

January 26, 2018

**VIA HAND DELIVERY & ELECTRONIC MAIL**

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

**RE: Docket 4781 - FY 2019 Gas Infrastructure, Safety, and Reliability Plan Responses to Division Data Requests – Set 2**

Dear Ms. Massaro:

Enclosed please find 10 copies of National Grid's<sup>1</sup> responses to the second set of data requests issued by the Rhode Island Division of Public Utilities and Carriers (Division) in the above-referenced docket.

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 Attachments DIV 2-4-1 and DIV 2-4-2 in National Grid's response to Data Request Division 2-4. 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 4781 Service List  
Leo Wold, Esq.  
Al Mancini  
John Bell

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

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**

**RHODE ISLAND PUBLIC UTILITIES COMMISSION**

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Fiscal Year 2019 Gas Infrastructure,	)	Docket No. 4781
Safety and Reliability Plan	)	

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**MOTION OF THE NARRAGANSETT ELECTRIC  
COMPANY D/B/A NATIONAL GRID FOR PROTECTIVE  
TREATMENT OF CONFIDENTIAL INFORMATION**

National Grid<sup>1</sup> hereby requests that the Rhode Island Public Utilities Commission (PUC) provide confidential treatment and grant protection from public disclosure of certain confidential, competitively sensitive, and/or proprietary information submitted in this proceeding, as permitted by PUC Rule 1.2(g) and R.I. Gen. Laws § 38-2-2(4)(B). National Grid also hereby requests that, pending entry of that finding, the PUC preliminarily grant National Grid’s request for confidential treatment pursuant to Rule 1.2 (g)(2).

**I. BACKGROUND**

On January 26, 2018, National Grid filed with the PUC its responses to the second set of data requests from the Division of Public Utilities and Carriers (Division) in this docket (Division Set 2). Division Set 2 includes Data Request Division 2-4, seeking all operation and maintenance (O&M) manuals that relate to the Cumberland liquefied natural gas (LNG) facility and/or the LNG facility section(s) of all O&M manuals that relate to the Cumberland LNG facility. National Grid’s response to Division 2-4 includes a redacted and un-redacted version of Attachments DIV 2-4-1 and DIV 2-4-2. Those attachments contain confidential and proprietary

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

business information relating to National Grid's operating and maintenance procedures, respectively. Therefore, National Grid requests that, pursuant to Rule 1.2(g), the PUC afford confidential treatment to the information contained in the un-redacted versions of Attachments DIV 2-4-1 and DIV 2-4-2.

## **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**

The information contained in the un-redacted versions of Attachment DIV 2-4-1 and DIV 2-4-2 should be protected from public disclosure because it contains confidential and proprietary information relating to National Grid’s LNG business operations. National Grid’s LNG facilities are deemed critical chemical facilities. Public disclosure of National Grid’s operating and maintenance procedures relating to those facilities would negatively impact National Grid’s ability to effectively operate to provide safe and reliable service to its customers. Moreover, this is not information that National Grid would ordinarily make public to third parties. Therefore, National Grid is providing the un-redacted version of Attachments DIV 2-4-1 and DIV 2-4-2 to the PUC on a voluntary basis to assist the PUC with its decision-making in this proceeding, but respectfully requests that the PUC provide confidential treatment to these attachments.

**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,

A handwritten signature in blue ink, appearing to be "RH", with a long horizontal flourish extending to the right.

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Robert J. Humm, Esq. (#7920)

National Grid  
280 Melrose Street  
Providence, RI 02907  
(401) 784-7415

Dated: January 26, 2018

Division 2-1

Request:

A plan and detailed timeline describing the timing of when, as well as the nature of, the permanent solution that will be put in place to replace the Cumberland LNG Facility.

Response:

As of January 26, 2018, the Company is still in the process of developing plans for a permanent solution. The Company has identified several potential options to replace the output previously provided by the liquefied natural gas (LNG) tank in Cumberland. Although rebuilding the LNG tank is improbable, this is one of the options that is currently being developed for cost comparison purposes. The other potential options require a combination of on-system project work and upstream pipeline project work. The Company had discussions for these options with both Tennessee Gas Pipeline Company, L.L.C. and Enbridge Energy. The Company anticipates having a recommendation for a permanent solution by March 1, 2018, after which the Company will promptly supplement this response to provide a timeline for when the Company expects the permanent solution will be in place.

