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March 26, 2026

VIA EMAIL

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Re: Farmers Pride, Inc. v UGI Utilities, Inc. – Gas Division
Docket No. C-2025-3057769

Dear Counsel:

Attached please find the Objections of UGI Utilities, Inc. – Gas Division to the Requests for Production of Documents of Farmers Pride, Inc. Set I, Nos. 1-12 in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,



Devin Ryan

DR/bfc
Attachment

cc: Matthew Homsher, Secretary (*letter and Certificate of Service only*)
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

VIA EMAIL AND FIRST-CLASS MAIL

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Counsel Farmer's Pride Inc.

Date: March 26, 2026



Devin T. Ryan

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Farmer’s Pride, Inc.	:	
	:	
v.	:	Docket No. C-2025-3057769
	:	
UGI Utilities, Inc. – Gas Division	:	

**OBJECTIONS OF UGI UTILITIES, INC. – GAS DIVISION TO THE REQUESTS FOR
PRODUCTION OF DOCUMENTS OF FARMER’S PRIDE, INC. SET I**

Pursuant to 52 Pa. Code §§ 5.342(c) and 5.349(d), UGI Utilities, Inc. – Gas Division (“UGI Gas” or the “Company”), by and through its attorneys, hereby serves these objections to the first set (“Set I”) of requests for production of documents (“RFPDs”) of Farmer’s Pride, Inc. (“Farmer’s Pride” or the “Complainant”) served on March 16, 2026 (“Farmer’s Pride RFPD Set I” or “RFPD Set I”).¹

As explained below, UGI Gas objects to Farmer’s Pride RFPD Set I, Nos. 1-12 on the grounds that they are vague, overly broad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence and to the extent that they seek information and materials protected by the attorney-client privilege and attorney work product doctrine.

In support, UGI Gas states as follows:

I. OBJECTIONS TO FARMER’S PRIDE RFPD SET I, NOS. 1-12

1. Farmer’s Pride RFPD Set I, Nos. 1-12, request the following:

- 1: Any documents that refer or relate to the allegations in the Complaint or UGI’s answer. Anything that could potentially be relevant. No specific allegations.

¹ Counsel for the Complainant sent Farmer’s Pride RFPD Set I via email on Friday, March 13, 2026, at 10:18 PM. Because the Complainant’s counsel served the discovery requests electronically after 4:30 PM, they were deemed served on the next business day, i.e., Monday March 16, 2026. See 52 Pa. Code § 1.56(a)(4).

- 2: Any documents that you reviewed or relied upon in responding to the Complainant.
- 3: All documents that refer, relate to, or constitute communications with third parties regarding the present litigation, excluding any communications involving counsel.
- 4: All documents that refer or relate to any attempt by UGI to contact Complainant on or around January 20-23, 2025, concerning UGI's declaration of a Critical Day during that time period.
- 5: All internal communications that refer or relate to any attempt by UGI to contact Complainant on or around January 20-23, 2025, concerning UGI's declaration of a Critical Day during that time period.
- 6: All documents that refer to, relate to, or evidence UGI's internal communications between January 1, 2023 and January 1, 2026 about changing the rate or amount of penalties charged by UGI to its customers for exceeding daily balancing limits during Critical Days.
- 7: All documents that refer to, relate to, or evidence any Operational Flow Orders directed to UGI by its gas suppliers covering the dates of January 20-23, 2025.
- 8: All documents that refer to, relate to, or evidence whether UGI exceeded any capacity restraints or Operational Flow Orders imposed by any of its gas suppliers between January 20-23, 2025.
- 9: All documents that refer to or relate to statements by UGI to the Federal Energy Regulatory Commission concerning penalty charges for unauthorized daily overruns charged by interstate pipelines that supply UGI.
- 10: All documents that refer to or relate to communications between UGI and its gas suppliers between January 1, 2023 and January 1, 2026 concerning the reasonableness or penalty charges for unauthorized daily overruns.
- 11: All documents that refer to, relate to, or evidence UGI's internal communications concerning the amount or rate of penalties charged by UGI by its gas suppliers.
- 12: All documents and communications that refer or relate to any penalty charge imposed on UGI by any interstate natural gas

transmission companies, including without limitation, Texas Eastern during December 2024 and January 2025.

