

STATE OF NEW MEXICO
DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES
OIL CONSERVATION DIVISION

IN THE MATTER OF THE APPLICATION
OF LG&E NATURAL PIPELINE LLC FOR
SPECIAL PROJECT RULES FOR THE
GRAMA RIDGE GAS STORAGE UNIT
LEA COUNTY, NEW MEXICO

CASE NO. 12441

**LG&E NATURAL PIPELINE, LLC'S
RESPONSES AND OBJECTIONS
TO
SUBPOENA DUCES TECUM**

Applicant, LG&E Natural Pipeline, LLC, ("LG&E"), through counsel, hereby provides its responses and objections to the June 23, 2000 Subpoena *Duces Tecum* obtained by Nearburg Exploration Company, LLC.

GENERAL RESPONSE

LG&E objects to the instructions and definitions provisions of the subpoena as they are authorized by neither the rules of the Division nor the New Mexico Rules of Civil Procedure. LG&E further objects to the extent the subpoena seeks documents protected by the attorney-client privilege or the attorney-work product doctrine. LG&E also objects to the extent the subpoena seeks the production of confidential and/or proprietary documents or information. To the extent LG&E possesses documents identified in the subpoena, they will be produced unless otherwise objected to.

RESPONSES TO INDIVIDUAL ITEMS

1. The materials requested will be produced at a mutually agreeable time and location.

2. LG&E objects to this subpoena item for the reason that the discovery sought is unreasonably cumulative or duplicative and/or is obtainable from some other source that is more convenient, less burdensome or less expensive. Rule 1-026(B)(2)(a). Without waiving its objections, LG&E states that NMOCD C-131 forms from 1985 to the present will be produced.
3. The materials requested will be produced at a mutually agreeable time and location.
4. The materials requested will be produced at a mutually agreeable time and location.
5. After reasonable inquiry, it has been determined that there are no documents responsive to this subpoena item in LG&E's possession.
6. LG&E objects to this subpoena item for the reason that the discovery sought is unreasonably cumulative or duplicative and/or is obtainable from some other source that is more convenient, less burdensome or less expensive. Rule 1-026(B)(2)(a).
7. LG&E objects to this item for the reasons that it is overbroad and vague. Without waiving objections, LG&E states that documents responsive to this item were previously produced on July 11, 2000.
8. The materials requested will be produced at a mutually agreeable time and location.

9. LG&E has not yet determined which exhibits may be used at the hearing.

Without waiving objections, LG&E states that data and information used, in part, in preparation for hearing will be produced.


10. LG&E has not yet determined which exhibits may be used at the hearing.

Without waiving objections, LG&E states that data and information used, in part, in preparation for hearing will be produced.

11. LG&E has not yet determined which exhibits may be used at the hearing.

Certain exhibits have been previously provided. The remainder of exhibits will be provided at the time of the hearing.

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