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16-G-0369 - Procedural conference - 8-15-2016

STATE OF NEW YORK
DEPARTMENT OF PUBLIC SERVICE

16-G-0369 PROCEEDING ON MOTION OF THE COMMISSION AS TO THE
RATES, CHARGES, RULES AND REGULATIONS OF CORNING
NATURAL GAS CORPORATION FOR GAS SERVICE

PROCEDURAL CONFERENCE

Monday, August 15, 2016
1:00 p.m.
3rd Floor Hearing Room
Three Empire State Plaza
Albany, New York 12223-1350

Administrative Law Judges
SEAN MULLANY
BEN WILES
Three Empire State Plaza
Albany, New York 12223-1350

AUDREY ZIBELMAN, CHAIR
PUBLIC SERVICE COMMISSION

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2 APPEARANCES

3 FOR THE DEPARTMENT OF PUBLIC SERVICE:

4 BRANDON GOODRICH
5 JOSEPH DOWLING
6 Three Empire State Plaza
Albany, New York 12223-1350

7 FOR CORNING NATURAL GAS CORPORATION:

8 MOONSTONE CONSULTING
9 BY: L. MARIO DiVALENTINO

10 NIXON PEABODY
11 BY: STANLEY WIDGER
12 1300 Clinton Square
13 Rochester, New York 14604-1792

14 FOR DEPARTMENT OF STATE, UTILITY INTERVENTION UNIT,
15 DIVISION OF CONSUME PROTECTION:

16 ERIN HOGAN, Director
17 GREGG COLLAR
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20 FOR MULTIPLE INTERVENORS:

21 COUCH WHITE
22 BY: AMANDA TRINSEY
23 540 Broadway
24 P.O. Box 22222
25 Albany, New York 12201-2222

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2 A.L.J. MULLANY: Good afternoon.

3 My name is Sean Mullaney. I'm the
4 Administrative Law Judge assigned to this case.

5 This is a procedural conference in case 16-
6 G-0369, proceeding on motion of the Commission as to the
7 rates, charges, rules and regulations of Corning Natural
8 Gas Corporation for gas service. We're convened this
9 afternoon pursuant to a notice issued on July 25, 2016.

10 It's one p.m. I'd like to take appearances
11 for the record, please?

12 MR. GOODRICH: For Department of Public
13 Service Staff, Brandon Goodrich.

14 MR. DOWLING: For Department of Public
15 Service Staff, Joseph Dowling.

16 A.L.J. MULLANY: Mr. DiValentino?

17 MS. DIVALENTINO: For Corning Natural Gas -
18 -.

19 THE REPORTER: Oh, I need you to bring the
20 microphone closer.

21 MS. DIVALENTINO: Okay. Sorry.

22 For Corning Natural Gas, L. Mario
23 DiValentino of Moonstone Consulting.

24 A.L.J. MULLANY: And I -- I would note that
25 prior to us going on the record, Mr. DiValentino informed

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2 me that Stan Widger, who is also counsel for Corning
3 Natural Gas has been delayed due to traffic. We expect
4 him to arrive momentarily. I'm just going to go through
5 the appearances on the record and then we're going to just
6 go off the record until -- wait a few minutes for him to -
7 - to show up.

8 Ms. Hogan?

9 MS. HOGAN: Erin Hogan on behalf of the
10 Utility Intervention Unit.

11 MR. COLLAR: Gregg Collar on behalf of the
12 Utility Intervention Unit.

13 MS. DEVITO TRINSEY: And Amanda Trinsey on
14 behalf of Multiple Intervenors.

15 A.L.J. MULLANY: Do we have any other
16 appearances for the record?

17 Okay. Hearing none, as I said, we're --
18 we're going to go off the record and wait a little bit for
19 Mr. Widger's arrival and I understand, during that time,
20 Mr. Goodrich informs me that he's going to commence some
21 discussions with Corning about possible scheduling.

22 So, we're off the record, Howard.

23 (Off-the-record discussion)

24 A.L.J. MULLANY: Let me just note that I've
25 been joined by my colleague, A.L.J. Ben Wiles, who's also

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2 assigned to this matter and during the time that we were
3 off the record, the parties conferred, but before we get
4 to that, I note that Mr. Widger has appeared and he's
5 going to be making an appearance for the record.

