

**BEFORE
THE OHIO POWER SITING BOARD**

In the Matter of the Application of Duke Energy)	
Ohio, Inc., for a Certificate of Environmental)	Case No. 16-0253-GA-BTX
Compatibility and Public Need for the C314V)	
Central Corridor Pipeline Extension Project)	

**AMENDED LIST OF ISSUES FOR CROSS-EXAMINATION BY NOPE -
NEIGHBORS OPPOSED TO PIPELINE EXTENSION, LLC**

Pursuant to the Administrative Law Judge's Entry of December 18, 2018, setting forth an amended procedural schedule, Neighbors Opposed to Pipeline Extension, LLC ("NOPE"), by and through its undersigned counsel, submits the following list of issues for cross-examination at the adjudicatory hearing scheduled to commence on April 9, 2019. The Entry set a deadline of March 22, 2019 for each party to file a list of issues citing specific concerns about which they may be interested in pursuing cross-examination of witnesses at the evidentiary hearing. Accordingly, NOPE submits the following list of issues about which it may be interested in pursuing during cross examination of witnesses at the evidentiary hearing:

1. Whether the Proposed C314V Pipeline Serves the Public Interest, Convenience, and Necessity, Including the Following Specific Issues:

- The claimed benefit to affected communities.
- The public opposition and public interest in the proposed pipeline.
- The public interest in the need to retire the propane-air plants.
- Whether there are currently or whether there are projected to be any significant outage or supply issues with current infrastructure.

- The necessity of retiring the propane-air plants and balancing system supply.
- The demand and projected demand for natural gas in the area.
- The costs of the proposed pipeline project on ratepayers.
- The costs of the proposed pipeline project compared to alternatives.
- Safety concerns stemming from the proposed pipeline project.
- Decreased property values and restrictions on property uses from the proposed pipeline project.
- Alternatives to the C314V pipeline that better serve the public interest, convenience and necessity.

2. Whether Duke Energy Ohio has Demonstrated the Basis of Need for the C314V Pipeline, Including:

- The claimed need to balance system supply.
- Any claimed Foster Station inadequacies.
- The potential failure of the Eastern Avenue and Erlanger Plants.
- Repairing or replacing the Eastern Avenue and Erlanger Plants.
- The need for the proposed pipeline in order to upgrade or perform maintenance on existing pipelines.
- Propane intolerant customers.
- Claimed outdated technology of the propane-air plants.
- Alternatives considered to retiring the propane-air plants and alternatives to balancing system supply.
- Assumptions used in predicting and modeling the need for the proposed pipeline.

- The need to better balance system supply.
- Whether the proposed pipeline project meets the need to better balance system supply compared to alternatives.
- Whether maintenance can be performed on existing lines without the proposed pipeline project.

3. Whether Duke Energy, Ohio and the Amended Staff Report Adequately

Considered Potential Impacts on Densely Populated Areas, Including:

- Safety issues, including leaks and/or accident issues considered from the proposed high-pressure natural gas pipeline in high consequence areas.
- Whether the pipeline is properly labeled as a distribution line and the safety consequences of not labeling the pipeline as a transmission line.
- Continued maintenance of the proposed pipeline.
- Impacts and potential impacts to residences and businesses along the proposed routes.
- Response to public grievances.
- The lack of response plans for leaks, explosions, and fires.
- Impacts on public services, such as fire and emergency response.

4. Whether the Proposed C314V Pipeline Represents the Minimum Adverse Environmental Impact, Considering the State of Available technology, and the Nature and Economics of the Various Alternatives, and Other Pertinent Considerations, Including:

- Whether the proposed pipeline will impact solid and hazardous waste mitigation and cleanup efforts.
- Water contamination of perennial streams from pipeline construction and operation.
- Staff and Duke's investigation into the propensity for sinkholes and landslides in the area.
- Open cut installation and drilling in and around wetlands and streams.
- Endangered species and other wildlife in the area.
- The minimum adverse environmental impact of all of the alternatives, including:
 - Alternatives to a pipeline to meet alleged needs such as replacing propane-air facilities, upgrading existing lines, adding compression, or considering an LNG peaking plant.
 - The Alternate Route vs. the Preferred Route.
 - Routes that were not adequately considered by Staff.
 - Whether existing infrastructure, or improvements to existing infrastructure can meet Duke Energy, Ohio's alleged needs.
 - Whether alternatives were considered on the basis of safety and community impact.

Because discovery is ongoing, Intervenor reserves the right to add more issues to this list as they are identified. Moreover, Intervenor reserves the right to cross examine any Staff witness or any Applicant witness on any issue raised in that witness' direct testimony and cross examination or rebuttal testimony.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on March 22, 2019 that the foregoing was filed through the Docketing Information System, and a copy of the foregoing was served on the following parties of record via electronic mail through the Board's docketing system.

By: /s/ James Yskamp
James Yskamp (0093095)

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in

Case No(s). 16-0253-GA-BTX

Summary: Notice Amended List of Issues for Cross-Examination by NOPE-Neighbors
Opposed to Pipeline Extension, LLC electronically filed by James Yskamp on behalf of NOPE
- Neighbors Opposed to Pipeline Extension, LLC