

**UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION**

BP Pipelines (Alaska) Inc.	)	
ConocoPhillips Transportation Alaska Inc.	)	
ExxonMobil Pipeline Company	)	Docket No. OR14-6-000

**FLINT HILLS RESOURCES ALASKA, LLC’S REQUEST FOR  
ISSUANCE OF A SUBPOENA *DUCES TECUM* TO PHILLIPS 66 TO RESPOND TO  
DATA REQUESTS AND PRODUCE DOCUMENTS**

To: The Honorable H. Peter Young  
Presiding Administrative Law Judge

Pursuant to Rule 409, 18 C.F.R. § 285.409 (2013), of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission (Commission), Flint Hills Resources Alaska, LLC (FHR) respectfully requests that the Presiding Administrative Law Judge issue the attached subpoena *duces tecum* compelling Phillips 66, who is not a party to this proceeding, to respond to data requests and produce documents regarding Phillips 66’s refineries at which Alaska North Slope (ANS) crude oil has been processed. Responses to these data requests and the production of documents regarding those refineries are necessary for FHR to develop a full and complete record on the issue of the accurate value of ANS Resid.<sup>1</sup> Under existing procedural rules, objections would be due five calendar days from the date of service and responses would be due ten calendar days from the date of service.

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<sup>1</sup> *Flint Hills Resources Alaska, LLC v. BP Pipelines (Alaska) Inc., et al.*, 145 FERC ¶ 61,117 (2013) (order setting case for hearing).

## **I. BACKGROUND**

On November 29, 2013, FHR served ConocoPhillips Alaska, Inc. (CPAI), who is a party in this proceeding, with data requests related to ANS coker yields.<sup>2</sup> On December 9, 2013, CPAI responded that ConocoPhillips, CPAI's parent company, spun off its down-stream assets, which consisted of refineries, to Phillips 66, and that the only refining capability retained by CPAI is the topping refinery located in the Prudhoe Bay field, which has no coker.<sup>3</sup>

## **II. REQUEST FOR A SUBPOENA *DUCES TECUM***

Commission Rule 409 authorizes the Presiding Administrative Law Judge to issue a subpoena for the production of documents.<sup>4</sup> FHR requests that the Presiding Administrative Law Judge issue a subpoena to Phillips 66 to answer data specific requests and produce documents limited to its refineries at which ANS crude oil has been processed. The refinery information that is in Phillips 66's sole possession is highly relevant to the issue of the accurate value of ANS Resid in this proceeding. FHR submits that the discovery it seeks would lead to the discovery of relevant information or relevant evidence. The information that FHR seeks from Phillips 66 is not available from anyone or anywhere else. And as noted above, Phillips 66 is not a party in this proceeding.

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<sup>2</sup> See FHR's First Set of Data Requests to CPAI and CPAI Responses attached as Exhibit 1.

<sup>3</sup> See CPAI's Responses, Exhibit 1.

<sup>4</sup> See *Transcontinental Gas Pipe Line Co.*, 39 FERC ¶ 61,221 (1987) (ordering a non-party to comply with subpoena *duces tecum* because the information sought is relevant). See *Trans Alaska Pipeline System*, 3 FERC ¶ 63,017 (1978) (non-parties may be called upon to produce documents relating to the subject of the Commission's investigation so long as they may be relevant to a proper investigation). See *Trans Alaska Pipeline System*, 9 FERC ¶ 61,133 (1979); see *Ohio Edison Co.*, 20 FERC ¶ 63,056 (1982) (granting subpoena *duces tecum*).

### III. CONCLUSION

Phillips 66 has information that is highly relevant to the valuation of ANS Resid, which is the subject of the Commission's investigation in this proceeding. FHR respectfully requests that the Presiding Administrative Law Judge grant this request for the issuance of a subpoena that compels Phillips 66 to respond to data requests and produce documents.