6 MR. WIDGER: Thank you, your Honor.

7 For Corning Natural Gas Corporation, Nixon
8 Peabody LLP --.

9 THE REPORTER: Oh, I need you to use the
10 microphone.

11 MR. WIDGER: Oh, sorry.

12 I'll sit down if that's all right.

13 For Corning Natural Gas Corporation, the
14 firm Nixon Peabody, LLP by Stanley W. Widger, Jr., of
15 counsel. And your Honor, I'm handing the Reporter a
16 business card with all the pertinent information on it.

17 A.L.J. MULLANY: Thank you, Mr. Widger.

18 Okay. Before we go ahead, let's see. I
19 looked at the document in Matter Management System before
20 we started and identified the following parties.

21 Corning Natural Gas, UIU from the
22 Department of State, Department of Public Service,
23 Multiple Intervenors and there are several individuals for
24 each of those organizations and every one -- every one of
25 those entities is represented here today. So, I don't

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2 think we have any issues with party status.

3 Do we have any objections to party status
4 by anyone?

5 Okay. So, while we were off the record,
6 the parties discussed a schedule. I wanted to -- to go to
7 that and also touch on the possibility of settlement,
8 whether you considered that. But first, let's talk about
9 the schedule that you discussed.

10 MR. GOODRICH: Your Honor, over the last
11 couple weeks, we've passed around a couple of schedules
12 online and hadn't had much success in coming to something
13 we could agree to, but today, we talked and -- and tried
14 to come up with something we could agree to.

15 I note that this part of -- of trying to
16 figure out a schedule in this case, revolves around some
17 issues with discovery that Staff feels have impacted our
18 abilities to -- to review the case. I know that the
19 company has a different view on that matter. I just want
20 to note that now. We can go in to that later, but I just
21 wanted to note that at this time.

22 So, what we think we have come up with
23 right now, would be to have the company provide updates
24 and corrections on September 7th, 2016 and that's a
25 Wednesday. And then the Staff and Intervenor direct

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2 testimony, we had just come up with a -- a date of October
3 28th, 2016. And rebuttal testimony, the company -- or
4 rebuttal testimony would be November 15th and the hearings
5 would start on December 5th and that's a Monday and I
6 would just note that part of the issue is there
7 Thanksgiving is November 24th, is a Thursday and I am
8 actually out of town and unavailable till -- through --
9 through much of the week prior, so I really cannot be here
10 for hearings until December 5th.

11 And then the initial brief would be due on
12 January 4th, 2017 and the reply brief -- we recognize that
13 your Honors had indicated in the notice -- or I guess the
14 secretary had indicated in the notice, desire for reply
15 briefs to be due by January 12th. However, while the
16 company particularly had
17 -- had wanted a little more time and so we're proposing
18 the January 19th and that still should provide
19 approximately, if my math is correct, a hundred and twenty
20 days between the reply brief and the session.

21 MR. WIDGER: Your Honors, if I may add to
22 that, we recognize that your Honors face a -- a deadline
23 in effect for getting recommended decisions out the door
24 and we're very
25 -- we were very reluctant to cut in to the time available

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2 for that. However, the way the schedule falls, I think is
3 -- is pretty evident from the dates that are indicated.
4 It's packed with holidays and we tried to do everything we
5 could to avoid cutting in to time at the end, but we think
6 that with the initial briefs due on January 4th, it would
7 be unrealistic to expect them to -- or expect the reply
8 briefs to be submitted the following week and therefore,
9 we suggest that your Honors consider adding a week to your
10 deadline to permit the reply briefs to be sent in on the
11 19th of January.

12 A.L.J. MULLANY: Thank you, Mr. Widger and
13 thank you, Mr. Goodrich.

14 Do any of the other parties want to offer
15 additional remarks?

16 Okay. So, we'll take the schedule
17 recommended by the parties under advisement and we'll be -
18 -

19 MS. DEVITO TRINSEY: Your --

20 A.L.J. MULLANY: -- issuing a ruling.

21 MS. DEVITO TRINSEY: -- your Honor, I just
22 -- this is Amanda Trinsey on behalf of Multiple
23 Intervenors.

24 A.L.J. MULLANY: Uh-huh.

25 MS. DEVITO TRINSEY: We support the

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2 proposed schedule that Brandon -- Staff Counsel just read
3 and you know, we echo the concerns with discovery and
4 being able to review the case in order to get initial
5 testimony submitted by that date. But the -- the proposed
6 schedule by Mr. Goodrich is -- is okay with us.

