

January 10, 2018

**VIA HAND DELIVERY & ELECTRONIC MAIL**

Luly E. Massaro, Commission Clerk  
Rhode Island Public Utilities Commission  
89 Jefferson Boulevard  
Warwick, RI 02888

**RE: Docket 4719 - 2017 Gas Cost Recovery Filing**  
**Supplemental Responses to Division Data Requests – Set 3**

Dear Ms. Massaro:

Enclosed please find 10 copies of National Grid's<sup>1</sup> supplemental responses to the following requests in the third set of data requests issued by the Rhode Island Division of Public Utilities and Carriers (Division) in the above-referenced docket: Division 3-12, 3-13, 3-14, and 3-16.

This filing includes a Motion for Protective Treatment of Confidential Information in accordance with Rule 1.2(g) of the Public Utilities Commission's (PUC) Rules of Practice and Procedure and R.I. Gen. Laws § 38-2-2(4)(B). National Grid seeks protection from public disclosure of the confidential Attachment DIV 3-12-S in National Grid's supplemental response to data request Division 3-12. In compliance with Rule 1.2(g), National Grid has provided the PUC with one complete, unredacted copy of the confidential materials in a sealed envelope marked "**Contains Privileged and Confidential Materials – Do Not Release,**" and has included confidential and/or redacted copies of the materials for the public filing.

Thank you for your attention to this matter. If you have any questions, please contact me at 401-784-7415.

Very truly yours,



Robert J. Humm

Enclosures

cc: Docket 4719 Service List  
Leo Wold, Esq.  
Steve Scialabba, Division  
Al Mancini, Division  
Bruce Oliver, Division  
Tim Oliver, Division

---

<sup>1</sup> The Narragansett Electric Company d/b/a National Grid.



(RFP) process related to portable liquefied natural gas (LNG) equipment and services in Cumberland. As the information National Grid provided in the pre-filed direct testimony of Stephen P. Greco at Attachment SPG-1, as well as in Attachment DIV 3-12 in its initial response to data request 3-12, contained only an estimated cost proposal, National Grid is providing confidential Attachment DIV 3-12-S to update the information with the actual costs. By its terms, the agreement at Attachment DIV 3-12-S is entirely confidential and has not been made public. Thus, National Grid is seeking protective treatment concerning the confidential agreement.

In accordance with Rule 1.2(g)(3), National Grid has provided a redacted public version of its supplemental responses to Division Set 3, as well as an unredacted confidential version.

## **II. LEGAL STANDARD**

Rule 1.2(g) of the PUC's Rules of Practice and Procedure provides that access to public records shall be granted in accordance with the Access to Public Records Act (APRA), R.I. Gen. Laws § 38-2-1, *et seq.* Under APRA, all documents and materials submitted in connection with the transaction of official business by an agency is deemed to be a "public record," unless the information contained in such documents and materials falls within one of the exceptions specifically identified in R.I. Gen. Laws § 38-2-2(4). To the extent that information provided to the PUC falls within one of the designated exceptions to the public records law, the PUC has the authority under the terms of APRA to deem such information as confidential and to protect that information from public disclosure.

In that regard, R.I. Gen. Laws § 38-2-2(4)(B) provides that the following types of records shall not be deemed public:

Trade secrets and commercial or financial information obtained from a person, firm, or corporation which is of a privileged or confidential nature.

The Rhode Island Supreme Court has held that the determination as to whether this exemption applies requires the application of a two-pronged test set forth in *Providence Journal Company v. Convention Center Authority*, 774 A.2d 40 (R.I. 2001). The exemption applies where the disclosure of information would be likely either (1) to impair the Government's ability to obtain necessary information in the future; or (2) to cause substantial harm to the competitive position of the person from whom the information was obtained. *See Providence Journal*, 774 A.2d 40.

The first prong of the test assesses whether the information was provided voluntarily to the governmental agency. *Providence Journal*, 774 A.2d at 47. If the answer to the first question is affirmative, then the question becomes whether the information is "of a kind that would customarily not be released to the public by the person from whom it was obtained." *Id.*

### **III. BASIS FOR CONFIDENTIALITY**

Attachment DIV 3-12-S in National Grid's supplemental responses to Division Set 3 is, by its terms, a confidential agreement that has not been made public. Public disclosure of that agreement could impair National Grid's ability to enter into similar agreements in the future, which would cause substantial competitive harm. Accordingly, National Grid seeks protection of the confidential agreement at Attachment DIV 3-12-S.

