

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. G-40, SUB 142

In the Matter of:

Frontier Natural Gas Company -
Violations of Title 49 Code of Federal
Regulations, Part 192, Subpart O

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**MOTION TO EXCUSE
APPEARANCE OF WITNESSES
AND ACCEPT TESTIMONY**

Frontier Natural Gas Company (Frontier) hereby moves the North Carolina Utilities Commission (Commission) for an order: (1) excusing the appearance of certain witnesses at the hearing scheduled in this proceeding for October 16, 2017; and (2) allowing the introduction of all prefiled testimony and exhibits into the record at such hearing without the appearance of witnesses. In support of this request, Frontier respectfully shows unto the Commission as follows:

1. On July 14, 2017, the Commission issued its Order Scheduling Show Cause Hearing which established discovery procedures, set testimony deadlines, and scheduled an evidentiary hearing for 2:00 p.m. on October 16, 2017.

2. On August 25, 2017, the Commission Pipeline Safety Staff (Commission Staff) filed the direct testimony and exhibits of John S. Hall, Harry C. Bryant, III, and Stephen P. Wood.

3. On October 4, 2017, Frontier filed the testimony and exhibits of Fred A. Steele, Rodney Myers, and Narinder (Mickey) Grewal.

4. There are no other parties to this proceeding.

5. On October 12, 2017, Frontier and the Commission Staff filed a Settlement Agreement resolving all issues between Commission Staff and Frontier in this docket (Settlement).

6. On October 12, 2017, Commission Staff filed the settlement testimony of Stephen P. Wood which discusses and explains the Settlement reached by Frontier and the Commission Staff in this proceeding.

7. Based upon a review of the prefiled testimony, and in light of the Settlement, there do not appear to be any matters in dispute between Commission Staff and Frontier in this proceeding.

8. Frontier and the Commission Staff agree that it is appropriate for Commission Staff witness Stephen P. Wood to be present at the hearing in order to discuss testimony related to the Settlement and to answer any Commission questions. However, the Parties have conferred with respect to the issues in this proceeding and have agreed: (a) to waive cross-examination of all other witnesses; (b) to consent to the introduction of all prefiled testimony and exhibits into the record in this proceeding; and (c) to jointly seek the excusal of all other witnesses from appearance at the hearing of this matter.

9. Frontier has consulted with Commission Staff regarding this motion and Frontier's undersigned counsel is authorized to represent to the Commission that Commission Staff joins in the request for relief set forth herein.

WHEREFORE, Frontier and the Commission Staff respectfully request that the Commission enter an order: (1) excusing the appearance of all witnesses except Stephen Wood at the hearing scheduled in this docket for October 16, 2017; and (2) accepting the prefiled testimony and exhibits of all witnesses into the record of this proceeding without requiring the appearance of any such witnesses.

Respectfully submitted, this the 12th day of October, 2017.

Frontier Natural Gas Company

/s/ James H. Jeffries IV
James H. Jeffries IV
Moore & Van Allen PLLC
100 North Tryon Street, Suite 4700
Charlotte, NC 28202-4003
Telephone: 704-331-1079
jimjeffries@mvalaw.com

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Oct 12 2017

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the attached is being served this date upon all of the parties to this docket electronically or by depositing a copy of the same in the United States Mail, First Class Postage Prepaid, at the addresses contained in the official service list in this proceeding.

This the 12th day of October, 2017.

/s/ Richard K. Goley
Richard K. Goley