7 A.L.J. MULLANY: Okay.

8 MR. COLLAR: The UIU would concur with
9 Staff, the city and the company on the proposed schedule
10 as set forth.

11 I'm sorry?

12 MS. DEVITO TRINSEY: Multiple Intervenors.

13 MR. COLLAR: Multiple Intervenors. I'm
14 sorry. I get you guys confused with different cases.

15 Sorry about that.

16 Yeah. Again, with the concerns of
17 discovery, those being remedied, we -- we -- we would
18 adopt the proposed schedule.

19 Thank you.

20 A.L.J. MULLANY: Okay. Thank you.

21 My thanks to the parties for working
22 diligently to come up with a joint recommendation for a
23 schedule.

24 Discovery issues, Mr. Goodrich you alluded
25 to some of the issues that impacted the negotiations on

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2 schedule and you indicated that we might want to touch
3 upon those. I -- I can tell you that I've looked at the -
4 - the letter Staff filed and -- and the company's response
5 to it. Is there something more?

6 MR. GOODRICH: So, I -- I would just like
7 to -- in our -- in our letter, we set forth what the
8 status was at that point, based on -- on the records that
9 I had in front of me and I have a updated status thing
10 just for -- for your benefit, to be able to -- to look at
11 and I can just run through for a moment and the, you know,
12 impact Staff feels this has had on our case for a couple
13 minutes.

14 A.L.J. MULLANY: Okay. With the
15 understanding that the impacts you're about to discuss,
16 don't prevent you from making the recommended schedule you
17 just described?

18 MR. GOODRICH: Well, I -- that's our -- our
19 best -- that's our hope.

20 A.L.J. MULLANY: Okay.

21 MR. GOODRICH: Where we stand right now is
22 that of the responses provided thus far and these are just
23 the -- the individual questions --.

24 A.L.J. MULLANY: I -- the --?

25 MR. GOODRICH: I have provided copies to

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2 everyone.

3 A.L.J. MULLANY: You have?

4 MR. GOODRICH: Yeah.

5 A.L.J. MULLANY: Okay.

6 MR. GOODRICH: Yes.

7 A.L.J. MULLANY: Okay.

8 MR. GOODRICH: Is that your question?

9 A.L.J. MULLANY: Yes, it was.

10 Thank you.

11 MR. GOODRICH: So, when the case begins,
12 Staff has a practice of sending pre-filing IRs to the
13 company and that's a hundred and seventy-nine IRs in this
14 case and what this document in front of you has, is solely
15 those questions asked after those IRs. So, of the IRs
16 that we have asked since, thirty-one were provided late
17 and eight are still outstanding and overdue. There are a
18 number of other IRs that are still outstanding, but within
19 the ten-day timeframe.

20 And we would -- there were also issues with
21 getting responses to the first hundred and seventy-nine
22 IRs and these delays have caused Staff difficulty in
23 reviewing the case and in preparing its -- its initial
24 case. We definitely need the time allotted in a -- in the
25 schedule that we proposed. We had also sought additional

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2 time from the company through -- for example, extending
3 the suspension period. However, the company is not -- not
4 willing to do so without a make whole, which we don't feel
5 is appropriate in this instance.

6 And at this time, the company did give
7 credit where due. The company has made an effort over the
8 last week and a half or so and has provided quite a number
9 of IR responses, but we -- we have already been impacted
10 and were concerned that the impact will continue and may
11 necessitate additional requests to your Honors, if it
12 continues apace.

13 A.L.J. MULLANY: So, am I to understand
14 that you may be coming back and asking to push the
15 schedule further?

16 MR. GOODRICH: If there are continuing
17 discovery issues. I mean, that's -- it's a open question
18 as to whether or not we would have -- well, you know,
19 whether or not the discovery continues to -- to pose
20 difficulties.

21 A.L.J. MULLANY: Okay. Mr. Widger?

22 MR. WIDGER: Thank you, your Honor.

23 I really had hoped that we could get past
24 the issues about discovery, but since we are in to them,
25 I'd just like to respond briefly.

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2 As we pointed out in our letter to your
3 Honors, a hundred and seventy-nine or more accurately over
4 five hundred individual questions that Staff has pointed
5 to and for which Staff asked for formal responses, they're
6 not required, they're not part of the -- the standard
7 process and the implication throughout is that somehow the
8 company was dilatory in not having addressed those
9 individual questions as they were posed in the initial
10 filing. And the -- the -- the facts here are to the
11 contrary to what Staff would have your Honors believe and
12 that is, the company for years, has been one of the
13 initiators of providing more information at the time of a
14 filing.