The Narragansett Electric Company  
d/b/a National Grid  
RIPUC Docket No. 4781  
In Re: Gas Infrastructure, Safety, and Reliability Plan FY2019  
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Issued on January 17, 2018

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Division 2-2

Request:

“W/O 2015-008” as identified on 07/15 and 08/15 Monthly Maintenance Inspection Reports for the Cumberland LNG Tank.

Response:

Please refer to Attachment DIV 2-2 for information related to work permit 2015-008.

**Cumberland LNG Operations**  
**Work Permit**

**PERMIT NUMBER:** 2014-222

**DATE:** 12-16-2014

Authorizes Steve Serchovich Bill Sanchez to do the following work:

LNG TANK BASE Inspection

**Check Applicable General Precaution**

- |  |  |   |
|--|--|---|
| <input checked="" type="checkbox"/> Hard hats/safety glasses | <input type="checkbox"/> Hot work permit       | <input type="checkbox"/> Drop lights                        |
| <input checked="" type="checkbox"/> Fire retardant clothing  | <input type="checkbox"/> Air Spark proof tools | <input type="checkbox"/> Double block & bleed               |
| <input type="checkbox"/> Hearing protection                  | <input type="checkbox"/> Ladder Work           | <input type="checkbox"/> Blanket/Fry pan installed          |
| <input type="checkbox"/> Face Shields                        | <input type="checkbox"/> Electric-tag out      | <input type="checkbox"/> Depressurize, vent open            |
| <input type="checkbox"/> Chemical, goggles, gloves           | <input type="checkbox"/> Circuit isolated      | <input type="checkbox"/> Purging necessary - N <sub>2</sub> |
| <input type="checkbox"/> CGI                                 | <input type="checkbox"/> Valves-tag out        | <input type="checkbox"/> Rope off area-post signs           |
| <input type="checkbox"/> Area safe & well ventilated         | <input type="checkbox"/> Low voltage lights    | <input type="checkbox"/> Prints/Flow sheets checked         |

Other: \_\_\_\_\_

<u>Valve Tag Out</u>	<u>Attach Procedures showing Valve Tag Location</u>		<u>Electrical Tag Out</u>		
<u>Valve Number</u>	<u>Open / Closed</u>	<u>Location</u>	<u>Equipment</u>	<u>Switch Closed / Switch Opened</u>	
_____	<input type="checkbox"/> / <input type="checkbox"/>	_____	_____	<input type="checkbox"/>	/ <input type="checkbox"/>
_____	<input type="checkbox"/> / <input type="checkbox"/>	_____	_____	<input type="checkbox"/>	/ <input type="checkbox"/>
_____	<input type="checkbox"/> / <input type="checkbox"/>	_____	_____	<input type="checkbox"/>	/ <input type="checkbox"/>
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_____	<input type="checkbox"/> / <input type="checkbox"/>	_____	_____	<input type="checkbox"/>	/ <input type="checkbox"/>
_____	<input type="checkbox"/> / <input type="checkbox"/>	_____	_____	<input type="checkbox"/>	/ <input type="checkbox"/>

**Work Completed:** \_\_\_\_\_

Perform inspection of LNG Tank base  
- Temporary repair made on cracks at base to prevent  
water from entering causing further damage  
- evaluation to be made of Tank surface to be  
made for permanent repair)

**Completed By:** \_\_\_\_\_

**Completed Date:** 1-19-18

**Supervisor:** Kathy Sullivan

repair completed  
10/15



**Cumberland LNG Operations**  
**Work Permit**

Page 1

**PERMIT NUMBER:** 2015-008

**DATE:** 12/16/14

Authorizes Steve Sechovich / Bill Sanchez to do the following work:

LNG Tank Base Inspection  
Continued from work permit 2014-222.

