define the term "increased dramatically" as it is used in that statement.
- (b) Fully explain the basis of Mr. Rickard's statement that "[t]he amount of traffic and the number of accidents on Interstate 81 have increased dramatically," and provide all Documents relied upon by Mr. Rickard in making this statement.
- (c) Fully explain the basis of Mr. Rickard's statement that "many of those accidents involve commercial tanker trucks," and provide all Documents relied upon by Mr. Rickard in making this statement.

LAU-IP-II-22

Please reference Mr. Rickard's statement on page 15, lines 15-19 of Indicated Parties Statement No. 4.

- (a) Please provide the number of traffic lights in Chambersburg, PA that a tanker truck taking the referenced Interstate 99 to Interstate 81 via US 30 route from Altoona to Harrisburg would be required to travel through.
- (b) Please provide the average amount of time each traffic light identified in subpart (a) would add to the duration of a tanker truck trip on the referenced Interstate 99 to Interstate 81 via US 30 route from Altoona to Harrisburg.
- (c) Please provide the number of overpasses in Chambersburg, PA that a tanker truck taking the referenced Interstate 99 to Interstate 81 via US 30 route from Altoona to Harrisburg would be required to travel under.
- (d) Please provide the average amount of time each overpass identified in subpart (c) would add to the duration of a tanker truck trip on the referenced Interstate 99 to Interstate 81 via US 30 route from Altoona to Harrisburg.
- (e) Please provide the number of railroad crossing in Chambersburg, PA that a tanker truck taking the referenced Interstate 99 to Interstate 81 via US 30 route from Altoona to Harrisburg would be required to travel through.

- (f) Please provide the average amount of time each railroad crossing identified in subpart (e) would add to the duration of a tanker truck trip on the referenced Interstate 99 to Interstate 81 via US 30 route from Altoona to Harrisburg.

LAU-IP-II-23

Please reference Mr. Rickard's statement on page 15, lines 15-19 of Indicated Parties Statement No. 4.

- (a) Please identify the number of unnecessary vehicles that a tanker truck taking the referenced Interstate 99 to Interstate 81 via US 30 route from Altoona to Harrisburg would be exposed to by traveling through Chambersburg, PA.
- (b) Please identify the number of unnecessary impediments that a tanker truck taking the referenced Interstate 99 to Interstate 81 via US 30 route from Altoona to Harrisburg would be exposed to by traveling through Chambersburg, PA

LAU-IP-II-24

Please reference the question and answer beginning on page 15, line 20 of Indicated Parties Statement No. 4.

- (a) Are the "safety concerns" referenced on page 16, line 4 the same as "those concerns" referenced on page 16, line 6?
- (b) If the answer to subpart (a) is yes, then:
  - (i) State whether it is Mr. Rickard's opinion that increased vehicular traffic increases the number of "disabled vehicles." Fully explain this opinion, and provide all Documents relied upon by Mr. Rickard in support of this opinion.
  - (ii) State whether it is Mr. Rickard's opinion that increased vehicular traffic increases the number of "temporary construction zones." Fully explain this opinion, and provide all Documents relied upon by Mr. Rickard in support of this opinion.
  - (iii) State whether it is Mr. Rickard's opinion that increased vehicular traffic increases the amount of "construction traffic." Fully explain this opinion, and provide all Documents relied upon by Mr. Rickard in support of this opinion.
- (c) If the answer to subpart (a) is no, then:
  - (i) Define the term "safety concerns."

(ii) Explain what Mr. Rickard means by “those concerns.”

LAU-IP-II-25

Please provide a copy of the Pennsylvania Department of Transportation’s 2016 Pennsylvania Crash Facts and Statistics report referenced on page 16 of Indicated Parties Statement No. 4.

LAU-IP-II-26

Please reference Mr. Rickard’s statement on page 17, lines 1-2 of Indicated Parties Statement No. 4.

- (a) Fully explain Mr. Rickard’s basis for this statement.
- (b) Provide all Documents relied upon by Mr. Rickard in making this statement.

LAU-IP-II-27

Please reference the question and answer beginning on page 17, line 3 of Indicated Parties Statement No. 4.

- (a) Please state whether Mr. Rickard uses the term “heavy truck accidents” on line 8 interchangeably with the term “heavy truck crashes” on line 9.
- (b) If the terms are not interchangeable, please separately define each term.

LAU-IP-II-28

Please reference the question and answer beginning on page 17, line 3 of Indicated Parties Statement No. 4.