15 The company does it in a format that we
16 believe is extremely user-friendly and it has done so in
17 the immediately preceding case, with no apparent incidents
18 like this and it continued to do so.

19 A lot of those questions that were posed in
20 the generic one-size-fits-all batch that Staff seems to
21 think everybody's required to answer at the outset,
22 they're answered in -- in the company submissions. The
23 company has provided electronic files that have detailed
24 information on all of the principle accounting issues and
25 I think that -- those documents -- those electronic files

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2 have been deemed very useful in the past and I think
3 they're just as useful today.

4 So, without going through in, you know, in
5 gory detail on the individual questions and how irrelevant
6 some of them are to this company, I would submit that the
7 company has
8 -- has made a extremely arduous good-faith effort to
9 provide information at the outset of the case and I really
10 object to being pilloried for not answering the questions
11 in exactly the form that Staff would like to see it. So,
12 I'd like to put those hundred and seventy-nine out of the
13 way here and I appreciate the fact that Mr. Goodrich
14 wasn't going to dwell on those, but I don't like to have
15 them sitting there as some lurking presence that we have
16 to deal with sometime down the road when Staff gets
17 annoyed and decides it's wants more -- more time for
18 particular milestones in the case.

19 With regard to the remaining questions,
20 either by the end of the day today, or tomorrow, we will
21 be down to all but about -- by my list, all but about
22 three of the questions that are outstanding, that would be
23 due by today or earlier. And so, that -- that would
24 include the ones that Staff has on its list.

25 In addition, we have provided clarification

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2 and are working to provide additional clarification of
3 questions, where Staff has come back to us and among those
4 are a series of several questions that Staff inquired
5 about last week and responses to those additional follow-
6 up questions will either go out today or tomorrow.

7 So, I think the -- while I understand Mr.
8 Goodrich's desire to reserve his rights to ask for more
9 time, or to modify the schedule, a process that I don't
10 think is particularly conducive to getting this case done,
11 we believe that any remaining issues concerning discovery
12 are so minimal, that they shouldn't have any impact on the
13 -- on the schedule in this case. And if they are of
14 concern, then I think they should be brought forward and
15 then we'll deal with them, but where we are now, I think
16 with just a handful of -- of questions that require
17 additional work to get out the door, I don't think there's
18 any issue here that's going to have an impact on the
19 schedule, along the lines of what your Honor asked about.

20 A.L.J. MULLANY: Thank you, Mr. Widger.
21 Okay.

22 A.L.J. WILES: All right.

23 A.L.J. MULLANY: Okay. Then we'll take the
24 -- the recommendations for the schedule under advisement
25 and -- and we will shortly be issuing a ruling on schedule

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2 in this case.

3 So, two questions for you, Mr. Widger.

4 First, do you have any concerns about not
5 understanding any of those initial hundred and seventy-
6 nine was it, interrogatories? Do you -- do you have any
7 concerns about whether you -- they're clear to the company
8 and --?

9 MR. WIDGER: Your Honor, in -- in a number
10 of cases, company personnel have had discussions with
11 Staff about individual questions, so I think any
12 clarifications that were needed have probably been taken
13 care of by now.

14 A.L.J. MULLANY: Okay.

15 MR. WIDGER: The -- the questions that I
16 was referring to primarily were ones that either required
17 additional work to be done, you know, accounting studies
18 for example that wouldn't be readily available and that
19 the company has been trying to do, as an accommodation to
20 Staff, without objecting to -- on the basis of the general
21 rule, that we're not required to do other parties' work
22 for them. But in this case, this company has been willing
23 to do that and that's been part of the overall approach
24 here and it's regrettable that any of those questions
25 wound up as concerns by Staff.

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2 So, I think the -- the short answer to your
3 -- to your Honor's question is I don't think there are any
4 that we require clarification for.

5 A.L.J. MULLANY: Okay. And does the
6 company have any intention at this point in time, in
7 raising formal objections to any of the still outstanding
8 IRs?