Respectfully submitted,

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FLINT HILLS RESOURCES, LP  
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/s/ David D'Alessandro  
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**UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION**

BP Pipelines (Alaska) Inc.	)	
ConocoPhillips Transportation Alaska Inc.	)	
ExxonMobil Pipeline Company	)	Docket No. OR14-6-000

**VERIFICATION**

I, David D'Alessandro, counsel for Flint Hills Resources Alaska LLC, declare under penalty of perjury that the foregoing is true and correct.

Executed on December 17, 2013

/s/ David D'Alessandro

### **CERTIFICATE OF SERVICE**

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated at Washington, D.C., 18th day of December, 2013

/s/ M. Denyse Zosa

**UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION**

BP Pipelines (Alaska) Inc.	§	
ConocoPhillips Transportation Alaska Inc.	§	
ExxonMobil Pipeline Company	§	
	§	
	§	

Docket No. OR14-6-000

**SUBPOENA DUCES TECUM**

TO: Phillips 66, through its registered agent,  
The Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, DE 19808

YOU ARE HEREBY COMMANDED, pursuant to Rule 409 of the Commission's Rule of Practice and Procedure, 18 C.F.R. 386.409 (2013) to respond to the following request for production of documents and data identified below. Under existing procedural rules, objections would be due five calendar days from the date of service and responses would be due ten calendar days from the date of service.

**DEFINITIONS**

1. a. Unless otherwise stated the terms “you,” and “your,” include Phillips 66, and its attorneys, consultants, employees, agents, representatives, officers and directors, and any other person acting or purporting to act on its behalf, including any division, department, subsidiary, affiliate, predecessor, corporation or partnership through which Phillips 66 now conducts or has conducted its business affairs.

b. “Person” refers to, without limiting the generality of its meaning, every natural person, corporation, partnership, association (whether formally organized or ad hoc), joint venture, unit operation, cooperative, municipality, commission, governmental body or agency, or any other group or other organization.

2. a. “Documents” refers to all writings and records of every type in your possession, control, or custody, including but not limited to: testimony and exhibits, memoranda, correspondence, letters, reports (including drafts, preliminary, intermediate, and final reports), surveys, analyses, studies (including economic and market studies), summaries, comparisons, tabulations, charts, books, pamphlets, photographs, maps, bulletins, corporate or other minutes, notes, diaries, log sheets, ledgers, transcripts, microfilm, microfiche, computer data, computer files, computer tapes, computer inputs, computer outputs and printouts, vouchers, accounting statements, budgets, workpapers, engineering diagrams (including “one-line” diagrams), mechanical and electrical recordings, records of telephone and telegraphic

communications, speeches, and all other records, written, electrical, mechanical, or otherwise and drafts of any of the above.

b. “Documents” includes copies of documents, where the originals are not in your possession, custody, or control.

c. “Documents” includes every copy of a document which contains handwritten or other notations or which otherwise does not duplicate the original or any other copy.

d. “Documents” also includes any attachments or appendices to any document.

3. “Identification” and “identify” mean:

a. when used with respect to a document, stating the nature of the document, (e.g., letter, memorandum, corporate minutes); the date, if any, appearing thereon; the date, if known, on which the document was prepared; the title of the document; the general subject matter of the document; the number of pages comprising the document; the identity or each person who signed or initialed the document; the identity of each person to whom the document was addressed; the identity of each person who received the document or reviewed it; the person having possession, custody, or control of the document.

b. when used with respect to a person stating his or her full name; his or her most recent business address and telephone number; his or her present title and position; and his or her present and prior connections or associations with any participant and prior connections or associations with any participant or party to this proceeding.

4. The words “and” and “or” shall be construed either conjunctively or disjunctively as necessary to include information within the scope of a Request, rather than to exclude information therefrom.

5. As used herein, the singular shall include the plural; the plural shall include the singular; the past shall include the present and vice versa, and the masculine, feminine, and neuter shall include each of the other genders.

6. “Relates to,” or “regarding,” “regards,” “concerning,” or “concerns” means comprises, discusses, describes, underlies, comments upon, forms the basis for, analyzes, or mentions in any way the subject of the Data Request.