- (a) If Mr. Rickard uses the term “heavy truck accidents” on line 8 interchangeably with the term “heavy truck crashes” on line 9, provide the annual number of additional heavy truck accidents/crashes that Mr. Rickard would expect to result from the reversal. Provide a breakdown of this figure by:
  - (i) Additional accidents/crashes on interstate highways;
  - (ii) Additional accidents/crashes on the Pennsylvania turnpike; and
  - (iii) Additional accidents/crashes on local roads.
- (b) Fully explain the basis for the number of additional heavy truck accidents/crashes provided in subpart (a).

- (c) Provide all analyses, studies, reports and Documents created or relied upon by Mr. Rickard to calculate the number of additional heavy truck accidents/crashes provided in subpart (a). To the extent that no such analyses, studies, reports and/or Documents exist, please state that they do not exist.

LAU-IP-II-29

Please reference the question and answer beginning on page 17, line 3 of Indicated Parties Statement No. 4. If Mr. Rickard does not use term “heavy truck accidents” on line 8 interchangeably with the term “heavy truck crashes” on line 9, provide individually the information requested in LAU-IP-II-28(a) – (c) for: (1) the annual number of additional heavy truck accidents; (2) and the annual number of additional heavy truck crashes that Mr. Rickard would expect to result from the reversal.

LAU-IP-II-30

Please reference the question and answer beginning on page 17, line 3 of Indicated Parties Statement No. 4.

- (a) Provide the annual increase in the percentage of crashes that involve serious injuries and/or fatalities that Mr. Rickard expects to result from the reversal. Provide a breakdown of this figure by:
  - (i) Increased percentage of crashes that involve serious injuries and/or fatalities on interstate highways;
  - (ii) Increased percentage of crashes that involve serious injuries and/or fatalities on the Pennsylvania turnpike; and
  - (iii) Increased percentage of crashes that involve serious injuries and/or fatalities on local roads.
- (b) Fully explain the basis for increased percentage of crashes that involve serious injuries and/or fatalities provided in subpart (a).
- (c) Provide all analyses, studies, reports and Documents created or relied upon by Mr. Rickard to calculate the increased percentage of crashes that involve serious injuries and/or fatalities provided in subpart (a). To the extent that no such analyses, studies, reports and/or Documents exist, please state that they do not exist.

LAU-IP-II-31

Please reference the question and answer beginning on page 20, line 18 of Indicated Parties Statement No. 4. Please provide all analyses, studies, reports and Documents relied upon by Mr. Rickard in answering this question. To the

extent that no such analyses, studies, reports and/or Documents exist, please state that they do not exist.

LAU-IP-II-32

Please reference the sources cited in footnote 10 on page 21 of Indicated Parties Statement No. 4.

- (a) Provide a copy of the TruckingInfo.com, 7/4/17, State of Trucking for 2017: The Driver Shortage report.
- (b) Provide a copy of the Cerasis.com, 5/3/16, The Current State of the Driver Shortage in 2016 report.
- (c) Provide a copy of the Roadscholar.com, 2016, Investigative Report: 2016 Trucking Industry Forecast/Expectations

LAU-IP-II-33

Please reference the question and answer beginning on page 21, line 4 of Indicated Parties Statement No. 4.

- (a) Other than the sources listed in footnote 10, did Mr. Rickard rely upon and/or prepare any analyses, studies, reports and/or Documents to support his answer?
- (b) To the extent that Mr. Rickard identifies any additional analyses, studies, reports and/or Documents in subpart(a), please provide a copy of each.

LAU-IP-II-34

Please reference the question and answer beginning on page 21, line 16 of Indicated Parties Statement No. 4.

- (a) Are the “sudden and unexpected emergencies” referenced on page 21, line 17 the same as “those emergencies” referenced on page 16, lines 18-19?
- (b) If the answer to subpart (a) is yes, then:
  - (i) State whether it is Mr. Rickard’s opinion that “traffic lane closures” are not generally preceded by signs, postings and/or road markings that notify drivers of the traffic closure in advance of the traffic lane closure.
  - (ii) State whether it is Mr. Rickard’s opinion that “required merges” are not generally preceded by signs, postings and/or road markings that notify drivers of the required merge in advance of the required merge.

(iii) Fully explain the basis of Mr. Rickard's opinion that traffic lane closures and required merges are "sudden and unexpected emergencies." Please provide all analyses, studies, reports and Documents relied upon by Mr. Rickard to support his opinion.