2. As a threshold matter, UGI Gas objects to RFPD Nos. 1-12 to the extent that they improperly seek material protected by attorney-client privilege and the attorney work product doctrine.

3. Aside from RFPD No. 3, which partially excludes privileged materials and work product to the extent that they are “communications involving counsel,” these requests do not specifically exempt privileged materials. (RFPD No. 3.)

4. Indeed, the RFPDs include requests for “[a]ny documents,” “[a]ll documents,” “[a]ll internal communications,” many of which would necessarily include materials which are protected from disclosure pursuant to attorney-client privilege, the attorney work product doctrine or other privileges. (see, e.g., RFPD Nos. 1-2, 5.)

5. Matters that are privileged are shielded from discovery by the Commission’s regulations. *See* 52 Pa. Code §§ 5.321(c), 5.361(a).

6. Further, Section 5.323(a) of the Commission’s regulations states, “The discovery may not include disclosure of the mental impressions of a party’s attorney or his conclusions, opinions, memoranda, notes, summaries, legal research or legal theories.” 52 Pa. Code § 5.323(a).

7. Discovery is intended for the discovery of facts and evidence that may be presented at the evidentiary hearing, not the legal opinions of the Company’s attorneys that are protected by attorney-client privilege and the attorney work product doctrine.

8. Therefore, these requests improperly seek legal opinions and seek privileged information and material.

9. For these reasons, UGI Gas objects to these requests to the extent that they improperly seek material protected by attorney-client privilege and the attorney work product doctrine.

A. OBJECTIONS TO FARMER’S PRIDE RFPD SET I, NOS. 1-2

10. Farmer’s Pride RFPD Set I, Nos. 1-2 ask for the following:

1. Any documents that refer or relate to the allegations in the Complaint or UGI’s answer.
2. Any documents that you reviewed or relied upon in responding to the Complainant.

11. UGI Gas objects to these requests on the grounds that they are vague, overly broad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence.

12. RFPD Set I, No. 1 is “catch all” discovery request that lacks any specificity as to the information or documents sought, has no limitation in temporal scope, and has no reasonable limitation in subject matter.

13. Moreover, “documents that refer to or relate to allegations in the Complaint or UGI’s answer” would encompass any statute, regulation, tariff, or other legal authority referred to or reference in the pleadings, any trade publications reference in the pleadings, the pleadings themselves, the Rate XD Agreement at issue, the documents from UGI Gas’s rate case at Docket Nos. R-2018-3006814, *et al.*, and more documents that are either already in the possession of the Complainant or readily attainable by it.

14. For the same reasons, with respect to RFPD Set I, No. 2, the Company should not be forced to reproduce copies of all documents referenced or related to the allegations in its Answer and New Matter to the Complaint.

15. Further, UGI Gas's Answer included well-plead New Matter. However, RFPD Set I, No. 1 only refers to UGI Gas's Answer and does not specify whether it encompasses the allegations in the Company's New Matter as well.

16. Lastly, RFPD Set I, No. 2 fails to explain what it means by "responding to the Complainant." It is unclear if the Complainant is referring to the Answer and New Matter filed in response to the Complaint, UGI Gas's response to "the Complainant" stemming from the event at issue, or something else entirely. Without such clarification, this request is vague.

Based on the foregoing, Farmer's Pride RFPD Set I, Nos. 1-2 are vague, overly broad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence.

B. OBJECTIONS TO FARMER'S PRIDE RFPD SET I, NO. 3

17. Farmer's Pride RFPD Set I, No. 3 requests the following:

3. All documents that refer, relate to, or constitute communications with third parties regarding the present litigation, excluding any communications involving counsel.