## **INSTRUCTIONS**

1. These Requests are directed to Phillips 66 and all of its past, present and future affiliates and all its past or present officers, directors, agents or employees.
2. These Requests call for all information, including information contained in documents, which relates to the subject matter of the Requests and which is known or available to you.
3. Where a Request has a number of separate subdivisions or related parts or portions, a complete response is required to each subdivision, part, or portion. Any objection to a Request should clearly indicate the subdivision, part, or portion of the Request to which it is directed.
4. If an interrogatory specifically requests an answer in response rather than the production of documents, an answer is required. The production of documents will not suffice.
5. These Requests are continuing in nature and require supplemental responses when further or different information with respect to the same is obtained.
6. Each response should be furnished on a separate page headed by the individual data request being answered. Individual responses of more than one page should be stapled or bound and each page consecutively numbered.
7. Each Request to "Provide all documents . . ." or similar phrases includes a request to "identify" all such documents, as defined in Definition No. 3 above.
8. In producing documents and other things, Phillips 66 is requested to furnish all documents or things in its possession, custody or control, regardless of whether such documents or things are possessed directly by Phillips 66 or by its directors, officers, agents, employees, representatives, subsidiaries, managing agents, affiliates, investigators, consultants, or by Phillips 66's attorneys or its agents, employees, representatives or investigators. These requests expressly include, but are not limited to, documents authored or created by Phillips 66's agents, consultants, representatives, or attorneys at Phillips 66's request or under its direction.
9. For each document produced or identified in a response which is computer generated, state separately: (a) what types of data, files, or tapes are included in the input and the source thereof, (b) the form of the data which constitutes machine input (e.g., punch cards, tapes), (c) a description of the recordation system employed (including program descriptions, flow charts, etc.), and (d) the identity of the person who was in charge of the collection of input materials, the processing of input materials, the data bases utilized, and the programming to obtain the output.
10. A request for each document "relating to" a subject matter extends to each document that constitutes, contains, supports, modifies, contradicts, mentions, discusses, refers to, analyzes, evaluates, criticizes, concerns, describes, records, reports, reflects, was prepared in



connection with, arises from, or is or has been collected, recorded, examined, or considered by, for or on behalf of any present or former agent, representative, officer, employee, attorney, board, committee or subcommittee, or any other person acting or purporting to act on Phillips 66's behalf in regard to the subject matter specified.

11. If a Request can be answered in whole or in part by reference to the response to another Request served in this proceeding, it is sufficient to do so by specifying the parts of the other response which are responsive, and by specifying whether the response to the other Request is a full or partial response to the instant Requests. If it constitutes a partial response, the balance of the instant Request must be answered.

12. If you cannot answer a Request in full, after exercising due diligence to secure the information necessary to do so, state the answer to the extent possible, state why you cannot answer the Request in full, and state what information or knowledge you have concerning the unanswered portions.

13. If in answering any of these Requests you feel that any Request or definition or instruction applicable thereto is ambiguous, please request clarification. Alternatively, set forth the language you feel is ambiguous and the interpretation you are using in responding to the Request.

14. If a document requested is unavailable, identify the document, describe in detail the reasons why the document is unavailable, state where the document can be obtained, and specify the number of pages it contains.

15. If you refuse to respond to any Request by reason of a claim of privilege, or for any other reason, state the type of privilege claimed and the facts and circumstances you rely upon to support the claim of privilege or the reason for refusing to respond. With respect to requests for documents to which you refuse to respond, identify each such documents, and specify the number of pages it contains.

16. Identify the person who prepared each response and the person who will bear ultimate responsibility for the truth of each response.

17. If no document is responsive to a Request that calls for a document, so state. In each instance, the Request should be treated as an interrogatory.

18. Documents not otherwise responsive to this Request shall be produced if such documents relate to, mention, discuss, refer to, or explain the documents which are called for by this Request or if such documents are attached to documents called for by this Request and constitute routing slips, transmittal memoranda, or letters, comments, evaluations, or similar materials.

