CERTIFICATION OF INITIAL DECISION AND THE RECORD

(Issued January 29, 2014)

TO THE COMMISSION:

1. In accordance with § 385.708(b)(3) of the Commission’s Rules of Practice and Procedure, I certify that the Initial Decision, a copy of which is attached hereto and filed herewith, is my Initial Decision in this proceeding, that it was subscribed by me, and that it was released for reproduction on January 29, 2014.

2. The following constitutes the record in this proceeding:

   (a) The official stenographer’s report consisting of six (6) volumes of transcript, totaling seven-hundred and forty-one (741) pages (which includes a pre-hearing conference held on November 29, 2012, oral arguments on a Motion to Compel and a Protective Order on February 11, 2013, and an evidentiary hearing conducted from August 29, 2013 through September 5, 2013).

   (b) The following exhibits were admitted into evidence:

       exhibits ANR-1 through ANR-256 (Exhibit ANR-18 and Exhibits ANR-21 through ANR-44 were not offered; Exhibits ANR-243 through ANR-245 were not admitted)
Exhibits JIG-1 through JIG-37
Exhibit JSP-1
Exhibits CAP-1 through CAP-9
Exhibits NSP-1 through NSP-19 (NSP-12 was not admitted)
Exhibits TGS-1 through TGS-4
Exhibits S-1 through S-38

   (c) Exhibit CAP-8 was withdrawn/stricken.
(d) All pleadings, orders, and other documents of record in this proceeding, as reflected on the official docket sheet, are maintained by the Secretary of this Commission.

John P. Dring
Administrative Law Judge