### **IV. CONCLUSION**

For the foregoing reasons, National Grid respectfully requests that the PUC grant its Motion for Protective Treatment of Confidential Information.

Respectfully submitted,

**THE NARRAGANSETT ELECTRIC  
COMPANY d/b/a NATIONAL GRID**

By its attorney,



---

Robert J. Humm, Esq. (#7920)

National Grid

280 Melrose Street

Providence, RI 02907

(401) 784-7415

Dated: January 10, 2018

Division 3-12 – Supplemental

Request:

Re: the Supplemental Direct Testimony of National Grid Witness Greco, Attachment SPG-1. Please provide a complete copy of the “actual proposal” referenced in the Note at the bottom of the Attachment SPG-1.

Response:

Attachment DIV 3-12 provides the proposal referenced in the Note at the bottom of Attachment SPG-1 to the pre-filed direct testimony of Stephen P. Greco. The confidential proposal contains both one time and recurring costs. Please note that Attachment DIV 3-12 is an estimate only, subject to change through the Request for Proposal (RFP) bidding process. Attachment DIV 3-12 has been redacted to protect the name of the third-party who provided the estimate.

Supplemental Response:

Confidential Attachment DIV 3-12-S provides the actual cost information set forth in the fully executed contract with the successful bidder. As the information provided in the pre-filed direct testimony of Stephen P. Greco at Attachment SPG-1, as well as in Attachment DIV 3-12 in response to Division 3-12, included only an estimated cost proposal, the Company is providing confidential Attachment DIV 3-12-S to update the information with the actual costs.

The Narragansett Electric Company  
d/b/a National Grid  
RIPUC Docket No. 4719  
2017 Gas Cost Recovery Filing  
Responses to Division's Third Set of Data Requests  
Issued October 13, 2017

---

Attachment DIV 3-12-S

**REDACTED**

Division 3-13-Supplemental

Request:

Re: the Supplemental Direct Testimony of National Grid Witness Greco, Attachment SPG-1. For Item 1 in Attachment SPG-1, please provide a breakdown of the "Unit Cost" showing the costs included for:

- a. Steel braided flex hosing
- b. Piping manifold setup
- c. Flanges/connections
- d. The cost of each trailer independent of the items identified in parts a., b., and c., above.
- e. Explain whether "Piping manifold setup is a one-time cost or a cost that must be incurred each month for each trailer rented, and if it is a costs that must be incurred multiple times during a six month rental period, explain all factors to determine the frequency with which "piping manifold setup" costs must be incurred and the costs per setup.

Response:

- a.-d. The Company does not currently have a breakdown of costs for steel braided flex hosing, piping manifold setup, flanges/connections, and/or the cost of each trailer independent of the items identified in parts (a), (b), and (c) herein. The Company is currently in the process of evaluating bids received in response to a Request for Proposal (RFP) and will update this response and Attachment SPG-1 to the testimony of Stephen P. Greco as soon as its evaluation is complete.
- e. The piping manifold is a one-time cost that is included with the proposal to furnish portable LNG trailers. Upon finalization of a site plan, the Company will request ownership of the piping manifold such that this can become a onetime cost.

Supplemental Response:

- a.-d. The successful bidder did not provide detailed costs for steel braided flex housing, piping manifold setup, or flanged connections in its fully executed contract. As the information provided in the pre-filed direct testimony of Stephen P. Greco at Attachment SPG-1 included only an estimated cost proposal, the Company has provided confidential Attachment DIV 3-12-S to update the information with the actual costs.

Division 3-14-Supplemental

Request:

Re: the Supplemental Direct Testimony of National Grid Witness Greco, Attachment SPG-1.  
For Item 2 in Attachment SPG-1, please:

- a. Provide a breakdown of the composition of the \$77,000 "Unit Cost" cited, showing separately the costs included for:
  - i. Transportation (HAZMAT) of equipment to the site (from Texas).
  - ii. Transportation for cryogenic technicians.
  - iii. Transportation of service vehicles
  - iv. Labor to set-up equipment on site
  - v. Safety permitting & inspection
- b. Provide the qualifications required of the referenced "cryogenic technicians" and explain how the referenced "cryogenic technicians" differ from the "Field Service Technicians" referenced in Item 4.
- c. Identify the number of persons employed by National Grid in Rhode Island or neighboring states who qualify as "cryogenic technicians."