19. If a document once existed and has subsequently been lost, destroyed, or is otherwise missing, then please state with respect to such material, (i) the last known location of the material, (ii) the last date or time period the material was known to be in existence, (iii) the

person having custody or control of the material, (iv) the circumstances under which the material was destroyed, disposed of, lost, or otherwise rendered unavailable for production, (v) whether the material was stored under conditions of controlled access and, if so, the names of all persons having access to the material, (vi) as to material destroyed or disposed of, the name(s) of the person(s) who requested or directed such destruction or disposal, and the reasons for such request or direction, and (vii) the names, addresses, and professional positions of all persons capable of offering testimony on the subject matter and contents of the material which was destroyed, disposed of, lost, or otherwise rendered unavailable for production.

## **REQUEST FOR THE PRODUCTION OF DOCUMENTS AND DATA**

- |                      |   |
|----------------------|---|
| FHR-PHILLIPS 66 1-1. | Please provide in readable format the current coker yields and the quality of the ANS coker feed in terms of distillation cutpoint, API gravity, percent sulfur content, Conradson Carbon Residue (CCR), and Micro Carbo Residue (MCR) obtained at each of your refineries at which Alaska North Slope ("ANS") crude oil has been processed at any time during the period January 1, 2009 to the present.                             |
| FHR-PHILLIPS 66 1-2. | Please provide in readable format the monthly coker yield calculations related to the ANS portion of any crude oil stream that has been processed at each of your refineries at any time during the period January 1, 2009 to the present.  |
| FHR-PHILLIPS 66 1-3. | Please provide in readable format the current linear program model (LP) coker yield vectors and the quality of the ANS coker feed in terms of distillation cutpoint, API gravity, percent sulfur content, Conradson Carbon Residue (CCR), and Micro Carbo Residue (MCR) for the ANS portion of any crude oil stream that has been processed at each of your refineries at any time during the period January 1, 2009 to the present.] |
| FHR-PHILLIPS 66 1-4. | Please provide the refinery configurations for each of your coking refineries at which ANS crude oil has been processed at any time during the period January 1, 2004 to the present.   |
| FHR-PHILLIPS 66 1-5. | Please provide the refinery configurations for each of your cracking refineries at which ANS crude oil has been processed at any time during the period January 1, 2004 to the present.   |
| FHR-PHILLIPS 66 1-6. | Please provide for the period January 1, 1990 to the present: a list of all time periods (from the start date to the  |

end date) during which each of your refineries at which ANS crude oil has been processed was idled for non-economic reasons, including scheduled maintenance, equipment failure, or other outages, and note the reason for each such occurrence.

FHR-PHILLIPS 66 1-7.

Please identify for the period January 1, 2004 to the present: any and all times when you considered and/or took steps to improve the liquid yields from your coking facilities at which ANS crude oil has been processed, and explain what consideration and/or steps were taken each time.

The undersigned being duly and lawfully authorized, hereby issues this Subpoena *Duces Tecum* this \_\_\_\_ day of \_\_\_\_\_, 2013.

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Authorizing Presiding Administrative Law Judge

**IN TESTIMONY WHEREOF**, the seal of the Federal Energy Regulatory Commission has been affixed hereto this \_\_\_\_ day of \_\_\_\_\_, 2013.

**UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION**

SUBPOENA DUCES TECUM

BP Pipelines (Alaska) Inc.

ConocoPhillips Transportation Alaska Inc.

ExxonMobil Pipeline Company

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)  
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Docket No. OR14-6-000

**RETURN OF SERVICE**

State of \_\_\_\_\_

County of \_\_\_\_\_

I, \_\_\_\_\_

of \_\_\_\_\_

do solemnly swear that on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

I personally served the subpoena on \_\_\_\_\_

at \_\_\_\_\_ and left a copy of the same

with him.

\_\_\_\_\_  
Signature

Subscribed and sworn to me, a Notary Public, in and for the State and county  
above mentioned on this \_\_\_\_ day of \_\_\_\_\_, 201\_\_\_\_.

My commission expires on the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_.