**Check Applicable General Precaution**

- |  |  |   |
|--|--|---|
| <input checked="" type="checkbox"/> Hard hats/safety glasses | <input type="checkbox"/> Hot work permit       | <input type="checkbox"/> Drop lights                        |
| <input checked="" type="checkbox"/> Fire retardant clothing  | <input type="checkbox"/> Air Spark proof tools | <input type="checkbox"/> Double block & bleed               |
| <input type="checkbox"/> Hearing protection                  | <input type="checkbox"/> Ladder Work           | <input type="checkbox"/> Blanket/Fry pan installed          |
| <input type="checkbox"/> Face Shields                        | <input type="checkbox"/> Electric-tag out      | <input type="checkbox"/> Depressurize, vent open            |
| <input type="checkbox"/> Chemical, goggles, gloves           | <input type="checkbox"/> Circuit isolated      | <input type="checkbox"/> Purging necessary - N <sub>2</sub> |
| <input type="checkbox"/> CGI                                 | <input type="checkbox"/> Valves-tag out        | <input type="checkbox"/> Rope off area-post signs           |
| <input type="checkbox"/> Area safe & well ventilated         | <input type="checkbox"/> Low voltage lights    | <input type="checkbox"/> Prints/Flow sheets checked         |

Other: \_\_\_\_\_

<u>Valve Tag Out</u>	<u>Attach Procedures showing Valve Tag Location</u>		<u>Electrical Tag Out</u>		
<u>Valve Number</u>	<u>Open / Closed</u>	<u>Location</u>	<u>Equipment</u>	<u>Switch Closed / Switch Opened</u>	
_____	<input type="checkbox"/> / <input type="checkbox"/>	_____	_____	<input type="checkbox"/> / <input type="checkbox"/>	
_____	<input type="checkbox"/> / <input type="checkbox"/>	_____	_____	<input type="checkbox"/> / <input type="checkbox"/>	
_____	<input type="checkbox"/> / <input type="checkbox"/>	_____	_____	<input type="checkbox"/> / <input type="checkbox"/>	
_____	<input type="checkbox"/> / <input type="checkbox"/>	_____	_____	<input type="checkbox"/> / <input type="checkbox"/>	
_____	<input type="checkbox"/> / <input type="checkbox"/>	_____	_____	<input type="checkbox"/> / <input type="checkbox"/>	
_____	<input type="checkbox"/> / <input type="checkbox"/>	_____	_____	<input type="checkbox"/> / <input type="checkbox"/>	

**Work Completed:**

7/2/15 Preload in to inspect tank RS 8/12/15 D. Pierpont (Safety)  
in to inspect tank for PITA or repairs  
8/14/15 Frank Siel Kathy in to look @ the LNG Tank  
issues  
9/9/15: Damage Prevention to mark under ground piping near  
vaporizers and LNG TANK. David Solty's, John Murphy.  
9.15.15 Preload in for base tank repairs  
10/6/15 Preload company for LNG Tank Repairs. Dave Pierpont too.  
10/6/15 Aaron Bennett from C.H.I.

Completed By: \_\_\_\_\_  
Supervisor: Bledy Sullivan

Completed Date: 1-19-18  
Repair completed  
10/15

Cumberland LNG Operations  
Work Permit

WO# 2015-008

- 10/7/2015 Preload for LNG Tank repairs.
- 10/7/2015 CHI, Aaron Bennett for LNG Tank repairs.
- 10/7/2015 Dave Pierpont for LNG Tank repairs.
- 10/7/2015 Cardi Corp for cement delivery.
- 10/21/2015 Preload for LNG Tank

The Narragansett Electric Company  
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Division 2-3

Request:

Dkt 4678 – FY 2018 Gas ISR Quarterly Update – 3<sup>rd</sup> Quarter Ending December 31, 2017.

Response:

The Company is currently in the process of preparing the requested report. The Company will supplement this response to provide the report as soon as it is available, and no later than February 14, 2018.

The Narragansett Electric Company  
d/b/a National Grid  
RIPUC Docket No. 4781  
In Re: Gas Infrastructure, Safety, and Reliability Plan FY2019  
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Division 2-4

Request:

All O & M Manuals that relate to the Cumberland LNG Facility and/or the LNG Facility  
Section(s) of all O & M Manuals that relate to the Cumberland LNG Facility.

Response:

Please refer to the table below for the requested information.

<b>Description</b>	<b>Attachment Reference</b>
Operating Procedures	Attachment DIV 2-4-1 (confidential)
Maintenance Procedures	Attachment DIV 2-4-2 (confidential)