

# **EXHIBIT D**

# James L. King, Jr.

Public Affairs Consulting

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May 18, 2016

## VIA EMAIL AND UNITED STATES MAIL

David S. Steele  
Perkins Coie LLP  
10885 NE Fourth Street, Suite 700  
Bellevue, WA 98004

**Re: *Washington Utilities and Transportation Commission, Dockets*  
*UE-151871 and UG-151872 (Consolidated)*  
*Puget Sound Energy Data Requests Nos. 001-022***

Dear Mr. Steele:

In response to your letter of May 11, 2016, the WSHVACRA reasserts its objections to the PSE data requests. PSE has yet to demonstrate that its over-reaching attempt to data-mine has any purpose except to uncover market information that is not relevant to the current adjudication, nor uncover any relevant information, but is instead an abuse of the discovery process to gain information regarding the HVAC industry that PSE could not obtain voluntarily from market and industry participants that PSE could not obtain voluntarily for purposes of developing its current proposal. The WSHVACCA believes the purpose of this effort is to obtain market information, not for the legitimate purposes of the current adjudication, but for other purposes.

Having the same objections to each data requests is a direct result of your overly broad and objectionable preamble to all of the data requests.

It is not the role of PSE or Perkins Coie to determine the role of an intervener, its duties, or responsibilities. Puget Sound Energy and Perkins Coie have consistently acted to thwart the WSHVACCA's efforts to bring to bear it and its members knowledge and expertise to bear in this adjudication, while seeking to obtain information for other purposes.

Your sole "concession" is that "for the time being, PSE is willing to narrow the scope of its requests to only information held by WSHVACCA and not its individual members" which is no concession as you reserve the "right" to be able to try and compel the production of information from our members in the future

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You rejected the WSHVACCA's request that you narrow your data requests to only that information to which is relevant to this adjudication and in the possession of the WSHVACCA, therefore our objections to your data requests stand.

Sincerely,

James L. King, Jr.

Cc: Sheree S. Carson  
Parties