

Diana C. Carter
BRYDON, SWEARENGEN & ENGLAND P.C.
312 East Capitol Avenue
P.O. Box 456
Jefferson City, Missouri 65102

FILED

JUL 23 2014

Missouri Public
Service Commission

Diana,

When responding with my objections to your data request earlier today, I became aware that my previous view of this document only showed DR1, and not the remaining questions.

I have now answered and/or objected to all of the questions in your data request.

It is unfortunate that had you allowed us to have a real conversation yesterday, instead of being steamrolled by your refusal to allow me to have an opportunity to speak, this oversight might have been corrected, and my responses would have been sooner.

My sincere apologies for my part in this error.



Michael Stark

44 Sycamore Park Drive
Camdenton, Missouri, 65020

573-873-1717

Faxed on July 23, 2014 to:
Diana Carter 573-634-7431
Missouri Public Service Commission 573-751-9285

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JUL 23 2014

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

Missouri Public
Service Commission

Michael Stark,)
)
 Complainant,)
)
 v.)
)
 Summit Natural Gas of Missouri, Inc.,)
)
 Respondent.)

Case No. GC-2014-0202

**COMPLAINANT'S ANSWERS AND OBJECTIONS
TO RESPONDANT'S FIRST SET OF DATE REQUEST**

DR1. With regard to the real estate (the "Subject Property") described in your Complaint and your Amended Complaint filed herein with the Commission against SNG, please state (a) how you hold title to the Subject Property (i.e., as sole owner, as joint tenants with another, etc.); (b) the date upon which you became the owner of the Subject Property; and (c) the amount of money paid by you or on your behalf for the Subject Property; and (d) provide a copy of the deed or other document by which you obtained title to the Subject Property.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks personal information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR2. Itemize and describe all improvements and repairs made by you to the private road located on the Subject Property, stating the date, to the extent known, for each such improvement or repair. This Data Request applies to the time period from the date you acquired title to the Subject Property through June 18, 2013.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks personal information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR3. Itemize and describe all actions taken by you and/or on your behalf to repair the

private road located on the Subject Property or to otherwise mitigate, limit, or remedy the damages to the Subject Property which you contend were caused in whole or in part by SNG or persons acting on behalf of SNG. This Data Request applies to the time period from June 19, 2013, to the present time.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks personal information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR4. State the name and job title, if known, of each SNG employee or other SNG representative, contractor, or subcontractor with whom you have spoken or otherwise conversed regarding the allegations set forth in your Complaint and/or Amended Complaint filed herein, and please provide the date of each such conversation and state whether the conversation was in person or by phone or by some other means (e.g., by e-mail).

RESPONSE:

On June 19, 2013, I found Summit crews working on my property, and talked with who appeared to be the Summit employee supervising the operations. He did not specifically identify himself. It should be noted that complainant believes that more people were working on the site other than those admitted to by Summit in interrogatories filed in a civil suit, and even though they state that Eric Graves was working on the property, they subsequently state that he never came upon the property. I subsequently met with him to discuss their trespass. I have also talked by phone with the Mike Sinclair, owner of STS Consulting.

Eric Graves
Priority Communications
R. J. Peters
Dillon West
STS Consulting Service
Ray Nelson

DR5. State the name and job title, if known, of each SNG employee or other SNG representative, contractor, or subcontractor who you contend was, at any time, present on the Subject Property without your permission; for each such person, state the date(s) which you contend the person was on the Subject Property without your permission.

RESPONSE:

June 19, 2013
Eric Graves
Priority Communications
R. J. Peters
Dillon West

STS Consulting Service
Ray Nelson
Others possibly to be determined.

DR6. Provide the name, address, telephone number, and relationship to you of each and every person who you believe personally witnessed any SNG employee or any other SNG representative, contractor, or subcontractor perform any work on the Subject Property.

RESPONSE:

Garrett Cope (friend) 888 State Hwy V, Linn Creek, Missouri
Robert Maag (former neighbor/friend) current address unknown 573-280-0475

DR7. List all professional licenses held by you, noting the issuing state and original date of issuance, and provide a copy of each license.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks personal information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR8. Other than as already stated above in response to prior Data Requests, provide the name, address, and telephone number, to the extent known, for each individual likely to have discoverable information, along with the subjects of that information, that you may use to support your claims and allegations against SNG in this matter.