(c) If the answer to subpart (a) is no, then:

(iv) Define the term "sudden and unexpected emergencies."

(v) Explain what Mr. Rickard means by "those emergencies."

LAU-IP-II-35

Please reference the question and answer beginning on page 21, line 16 of Indicated Parties Statement No. 4.

(a) Quantify the increase to the "risk of death" referenced by Mr. Rickard on page 22, lines 6-8.

(b) Provide all analyses, studies, reports and Documents created or relied upon by Mr. Rickard to support the figure in subpart (a). To the extent that no such analyses, studies, reports and/or Documents exist, please state that they do not exist.

LAU-IP-II-36

Please reference the term "very populated areas" used on page 22, line 9 of Indicated Parties Statement No. 4.

(a) Please define the term "very populated areas."

(b) Fully explain the basis for the definition provided in subpart (a) and provide all Documents relied upon by Mr. Rickard in support of that definition.

(c) Identify the "very populated areas," as defined in subpart (a), which are located on the following routes offered by Mr. Rickard:

(i) The Northern Route from Altoona to Pittsburgh;

(ii) The Southern Route from Altoona to Pittsburgh;

(iii) The Northern Route from Altoona to Harrisburg; and

(iv) The Southern Route from Altoona to Harrisburg.



LAU-IP-II-37

Please reference Mr. Rickards's statement on page 22, lines 11-12 of Indicated Parties Statement No. 4.

- (a) Provide the percentage of accidents involving tanker trucks transporting hazardous materials in bulk that have resulted in spills, which occurred in Pennsylvania during calendar year 2016.
- (b) Provide the percentage of accidents involving tanker trucks transporting petroleum products in bulk that have resulted in spills, which occurred in Pennsylvania during calendar year 2016.

LAU-IP-II-38

Please reference Mr. Rickard's statement on page 22, lines 12-14 of Indicated Parties Statement No. 4.

- (a) Did Mr. Rickard prepare any analyses, studies, reports and/or Documents quantifying the clean-up costs associated with spills resulting from accidents involving tanker trucks transporting hazardous materials in bulk?
- (b) Did Mr. Rickard prepare any analyses, studies, reports and/or Documents quantifying the waste disposal costs associated with spills resulting from accidents involving tanker trucks transporting hazardous materials in bulk?
- (c) Did Mr. Rickard prepare any analyses, studies, reports and/or Documents quantifying the "inconvenience" to motorists and/or residents when highways are closed due to spills resulting from accidents involving tanker trucks transporting hazardous materials in bulk?
- (d) Did Mr. Rickard prepare any analyses, studies, reports and/or Documents quantifying the "inconvenience" to residents are required to relocate due to spills resulting from accidents involving tanker trucks transporting hazardous materials in bulk?

# 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               | : |                           |
|  | : |                           |
| Pipeline Capacity Agreement Between          | : |                           |
| Laurel Pipe Line Company, L.P. and           | : | Docket No. G-2017-2587567 |
| Buckeye Pipe Line Company, L.P.              | : |                           |

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**OBJECTIONS OF THE INDICATED PARTIES TO INTERROGATORIES  
AND REQUESTS FOR PRODUCTION OF DOCUMENTS  
PROPOUNDED BY LAUREL PIPE LINE COMPANY, L.P. – SET II**

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Pursuant to 52 Pa. Code §§ 5.342(c) and (e), the Indicated Parties<sup>1</sup> hereby object to Interrogatories and Requests for Production of Documents Propounded by Laurel Pipe Line Company, L.P. (“Laurel”) on the Indicated Parties – Set II on July 21, 2017 (“Discovery Requests”) in connection with the 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 (“Application”). The Discovery Requests are directed at the Direct Testimony of Steven W. Rickard, which was produced by the Indicated Parties on July 14, 2017.

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<sup>1</sup> Gulf Operating, LLC, Philadelphia Energy Solutions Refining & Marketing, LLC, Sheetz, Inc., Monroe Energy, LLC, and Giant Eagle, Inc., collectively filed the testimony of four witnesses in this proceeding as the “Indicated Parties.”

**SPECIFIC OBJECTIONS TO**  
**INTERROGATORIES, REQUESTS FOR PRODUCTION OF DOCUMENTS**  
**AND REQUESTS FOR ADMISSION – SET II**

**LAU-IP-II-16**

Please reference the question and answer beginning on page 14, line 1 of Indicated Parties Statement No. 4.