### MARSHAL'S RETURN OF SERVICE

The within subpoena was personally served on \_\_\_\_\_  
of \_\_\_\_\_ on the \_\_\_\_ day of  
\_\_\_\_\_ 20 \_\_\_\_.

\_\_\_\_\_  
United States Marshall

I certify that the person named herein was in attendance as a witness at  
\_\_\_\_\_ on \_\_\_\_\_  
(month day or days and year)

\_\_\_\_\_  
Name of person certifying with official title.

## Exhibit 1

## **DEFINITIONS**

1. a. Unless otherwise stated the terms “you,” and “your,” include ConocoPhillips Alaska Inc. (“CPAI”), and its attorneys, consultants, employees, agents, representatives, officers and directors, and any other person acting or purporting to act on its behalf, including any division, department, subsidiary, affiliate, predecessor, corporation or partnership through which CPAI now conducts or has conducted its business affairs.

b. “Person” refers to, without limiting the generality of its meaning, every natural person, corporation, partnership, association (whether formally organized or ad hoc), joint venture, unit operation, cooperative, municipality, commission, governmental body or agency, or any other group or other organization.

2. a. “Documents” refers to all writings and records of every type in your possession, control, or custody, including but not limited to: testimony and exhibits, memoranda, correspondence, letters, reports (including drafts, preliminary, intermediate, and final reports), surveys, analyses, studies (including economic and market studies), summaries, comparisons, tabulations, charts, books, pamphlets, photographs, maps, bulletins, corporate or other minutes, notes, diaries, log sheets, ledgers, transcripts, microfilm, microfiche, computer data, computer files, computer tapes, computer inputs, computer outputs and printouts, vouchers, accounting statements, budgets, workpapers, engineering diagrams (including “one-line” diagrams), mechanical and electrical recordings, records of telephone and telegraphic communications, speeches, and all other records, written, electrical, mechanical, or otherwise and drafts of any of the above.

b. “Documents” includes copies of documents, where the originals are not in your possession, custody, or control.

c. “Documents” includes every copy of a document which contains handwritten or other notations or which otherwise does not duplicate the original or any other copy.

d. “Documents” also includes any attachments or appendices to any document.

3. “Identification” and “identify” mean:

a. when used with respect to a document, stating the nature of the document, (e.g., letter, memorandum, corporate minutes); the date, if any, appearing thereon; the date, if known, on which the document was prepared; the title of the document; the general subject matter of the document; the number of pages comprising the document; the identity or each person who signed or initialed the document; the identity of each person to whom the document was addressed; the identity of each person who received the document or reviewed it; the person having possession, custody, or control of the document.

b. when used with respect to a person stating his or her full name; his or her most recent business address and telephone number; his or her present title and position; and his or her present and prior connections or associations with any participant and prior connections or associations with any participant or party to this proceeding.

4. The words “and” and “or” shall be construed either conjunctively or disjunctively as necessary to include information within the scope of a Request, rather than to exclude information therefrom.

5. As used herein, the singular shall include the plural; the plural shall include the singular; the past shall include the present and vice versa, and the masculine, feminine, and neuter shall include each of the other genders.

6. “Relates to,” or “regarding,” “regards,” “concerning,” or “concerns” means comprises, discusses, describes, underlies, comments upon, forms the basis for, analyzes, or mentions in any way the subject of the Data Request.