RESPONSE:

Eddie Whitworth, Camden County Assessor, 573-346-4440 ext 1260
Anthony Wilmes, Midland GIS Solutions, 660-562-0050

DR9. List and describe any and all damages and injuries suffered by you as a result of the actions or inactions of SNG and/or any person acting on behalf of SNG.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR10. State if you currently are or ever have been a utility customer of SNG, and, if so, state the dates you were a customer.

RESPONSE:

No

DR11. Provide the case number and court location (or administrative agency) for each lawsuit or other action in which you are or were a petitioner, plaintiff, or complainant.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR12. Provide the name and address for each person or business who has viewed the damages to the Subject Property which you contend were caused in whole or in part by SNG or persons acting on behalf of SNG and given you an opinion or estimate regarding the cost to repair or remedy said damages.

RESPONSE:

Complainant objects to this request to the extent it is work product for a civil suit against summit, and that it is overbroad and seeks information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR13. Provide a copy of any written estimate obtained by you or on your behalf to repair or otherwise remedy the damages to the Subject Property which you contend were caused in whole or in part by SNG or persons acting on behalf of SNG.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR14. Provide a copy of each news/media article or story of which you are aware that discusses your allegations or claims against SNG.

RESPONSE:

Homeowner sues Summit Natural Gas

<http://www.connectmidmissouri.com/news/story.aspx?id=1052062>

Gas company accused of sewer damage

<http://www.connectmidmissouri.com/news/story.aspx?id=1050554>

Lake area woman says contractor not repairing damage

<http://www.connectmidmissouri.com/news/story.aspx?id=1051182>

Settlement offers preceded gas company conference

<http://www.connectmidmissouri.com/news/story.aspx?id=1053597>

Installation of Pipeline on Private Road Damages Property

<http://www.ozarksfirst.com/story/d/story/installation-of-pipeline-on-private-road-damages-p/30301/SxtL1dc5okiBZVjYf821CQ>

DR15. State the name and employer of each member of the media with whom you have spoken regarding your allegations or claims against SNG.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks personal information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR16. Provide copies of all written communications (including emails) and other documents and tangible things provided to the media by you and/or received from the media regarding your allegations or claims against SNG.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR17. Provide copies of all documents and written communications supporting your allegation that the erosion of your road was caused by the negligence and poor workmanship of SNG and/or others acting on behalf of SNG.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR 18. List and describe any and all steps taken by you to verify that the erosion of your road was caused by the negligence and poor workmanship of SNG and/or others acting on behalf of SNG.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks

information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid. However, complainant also states that summit has filed a MOTION FOR REPLEVIN in the aforementioned civil suit, which, by law, prohibits any tampering with the gasoline until the motion is heard and adjudicated.

DR19. Provide copies of all documents and written communications supporting your allegation that SNG's entry and trespass on the Subject Property was willful and malicious.

RESPONSE:

N.A.

DR20. Provide copies of all documents and written communications supporting your allegation that your road has been extensively and permanently damaged.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR21. List and describe any and all steps taken by you to verify that your road has been extensively and permanently damaged.

RESPONSE:

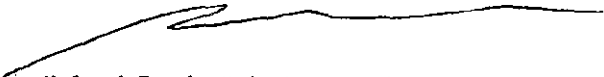
Complainant objects to this request to the extent that it is overbroad and seeks information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time were legal and valid.

DR22. Other than as already provided in response to prior Data Requests, provide a copy of each document, picture, and other tangible thing that you may use to support your claims and allegations against SNG in this matter.

RESPONSE:

Complainant objects to this request to the extent that it is overbroad and seeks personal information not relevant to the issue at hand before the Missouri Public Service Commission to wit: the degree of trespass to the complainant's property, and whether it was an innocent mistake, or whether it is a violation of a statute, tariff provision, Commission rule or order. The only fact of relevance here should be who owned the property on June 19, 2013, and/or if complainant's instructions to cease work at that time

were legal and valid.



Michael Stark, July 23, 2014

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Camdenton, Mo. 65020

573-873-1717

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Diana Carter 573-634-7431