- (a) With respect to Mr. Rickard's familiarity with the "Northern Route" from Altoona to Pittsburgh, please provide the following information:
  - (i) The number of trips per month that Mr. Rickard has made over this route from January 1, 2016 to June 30, 2017;
  - (ii) The type of vehicle that Mr. Rickard drove or rode in for each such trip;
  - (iii) The duration of each such trip;
  - (iv) The start time of each such trip (to the nearest hour);
  - (v) The end time of each such trip (to the nearest hour);
  - (vi) A general description of the road conditions during each such trip. To the extent that Mr. Rickard cannot recall the road conditions of each trip, please state that he cannot recall those conditions.
  - (vii) A general description of the traffic conditions during each such trip. To the extent that Mr. Rickard cannot recall the traffic conditions of each trip, please state that he cannot recall those conditions; and
  - (viii) A general description of the weather conditions during each such trip. To the extent that Mr. Rickard cannot recall the weather conditions of each trip, please state that he cannot recall those conditions.
- (b) To the extent that Mr. Rickard has not travelled the Northern Route from Altoona to Pittsburgh from January 1, 2016 to June 30, 2017, please state that he has not travelled this route during this time period.

**Objection to LAU-IP-II-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 or expense on a person and Section 5.361(a)(4) prohibits discovery into matters that would require a person to make an unreasonable investigation. The Indicated Parties object to this Request as stated because it imposes an unreasonable burden and requires an unreasonable investigation. The level of granular detail sought by this Request, such as the duration, start time, end time, road conditions, traffic conditions, and weather conditions related to any specific trips completed by Mr. Rickard on this route from January 1, 2016 – June 30, 2017, would require an unreasonable burden and investigation into details that have no bearing on the observations in Mr. Rickard's direct testimony.

Subject to the foregoing objections, the Indicated Parties will respond to this Request with details regarding the date, time of day, and general circumstances surrounding Mr. Rickard's trip(s) on the described route(s) in preparation for his direct testimony. In addition, the Indicated Parties will provide reasonable details regarding Mr. Rickard's trip(s) on the described route(s) since January 2016 sufficient to establish Mr. Rickard's familiarity with the described route(s) and basis for his opinions, including the approximate number of such trip(s) and the general circumstances of such trip(s).

**LAU-IP-II-17**

Please reference the question and answer beginning on page 14, line 9 of Indicated Parties Statement No. 4.

- (a) With respect to Mr. Rickard's familiarity with the "Southern Route" from Altoona to Pittsburgh, please provide the following information:
  - (i) The number of trips per month that Mr. Rickard has made over this route from January 1, 2016 to June 30, 2017;
  - (ii) The type of vehicle that Mr. Rickard drove or rode in for each such trip;
  - (iii) The duration of each such trip;
  - (iv) The start time of each such trip (to the nearest hour);
  - (v) The end time of each such trip (to the nearest hour);
  - (vi) A general description of the road conditions during each such trip. To the extent that Mr. Rickard cannot recall the road conditions of each trip, please state that he cannot recall those conditions.
  - (vii) A general description of the traffic conditions during each such trip. To the extent that Mr. Rickard cannot recall the traffic conditions of each trip, please state that he cannot recall those conditions; and
  - (viii) A general description of the weather conditions during each such trip. To the extent that Mr. Rickard cannot recall the weather conditions of each trip, please state that he cannot recall those conditions.
- (b) To the extent that Mr. Rickard has not travelled the Southern Route from Altoona to Pittsburgh from January 1, 2016 to June 30, 2017, please state that he has not travelled this route during this time period.

**Objection to LAU-IP-II-17**

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 or expense on a person and Section 5.361(a)(4) prohibits discovery into matters that would require a person to make an unreasonable investigation. The Indicated Parties object to this Request as stated because it

imposes an unreasonable burden and requires an unreasonable investigation. The level of granular detail sought by this Request, such as the duration, start time, end time, road conditions, traffic conditions, and weather conditions related to any specific trips completed by Mr. Rickard on this route from January 1, 2016 – June 30, 2017, would require an unreasonable burden and investigation into details that have no bearing on the observations in Mr. Rickard's direct testimony.

Subject to the foregoing objections, the Indicated Parties will respond to this Request with details regarding the date, time of day, and general circumstances surrounding Mr. Rickard's trip(s) on the described route(s) in preparation for his testimony. In addition, the Indicated Parties will provide reasonable details regarding Mr. Rickard's trip(s) on the described route(s) since January 2016 sufficient to establish Mr. Rickard's familiarity with the described route(s) and basis for his opinions, including the approximate number of such trip(s) and the general circumstances of such trip(s).