9 MR. WIDGER: No, your Honor.

10 As I say, we're trying to answer as broadly
11 as possible, as an accommodation. If -- if the answers
12 that we provide are -- are not satisfactory to Staff, then
13 it may -- there may come a time when we have to say --

14 A.L.J. MULLANY: I understand --

15 MR. WIDGER: -- we've gone above and --

16 A.L.J. MULLANY: -- circumstances --

17 MR. WIDGER: -- beyond --

18 A.L.J. MULLANY: -- may change --

19 MR. WIDGER: -- and we don't --

20 A.L.J. MULLANY: -- Mr. Widger.

21 MR. WIDGER: -- we can't do anything --

22 A.L.J. MULLANY: I was --

23 MR. WIDGER: -- further.

24 A.L.J. MULLANY: -- I was asking about as -
25 - as you sit here now today.

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2 MR. WIDGER: No, nothing as of today, your
3 Honor.

4 A.L.J. MULLANY: Okay. Thank you.

5 MR. GOODRICH: I -- I would just like to --
6 there was a couple of characterizations in there as far
7 as, you know, the breadth of the hundred and seventy-nine
8 questions that are asked at the beginning of the case.
9 These are questions that --.

10 A.L.J. MULLANY: Are you referring to the
11 phrase lurking presence.

12 MR. GOODRICH: That might be one of them.

13 A.L.J. MULLANY: Uh-huh. Okay.

14 MR. GOODRICH: I mean, these are questions
15 that -- that a team within Staff -- within the Department,
16 that works on rate cases developed, more than five years
17 ago and asks of every company, at the beginning of every
18 rate case. There are standard IRs that are asked. In
19 almost every case, they would be asked. If not before the
20 filing, they would -- they would likely be asked within
21 the first week or two.

22 A.L.J. MULLANY: You -- you actually --
23 your
24 -- your remarks bring to mind a question I had for you,
25 Mr. Goodrich, which is to your knowledge, has Corning

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2 Natural Gas been the recipient of the standard IRs in
3 prior cases?

4 MR. GOODRICH: To my knowledge, they have
5 not. I --

6 A.L.J. MULLANY: Okay.

7 MR. GOODRICH: -- did not work on prior
8 cases

9 --

10 A.L.J. MULLANY: Uh-huh.

11 MR. GOODRICH: -- and we did look and found
12 that, I believe the last rate -- the last full rate case
13 Corning had was in 2011.

14 A.L.J. MULLANY: Uh-huh.

15 MR. GOODRICH: And I -- I do not believe
16 they were provided with these questions in 2011. That was
17 about when these started being used for other companies.

18 A.L.J. MULLANY: Yeah. Okay.

19 MR. GOODRICH: So --

20 MR. WIDGER: Yeah. I'm not going --

21 MR. GOODRICH: -- they were --

22 MR. WIDGER: -- to interrupt, but I would
23 just -- I would concur with that. The -- the standardized
24 questions, to my knowledge first appeared several months
25 after Corning made its last full filing in 2011.

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2 MR. GOODRICH: I would note though that --
3 that Corning did get the questions. What -- I think,
4 what, about -- I'm getting confused as to when you filed.
5 Mid-June?

6 A.L.J. MULLANY: June 17th.

7 MR. GOODRICH: So -- so about --

8 A.L.J. MULLANY: Right.

9 MR. GOODRICH: -- more than two months
10 prior to their filing, they were -- they did have these
11 questions available to them.

12 And I just -- I object -- I -- I don't
13 object. I'm concerned about the characterization of these
14 questions as being, you know, overly broad and whatnot.
15 These are questions that other companies have asked (sic)
16 without problem and quite frankly, to the extent that
17 there's an objection to a -- an interrogatory, you know,
18 it must be served on the parties within ten days of -- of
19 receiving the interrogatory.

20 So, I -- I just -- the -- I -- I don't see
21 any point in -- in going down whether these are valid
22 questions or not. They are questions that have been asked
23 as IRs in every rate case, since just after Corning's
24 most-recent filing -- or most-recent previous filing.

25 A.L.J. MULLANY: Nothing further?

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2 Okay. Confidentiality issues, the -- the
3 initial filing, I believe, identified certain information
4 as potentially sensitive information and I guess my
5 question goes to -- to Staff first and foremost, has Staff
6 -- is it familiar with the information for which the
7 company sought confidential treatment and are you aware of
8 whether or not this may present an issue for us, when we
9 get to the hearing?

10 MR. DOWLING: Your Honor, Staff isn't aware
11 of the information and couldn't make an -- have an opinion
12 on that at this time.

