

**ATTACHMENT H**  
**TRANSCANADA INITIAL DISCOVERY TO BOLD**

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA

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IN THE MATTER OF THE	:	HP 14-001
APPLICATION BY TRANSCANADA	:	
KEYSTONE PIPELINE, LP FOR A	:	KEYSTONE'S
PERMIT UNDER THE SOUTH DAKOTA	:	INTERROGATORIES AND
ENERGY CONVERSION AND	:	REQUESTS FOR PRODUCTION
TRANSMISSION FACILITIES ACT TO	:	OF DOCUMENTS
CONSTRUCT THE KEYSTONE XL	:	
PROJECT	:	
	:	

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TO: BOLD NEBRASKA

You are requested to answer the following written Interrogatories and Requests for Production of Documents, which are to be answered by you within the time and in the manner required by SDCL 15-6-33 and 15-6-34.

These Interrogatories and Requests for Production are directed to you, but are likewise intended to obtain any pertinent information and documents possessed by your attorneys of record and any other agents or representatives you may have in this matter. These Interrogatories and Requests for Production are to be deemed continuing and if you or your attorneys and agents obtain any information with respect to them after making the original answers, it is requested that supplemental answers be made.

## INTERROGATORIES

1. State the name, current address, and telephone number of the person answering these interrogatories.
2. State the name, current address, and telephone number of any person, other than your legal counsel, who you talked with about answering these interrogatories, who assisted you in answering these interrogatories, or who provided information that you relied on in answering these interrogatories.
3. State the name, current address, and telephone number of each fact witness you intend to call to offer testimony at the evidentiary hearing in this case set for May 2015.
4. State the name, current address, and telephone number of each witness whom you intend to call at the evidentiary hearing as an expert witness under SDCL Ch. 19-15, and for each expert, state:
  - a. the subject matter on which the expert is expected to testify;
  - b. the substance of each opinion to which the expert is expected to testify;
  - c. the facts supporting each opinion to which the expert is expected to testify;

d. the expert's profession or occupation, educational background, specialized training, and employment history relevant to the expert's proposed testimony;

e. the expert's previous publications within the preceding 10 years; and

f. all other cases in which the witness has testified as an expert at trial or by deposition within the preceding four years.

5. Identify by number each condition in Exhibit A to the Amended Final Decision and Order dated June 29, 2010, entered in HP09-001, that you contend Applicant TransCanada Keystone Pipeline, LP, cannot now or in the future meet, and for each condition that you identify, state:

a. the facts on which your contention is based; and

b. the name, current address, and telephone number of each witness who will testify that Applicant is unable to meet the condition.

6. Identify by number each finding of fact in the Amended Final Decision and Order dated June 29, 2010, entered in HP09-001, that you contend is no longer accurate because of a change in facts or circumstances related to the proposed construction and operation of the Keystone XL Pipeline in South Dakota, and for each finding that you identify, state:

a. the facts on which your contention is based; and

b. the name, current address, and telephone number of each witness who will testify that the finding of fact is no longer accurate.

7. In addition to the facts identified in your responses to interrogatory numbers 5 and 6, identify any other reasons that you contend Applicant cannot continue to meet the conditions on which the Permit granted, and for each reason that you identify, state:

a. the condition in the Amended Final Decision and Order dated June 29, 2010 entered in HP09-001, identified by number;

b. the facts on which your contention is based; and

c. the name, current address, and telephone number of each witness who will testify in support of your contention.

8. In addition to the facts identified in your responses to the preceding interrogatories, identify any other reason why the Public Utilities Commission should not accept Applicant's certification filed September 15, 2014 in HP14-001, and for each reason that you identify, state:

a. the facts on which your contention is based; and

b. the name, current address, and telephone number of each witness who will testify in support of your contention.

## **REQUESTS FOR PRODUCTION OF DOCUMENTS**

1. All documents that you intend to offer as exhibits at the evidentiary hearing in this matter.
2. All documents on which you rely in support of your answer to Interrogatory No. 5.
3. All documents on which you rely in support of your answer to Interrogatory No. 6.
4. All documents on which you rely in support of your answer to Interrogatory No. 7.
5. All documents on which you rely in support of your answer to Interrogatory No. 8.
6. All documents relied on by any expert whose testimony you intend to offer at the evidentiary hearing in this matter.
7. All documents that you have sent to or received from any expert whose testimony you intend to offer at the evidentiary hearing in this matter.
8. A current resume for each expert whose testimony you intend to offer at the evidentiary hearing in this matter.

Dated this 18<sup>th</sup> day of December, 2014.

WOODS, FULLER, SHULTZ & SMITH P.C.

By /s/ James E. Moore

William Taylor

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## CERTIFICATE OF SERVICE

I hereby certify that on the 18<sup>th</sup> day of December, 2014, I sent by e-mail transmission, a true and correct copy of Keystone's Interrogatories and Requests for Production of Documents, to the following:

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/s/ James E. Moore  
One of the attorneys for TransCanada