**LAU-IP-II-18**

Please reference the question and answer beginning on page 14, line 16 of Indicated Parties Statement No. 4.

- (a) With respect to Mr. Rickard's familiarity with the "Northern Route" from Altoona to Harrisburg, including, please provide the following information:
  - (i) The number of trips per month that Mr. Rickard has made over this route from January 1, 2016 to June 30, 2017;
  - (ii) The type of vehicle that Mr. Rickard drove or rode in for each such trip;
  - (iii) The duration of each such trip;
  - (iv) The start time of each such trip (to the nearest hour);
  - (v) The end time of each such trip (to the nearest hour);
  - (vi) A general description of the road conditions during each such trip. To the extent that Mr. Rickard cannot recall the road conditions of each trip, please state that he cannot recall those conditions.
  - (vii) A general description of the traffic conditions during each such trip. To the extent that Mr. Rickard cannot recall the traffic conditions of each trip, please state that he cannot recall those conditions; and
  - (viii) A general description of the weather conditions during each such trip. To the extent that Mr. Rickard cannot recall the weather conditions of each trip, please state that he cannot recall those conditions.
- (b) To the extent that Mr. Rickard has not travelled the Northern Route from Altoona to Harrisburg from January 1, 2016 to June 30, 2017, please state that he has not travelled this route during this time period.

**Objection to LAU-IP-II-18**

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 or expense on a person and Section 5.361(a)(4) prohibits discovery into matters that would require a person to make an unreasonable investigation. The Indicated Parties object to this Request as stated because it



imposes an unreasonable burden and requires an unreasonable investigation. The level of granular detail sought by this Request, such as the duration, start time, end time, road conditions, traffic conditions, and weather conditions related to any specific trips completed by Mr. Rickard on this route from January 1, 2016 – June 30, 2017, would require an unreasonable burden and investigation into details that have no bearing on the observations in Mr. Rickard's direct testimony.

Subject to the foregoing objections, the Indicated Parties will respond to this Request with details regarding the date, time of day, and general circumstances surrounding Mr. Rickard's trip(s) on the described route(s) in preparation for his testimony. In addition, the Indicated Parties will provide reasonable details regarding Mr. Rickard's trip(s) on the described route(s) since January 2016 sufficient to establish Mr. Rickard's familiarity with the described route(s) and basis for his opinions, including the approximate number of such trip(s) and the general circumstances of such trip(s).

**LAU-IP-II-19**

Please reference the question and answer beginning on page 15, line 1 of Indicated Parties Statement No. 4.

- (a) With respect to Mr. Rickard's familiarity with the "Southern Route" from Altoona to Harrisburg, including, please provide the following information:
  - (i) The number of trips per month that Mr. Rickard has made over this route from January 1, 2016 to June 30, 2017;
  - (ii) The type of vehicle that Mr. Rickard drove or rode in for each such trip;
  - (iii) The duration of each such trip;
  - (iv) The start time of each such trip (to the nearest hour);
  - (v) The end time of each such trip (to the nearest hour);
  - (vi) A general description of the road conditions during each such trip. To the extent that Mr. Rickard cannot recall the road conditions of each trip, please state that he cannot recall those conditions.
  - (vii) A general description of the traffic conditions during each such trip. To the extent that Mr. Rickard cannot recall the traffic conditions of each trip, please state that he cannot recall those conditions; and
  - (viii) A general description of the weather conditions during each such trip. To the extent that Mr. Rickard cannot recall the weather conditions of each trip, please state that he cannot recall those conditions.
  
- (b) To the extent that Mr. Rickard has not travelled the Southern Route from Altoona to Harrisburg from January 1, 2016 to June 30, 2017, please state that he has not travelled this route between January 1, 2016 to June 30, 2017.

**Objection to LAU-IP-II-19**

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 or expense on a person and Section 5.361(a)(4) prohibits discovery into matters that would require a person to make an

unreasonable investigation. The Indicated Parties object to this Request as stated because it imposes an unreasonable burden and requires an unreasonable investigation. The level of granular detail sought by this Request, such as the duration, start time, end time, road conditions, traffic conditions, and weather conditions related to any specific trips completed by Mr. Rickard on this route from January 1, 2016 – June 30, 2017, would require an unreasonable burden and investigation into details that have no bearing on the observations in Mr. Rickard's direct testimony.