18. UGI Gas objects to RFPD No. 3 on the grounds that this request is vague.

19. Specifically, RFPD No. 3 is vague in that it fails to define "third parties". It is unclear whether "third parties" refers to parties that are not a party to the above-captioned matter (i.e., all parties other than UGI Gas and Farmer's Pride), or whether the term refers to all parties other than UGI Gas itself, which would include Farmer's Pride.

20. Without clarification as to the meaning of the term "third parties," UGI Gas cannot reasonably provide a complete and accurate response to RFPD No. 3.

C. OBJECTIONS TO FARMER'S PRIDE RFPD SET I, NOS. 9-12

21. Farmer's Pride RFPD Set I, Nos. 9-12

9. All documents that refer to or relate to statements by UGI to the Federal Energy Regulatory Commission concerning penalty charges

for unauthorized daily overruns charged by interstate pipelines that supply UGI.

10. All documents that refer to or relate to communications between UGI and its gas suppliers between January 1, 2023 and January 1, 2026 concerning the reasonableness or penalty charges for unauthorized daily overruns.
11. All documents that refer to, relate to, or evidence UGI's internal communications concerning the amount or rate of penalties charged by UGI by its gas suppliers.
12. All documents and communications that refer or relate to any penalty charge imposed on UGI by any interstate natural gas transmission companies, including without limitation, Texas Eastern during December 2024 and January 2025.

22. UGI Gas objects to these discovery requests because they are vague, overly broad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence.

23. First, RFPD Set I, Nos. 9-11 are vague. In RFPD Set I, No. 9, the Complainant asks about "statements by UGI to the Federal Energy Regulatory Commission." It is unclear what is meant by "statements," whether it encompasses both oral and written "statements," is limited to filings with the Federal Energy Regulatory Commission ("FERC"), etc. Also, both RFPD Set I, Nos. 10-11 use the term "gas suppliers." However, those requests are vague because the term "gas suppliers" is not defined. Therefore, it is unclear as to whether the Complainant is referring to the interstate natural gas transmission companies (a term used in RFPD Set I, No. 12), interstate pipelines that supply UGI (a term used in RFPD Set I, No. 9), Natural Gas Suppliers ("NGSs"), or something else.

24. Second, RFPD Set I, Nos. 9-12 are overly broad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. RFPD Set I, Nos. 9 and 11-12 have no limitation in temporal scope and, as posited, would require the Company to pull all such documents that fall within the scope of the requests for the history of UGI Gas. Although

RFPD Set I, No. 10 does include a temporal limitation, it extends beyond the time period relevant to events at issue in this proceeding. Moreover, the “penalties” and “penalty charges” referenced in RFPD Set I, Nos. 11-12 are not limited to “penalty charges for unauthorized daily overruns” described in RFPD Set I, Nos. 9-10. Further, the penalties assessed by interstate natural gas transmission pipelines on UGI Gas are regulated by FERC. Yet, these requests seek information related to UGI Gas’s interactions with FERC and, presumably, interstate natural gas transmission pipelines about the reasonableness and prudence of such penalties. Thus, these requests could include documents related to penalties that have no bearing or relevance to the issues in this case, nor are they reasonably calculated to lead to the discovery of such evidence.

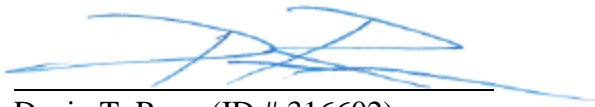
For these reasons, UGI Gas objects to these requests because are vague, overly broad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence and to the extent that they seek information and materials protected by the attorney-client privilege and attorney work product doctrine.

II. CONCLUSION

WHEREFORE, UGI Utilities, Inc. – Gas Division objects to Farmer’s Pride Set I, RFPDs Nos. 1-12 on the grounds that they are vague, overly broad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence and to the extent that they seek information and materials protected by the attorney-client privilege and attorney work product doctrine. Moreover, UGI Utilities, Inc. – Gas Division reserves the right to object to future interrogatories, requests for admissions, and requests for production of documents, including any instructions and definitions contained therein.

Respectfully submitted,

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Dated: March 26, 2026

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