13 A.L.J. MULLANY: Okay. I refer Staff to
14 the letter dated July 19th, 2016 from the company, from
15 Mr. Widger, I believe. Is it -- yes, to the ALJs,
16 identifying responses to certain interrogatories
17 propounded to Corning by Staff, as entitled to
18 confidential treatment.

19 So, if Staff would be so kind as to be
20 mindful of that and as it prosecutes its case, if it
21 thinks that's going to raise issues in terms of the record
22 and whether we need to have a protective order or some
23 sort of measures taken to -- to deal with that, I'd like
24 to know as soon as possible.

25 MR. WIDGER: Yes, your Honor.

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2 A.L.J. MULLANY: Thank you.

3 And I -- I want to bring this to the
4 attention of the other parties in the room.

5 You're, you know, differently situated than
6 Staff. I would ask you to let us know if you have
7 concerns about the information for which the company seeks
8 confidential treatment.

9 MS. DEVITO TRINSEY: Your Honor, I'm not
10 familiar -- this is Amanda, on behalf of Multiple
11 Intervenors.

12 I'm not familiar with the exact IRs being
13 referenced herein, but I will go back and take a look and
14 see if --

15 A.L.J. MULLANY: Okay.

16 MS. DEVITO TRINSEY: -- if they're of
17 interest to Multiple Intervenors.

18 A.L.J. MULLANY: The -- the company's
19 letter, again, dated July 19th, 2016 refers to portions of
20 the responses provided by the company to IRs -- IRs one
21 sixteen through one forty-one, that were initially
22 propounded by Staff.

23 And according to their -- their letter, the
24 information in question is entitled to treatment as
25 confidential information.

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2 And I -- I guess the other question I
3 wanted to put to Staff was when you look at this material,
4 could you also advise as to whether or not information of
5 this character and type has been -- has been treated as
6 confidential in prior rate proceedings.

7 I'm wondering whether there's precedent for
8 this and I guess I would pose that question of Mr. Widger
9 as well, if -- if the company's familiar with how such
10 information has been treated in prior rate cases.

11 And very -- a very basic question, Mr.
12 Widger, the -- the letter itself is not confidential,
13 right?

14 MR. WIDGER: It's -- that's correct, your
15 Honor.

16 A.L.J. MULLANY: Okay. So, the -- the
17 other parties could at least look at the letter and look
18 at your description of the categories of -- of in -- of
19 information that are implicated?

20 MR. WIDGER: Yes, they could.

21 And -- and I would just add, if any of the
22 parties, after looking at the letter would like to talk to
23 me about it, I'd be glad to have a conversation about it.

24 A.L.J. MULLANY: Very good.

25 Thank you.

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2 I also wanted to raise the -- the topic of
3 potential settlement, to see whether or not the parties
4 are contemplating the possibility of settlement
5 discussions, as that might impact the schedule.

6 MR. WIDGER: Well, your Honor, if -- if I
7 may begin, the company certainly is eager to have
8 settlement negotiations with the other parties. That's --
9 there's been a long tradition in Corning cases of -- of
10 doing that, at least as long as -- as I've been handling
11 them and I think as long as Mr. DiValentino has been
12 handling them.

13 And you know, we encourage that. We think
14 that prior settlement negotiations have been very
15 effective and we encourage the other parties to join in
16 and -- and get involved in that.

17 A.L.J. WILES: Thank you.

18 MR. DOWLING: Your Honor, Staff is open to
19 the idea of settling this case. It'll largely depend on
20 the confidence we have in our final case.

21 A.L.J. MULLANY: Thank you, Mr. Dowling.

22 Okay. Does anyone have anything else they
23 want to address before we adjourn?

24 Okay. Thank you all for your assistance
25 this afternoon. We are adjourned.

1 16-G-0369 - Procedural conference - 8-15-2016

2 (The proceeding adjourned) STATE OF NEW YORK

3 I, Howard Hubbard, do hereby certify that the foregoing
4 was reported by me, in the cause, at the time and place,
5 as stated in the caption hereto, at Page 1 hereof; that
6 the foregoing typewritten transcription consisting of
7 pages 1 through 24, is a true record of all proceedings
8 had at the hearing.

9 IN WITNESS WHEREOF, I have hereunto
10 subscribed my name, this the 22nd day of August, 2016.

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13 Howard Hubbard, Reporter

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