## **INSTRUCTIONS**

1. These Requests are directed to CPAI and all of its past, present and future affiliates and all its past or present officers, directors, agents or employees.
2. These Requests call for all information, including information contained in documents, which relates to the subject matter of the Requests and which is known or available to you.
3. Where a Request has a number of separate subdivisions or related parts or portions, a complete response is required to each subdivision, part, or portion. Any objection to a Request should clearly indicate the subdivision, part, or portion of the Request to which it is directed.
4. If an interrogatory specifically requests an answer in response rather than the production of documents, an answer is required. The production of documents will not suffice.
5. These Requests are continuing in nature and require supplemental responses when further or different information with respect to the same is obtained.
6. Each response should be furnished on a separate page headed by the individual data request being answered. Individual responses of more than one page should be stapled or bound and each page consecutively numbered.
7. Each Request to "Provide all documents . . ." or similar phrases includes a request to "identify" all such documents, as defined in Definition No. 3 above.
8. In producing documents and other things, CPAI is requested to furnish all documents or things in its possession, custody or control, regardless of whether such documents or things are possessed directly by CPAI or by its directors, officers, agents, employees, representatives, subsidiaries, managing agents, affiliates, investigators, consultants, or by CPAI's attorneys or its agents, employees, representatives or investigators. These requests expressly include, but are not limited to, documents authored or created by CPAI's agents, consultants, representatives, or attorneys at CPAI's request or under its direction.
9. For each document produced or identified in a response which is computer generated, state separately: (a) what types of data, files, or tapes are included in the input and the source thereof, (b) the form of the data which constitutes machine input (e.g., punch cards, tapes), (c) a description of the recordation system employed (including program descriptions, flow charts, etc.), and (d) the identity of the person who was in charge of the collection of input materials, the processing of input materials, the data bases utilized, and the programming to obtain the output.
10. A request for each document "relating to" a subject matter extends to each document that constitutes, contains, supports, modifies, contradicts, mentions, discusses, refers to, analyzes, evaluates, criticizes, concerns, describes, records, reports, reflects, was prepared in

connection with, arises from, or is or has been collected, recorded, examined, or considered by, for or on behalf of any present or former agent, representative, officer, employee, attorney, board, committee or subcommittee, or any other person acting or purporting to act on CPAI's behalf in regard to the subject matter specified.

11. If a Request can be answered in whole or in part by reference to the response to another Request served in this proceeding, it is sufficient to do so by specifying the parts of the other response which are responsive, and by specifying whether the response to the other Request is a full or partial response to the instant Requests. If it constitutes a partial response, the balance of the instant Request must be answered.

12. If you cannot answer a Request in full, after exercising due diligence to secure the information necessary to do so, state the answer to the extent possible, state why you cannot answer the Request in full, and state what information or knowledge you have concerning the unanswered portions.

13. If in answering any of these Requests you feel that any Request or definition or instruction applicable thereto is ambiguous, please request clarification. Alternatively, set forth the language you feel is ambiguous and the interpretation you are using in responding to the Request.

14. If a document requested is unavailable, identify the document, describe in detail the reasons why the document is unavailable, state where the document can be obtained, and specify the number of pages it contains.

15. If you refuse to respond to any Request by reason of a claim of privilege, or for any other reason, state the type of privilege claimed and the facts and circumstances you rely upon to support the claim of privilege or the reason for refusing to respond. With respect to requests for documents to which you refuse to respond, identify each such documents, and specify the number of pages it contains.

16. Identify the person who prepared each response and the person who will bear ultimate responsibility for the truth of each response.

17. If no document is responsive to a Request that calls for a document, so state. In each instance, the Request should be treated as an interrogatory.

18. Documents not otherwise responsive to this Request shall be produced if such documents relate to, mention, discuss, refer to, or explain the documents which are called for by this Request or if such documents are attached to documents called for by this Request and constitute routing slips, transmittal memoranda, or letters, comments, evaluations, or similar materials.

19. If a document once existed and has subsequently been lost, destroyed, or is otherwise missing, then please state with respect to such material, (i) the last known location of the material, (ii) the last date or time period the material was known to be in existence, (iii) the

person having custody or control of the material, (iv) the circumstances under which the material was destroyed, disposed of, lost, or otherwise rendered unavailable for production, (v) whether the material was stored under conditions of controlled access and, if so, the names of all persons having access to the material, (vi) as to material destroyed or disposed of, the name(s) of the person(s) who requested or directed such destruction or disposal, and the reasons for such request or direction, and (vii) the names, addresses, and professional positions of all persons capable of offering testimony on the subject matter and contents of the material which was destroyed, disposed of, lost, or otherwise rendered unavailable for production.

UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION

BP Pipelines (Alaska) Inc., ConocoPhillips	)	
Transportation Alaska, Inc., and ExxonMobil Pipeline	)	Docket No. OR14-6-000
Company	)	

**FLINT HILLS RESOURCES ALASKA LLC'S  
FIRST SET OF REQUESTS FOR THE PRODUCTION OF DOCUMENTS AND DATA  
TO CONOCOPHILLIPS ALASKA INC.**

- FHR-CPAI 1-1. Please provide in readable format the current coker yields and the quality of the ANS coker feed in terms of distillation cutpoint, API gravity, percent sulfur content, Conradson Carbon Residue (CCR), and Micro Carbo Residue (MCR) obtained at each of your refineries at which Alaska North Slope ("ANS") crude oil has been processed at any time during the period January 1, 2009 to the present.
- FHR-CPAI 1-2. Please provide in readable format the monthly coker yield calculations related to the ANS portion of any crude oil stream that has been processed at each of your refineries at any time during the period January 1, 2009 to the present.
- FHR-CPAI 1-3. Please provide in readable format the current linear program model (LP) coker yield vectors and the quality of the ANS coker feed in terms of distillation cutpoint, API gravity, percent sulfur content, Conradson Carbon Residue (CCR), and Micro Carbo Residue (MCR) for the ANS portion of any crude oil stream that has been processed at each of your refineries at any time during the period January 1, 2009 to the present.]
- FHR-CPAI 1-4. Please provide the refinery configurations for each of your coking refineries at which ANS crude oil has been processed at any time during the period January 1, 2004 to the present.
- FHR-CPAI 1-5. Please provide the refinery configurations for each of your cracking refineries at which ANS crude oil has been processed at any time during the period January 1, 2004 to the present.
- FHR-CPAI 1-6. Please provide for the period January 1, 1990 to the present: a list of all time periods (from the start date to the end date) during which each of your refineries at which ANS crude oil has been processed was idled for non-economic reasons, including scheduled maintenance, equipment failure, or other outages, and note the reason for each such occurrence.

FHR-CPAI 1-7. Please identify for the period January 1, 2004 to the present: any and all times when you considered and/or took steps to improve the liquid yields from your coking facilities at which ANS crude oil has been processed, and explain what consideration and/or steps were taken each time.

**UNITED STATES OF AMERICA  
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BP Pipelines (Alaska) Inc. )  
 ConocoPhillips Transportation Alaska Inc. )  
 ExxonMobil Pipeline Company )

Docket No. OR14-6-000

**ANSWER OF CONOCOPHILLIPS ALASKA, INC. TO  
FIRST SET OF DATA REQUESTS OF FLINT HILLS RESOURCES ALASKA, LLC**

In accordance with the “Order Establishing Expedited Procedural Schedule” issued in this proceeding on Nov. 14, 2013, and Rule 406 of the Commission’s Rules of Practice and Procedure, ConocoPhillips Alaska, Inc. (“CPAI”) hereby submits its answers to Flint Hills Resources Alaska, LLC’s (“Flint Hills”) First Set of Data Requests to CPAI submitted in the above-captioned proceeding on November 29, 2013. CPAI is answering consistent with its December 4, 2013 objections to Flint Hills’ definitions and instructions, which are incorporated by reference herein.

FHR-CPAI 1-1. Please provide in readable format the current coker yields and the quality of the ANS coker feed in terms of distillation cutpoint, API gravity, percent sulfur content, Conradson Carbon Residue (CCR), and Micro Carbo Residue (MCR) obtained at each of your refineries at which Alaska North Slope ("ANS") crude oil has been processed at any time during the period January 1, 2009 to the present.

**RESPONSE:**

ConocoPhillips, which is CPAI's ultimate parent company, spun off its down-stream assets, which consisted of refineries, its chemical divisions, and most of its pipelines, in May of 2012 to Phillips 66, which is an independent, unaffiliated downstream energy company over which ConocoPhillips and CPAI have no control. The only refining capability retained by CPAI is the topping refinery located in the Prudhoe Bay field. Because this refinery does not have a coker, it does not have any coker feed.