Response:

- a. The Company does not currently have a breakdown of the costs listed in Division 3-14(a). The Company is currently in the process of evaluating bids received in response to a Request for Proposal (RFP) and will update this response and Attachment SPG-1 to the pre-filed direct testimony of Stephen P. Greco as soon as its evaluation is complete.
- b. The terms "Field Service Technician" and "cryogenic technician" are interchangeable. Such technicians hold their liquefied natural gas (LNG)/compressed natural gas (CNG) licenses through the applicable regulatory agency in their home state.
- c. No National Grid personnel in Rhode Island or neighboring states qualify as "cryogenic technicians."

Division 3-14-Supplemental, page 2

Supplemental Response:

- a. All cost information available to the Company is provided in confidential Attachment DIV 3-12-S. As the information provided in the pre-filed direct testimony of Stephen P. Greco at Attachment SPG-1 included only an estimated cost proposal, the Company has provided confidential Attachment DIV 3-12-S to update the information with actual costs.

Division 3-16-Supplemental

Request:

Re: the Supplemental Direct Testimony of National Grid Witness Greco, Attachment SPG-1. Item 4 in Attachment SPG-1 references "2 *Field Service Technicians.*" With respect to those Field Service Technicians, please:

- a. Provide the qualifications required of the referenced "Field Service Technicians;"
- b. Provide the assumed "airfare cost," assumed destination, and frequency of travel;
- c. Provide the "per diem" rates used to compute costs for:
  - i. Lodging
  - ii. Meals
  - iii. All other items included in the "per month" costs.
- d. For the referenced on-site and standby labor, provide:
  - i. The qualifications for all personnel included in on-site labor;
  - ii. The qualifications for all personnel included in standby labor;
  - iii. The number of on-site personnel required;
  - iv. The number of standby personnel required;
  - v. The expected number of hours required for each classification of personnel referenced;
  - vi. The "per diem" rate and total cost "per month" for each classification of personnel required.

Response:

- a. Training and Qualifications:

National Grid will require the successful bidder to show documentation of training for its Field Service Technicians in accordance with the applicable requirements stated in National Fire Protection Association (NFPA) 59A Sections 5.9 and 14.9. This code outlines the qualifications required for portable liquefied natural gas (LNG) facilities and personnel training.

Division 3-16-Supplemental, page 2

- b. Assumed Airfare Costs:  
Travel costs for the Field Service Technicians can vary, as some companies have local personnel while others need to bring personnel in from other states. National Grid will have more information after completing its evaluations of the bids in response to the Request for Proposal (RFP).
- c. Per Diem Rates:  
Per diem rates for lodging and meals for crew, and all other per diem items, will vary based on the selected contractor, depending on location of travel of the technicians.
- d. On-site and Standby Labor requirements:
- i. Qualifications for all personnel included in on-site labor will require personnel to meet the requirements of NFPA 59A 5.9 and 14.9.
  - ii. Qualifications for all personnel included in standby labor will require personnel to meet the requirements of NFPA 59A 5.9 and 14.9.
  - iii. The Company estimates that the number of on-site personnel requirements will vary. For mobilization and demobilization, the Company anticipates a supervisor and two or three technicians, in addition to the existing plant personnel of National Grid. For operations, is the Company projects there will be two 12-hour shifts with one technician from the contractor, in addition to National Grid's normal operators of the plant.
  - iv. The number of standby personnel will consist of one standby contractor for a 12-hour shift, in addition to the normal National Grid personnel on standby as required during peak shaving season.
  - v. The Company expects 12-hour shift rotations of contractors, along with the normal National Grid personnel as required during the peak shaving season.
  - vi. The "per diem" rate and total cost "per month" for each classification of personnel required will vary depending on the rate of the bidders in response to the RFP. National Grid will have more information after completing its evaluation of the bids.

Division 3-16-Supplemental, page 3

Supplemental Response:

- b.-c. All cost information available to the Company is provided in confidential Attachment DIV 3-12-S. As the information provided in the pre-filed direct testimony of Stephen P. Greco at Attachment SPG-1 included only an estimated cost proposal, the Company has provided confidential Attachment DIV 3-12-S to update the information with actual costs.