Subject to the foregoing objections, the Indicated Parties will respond to this Request with details regarding the date, time of day, and general circumstances surrounding Mr. Rickard's trip(s) on the described route(s) in preparation for his testimony. In addition, the Indicated Parties will provide reasonable details regarding Mr. Rickard's trip(s) on the described route(s) since January 2016 sufficient to establish Mr. Rickard's familiarity with the described route(s) and basis for his opinions, including the approximate number of such trip(s) and the general circumstances of such trip(s).

LAU-IP-II-20

Please reference Mr. Rickard's statement on page 15, lines 10-13 of Indicated Parties Statement No. 4.

- (a) Please identify the segment of Interstate 81 referenced in this statement.
- (b) Please state the approximate number of times Mr. Rickard "personally patrolled" the segment of Interstate 81 identified in subpart (a) in the 1970s.
- (c) With respect to Mr. Rickard's familiarity with the segment of Interstate 81 identified in subpart (a), please provide the following information:
  - (i) The number of trips per month that Mr. Rickard has made over this route from January 1, 2016 to June 30, 2017;
  - (ii) The type of vehicle that Mr. Rickard drove or rode in for each such trip;
  - (iii) The duration of each such trip;
  - (iv) The start time of each such trip (to the nearest hour);
  - (v) The end time of each such trip (to the nearest hour);
  - (vi) A general description of the road conditions during each such trip. To the extent that Mr. Rickard cannot recall the road conditions of each trip, please state that he cannot recall those conditions.
  - (vii) A general description of the traffic conditions during each such trip. To the extent that Mr. Rickard cannot recall the traffic conditions of each trip, please state that he cannot recall those conditions; and
  - (viii) A general description of the weather conditions during each such trip. To the extent that Mr. Rickard cannot recall the weather conditions of each trip, please state that he cannot recall those conditions.
- (d) To the extent that Mr. Rickard has not travelled the segment of Interstate 81 identified in subpart (a) from January 1, 2016 to June 30, 2017, please state that he has not travelled this route during this time period.

**Objection to LAU-IP-II-20**

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 or expense on a person and Section 5.361(a)(4) prohibits discovery into matters that would require a person to make an unreasonable investigation. The Indicated Parties object to this Request as stated because it imposes an unreasonable burden and requires an unreasonable investigation. The level of granular detail sought by this Request, including the number of times Mr. Rickard patrolled a particular segment on Route 81 during the 1970s as a police officer and the duration, start time, end time, road conditions, traffic conditions, and weather conditions related to any specific trips completed by Mr. Rickard on such segment of Route 81 from January 1, 2016 – June 30, 2017, would require an unreasonable burden and investigation into details that have no bearing on the observations in Mr. Rickard's direct testimony.

Subject to the foregoing objections, the Indicated Parties will respond to this Request with details regarding the date, time of day, and general circumstances surrounding Mr. Rickard's trip(s) on the described route(s) in preparation for his testimony. In addition, the Indicated Parties will provide reasonable details regarding Mr. Rickard's trip(s) on the described route(s) since January 2016 sufficient to establish Mr. Rickard's familiarity with the described route(s) and basis for his opinions, including the approximate number of such trip(s) and the general circumstances of such trip(s).

**LAU-IP-II-23**

Please reference Mr. Rickard's statement on page 15, lines 15-19 of Indicated Parties Statement No. 4.

- (a) Please identify the number of unnecessary vehicles that a tanker truck taking the referenced Interstate 99 to Interstate 81 via US 30 route from Altoona to Harrisburg would be exposed to by traveling through Chambersburg, PA.
- (b) Please identify the number of unnecessary impediments that a tanker truck taking the referenced Interstate 99 to Interstate 81 via US 30 route from Altoona to Harrisburg would be exposed to by traveling through Chambersburg, PA

**Objection to LAU-IP-II-23**

The Indicated Parties object to this Request because it mischaracterizes Mr. Rickard's testimony and is argumentative. The Indicated Parties object to this Request as unduly burdensome to the extent it would require Mr. Rickard to perform calculations and/or offer opinions that exceed the scope of his direct testimony. Responding to this request would require Mr. Rickard to count every vehicle and/or impediment that a tanker might encounter at unidentified times on the road in the area of Chambersburg, an impractical and unreasonably burdensome mathematical exercise.

Respectfully submitted,



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*Sent on behalf of the Indicated Parties*

Dated: July 31, 2017