Prepared By: Matthew W.S. Estes

Date: December 9, 2013

Rule 403(c) Statement: I hereby certify that the above response is true and accurate to best of my knowledge, information and belief formed after reasonable inquiry.

*s/Matthew W.S. Estes*

FHR-CPAI 1-2. Please provide in readable format the monthly coker yield calculations related to the ANS portion of any crude oil stream that has been processed at each of your refineries at any time during the period January 1, 2009 to the present.

**RESPONSE:**

ConocoPhillips, which is CPAI's ultimate parent company, spun off its down-stream assets, which consisted of refineries, its chemical divisions, and most of its pipelines, in May of 2012 to Phillips 66, which is an independent, unaffiliated downstream energy company over which ConocoPhillips and CPAI have no control. The only refining capability retained by CPAI is the topping refinery located in the Prudhoe Bay field. Because this refinery does not have a coker, it does not have any coker yields.

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FHR-CPAI 1-3. Please provide in readable format the current linear program model (LP) coker yield vectors and the quality of the ANS coker feed in terms of distillation cutpoint, API gravity, percent sulfur content, Conradson Carbon Residue (CCR), and Micro Carbo Residue (MCR) for the ANS portion of any crude oil stream that has been processed at each of your refineries at any time during the period January 1, 2009 to the present.

**RESPONSE:**

ConocoPhillips, which is CPAI's ultimate parent company, spun off its down-stream assets, which consisted of refineries, its chemical divisions, and most of its pipelines, in May of 2012 to Phillips 66, which is an independent, unaffiliated downstream energy company over which ConocoPhillips and CPAI have no control. The only refining capability retained by CPAI is the topping refinery located in the Prudhoe Bay field. Because this refinery does not have a coker, it does not have any coker yield vectors or coker feed.

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FHR-CPAI 1-4. Please provide the refinery configurations for each of your coking refineries at which ANS crude oil has been processed at any time during the period January 1, 2004 to the present.

**RESPONSE:**

ConocoPhillips, which is CPAI's ultimate parent company, spun off its down-stream assets, which consisted of refineries, its chemical divisions, and most of its pipelines, in May of 2012 to Phillips 66, which is an independent, unaffiliated downstream energy company over which ConocoPhillips and CPAI have no control. The only refining capability retained by CPAI is the topping refinery located in the Prudhoe Bay field. This refinery does not have a coker.

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*s/Matthew W.S. Estes*

FHR-CPAI 1-5. Please provide the refinery configurations for each of your cracking refineries at which ANS crude oil has been processed at any time during the period January 1, 2004 to the present.

**RESPONSE:**

ConocoPhillips, which is CPAI's ultimate parent company, spun off its down-stream assets, which consisted of refineries, its chemical divisions, and most of its pipelines, in May of 2012 to Phillips 66, which is an independent, unaffiliated downstream energy company over which ConocoPhillips and CPAI have no control. The only refining capability retained by CPAI is the topping refinery located in the Prudhoe Bay field. This refinery does not have a cracker.

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FHR-CPAI 1-6. Please provide for the period January 1, 1990 to the present: a list of all time periods (from the start date to the end date) during which each of your refineries at which ANS crude oil has been processed was idled for non-economic reasons, including scheduled maintenance, equipment failure, or other outages, and note the reason for each such occurrence.

**RESPONSE:**

CPAI Objects to Request No. FHR-CPAI 1-6, which requests a list of time periods during which CPAI's refineries were idled for non-economic reasons. ConocoPhillips, which is CPAI's ultimate parent company, spun off its down-stream assets, which consisted of refineries, its chemical divisions, and most of its pipelines, in May of 2012 to Phillips 66, which is an independent, unaffiliated downstream energy company over which ConocoPhillips and CPAI have no control. The only refining capability retained by CPAI is the topping refinery located in the Prudhoe Bay field. This refinery does not have either a coking or a cracking unit, and it sells no products of any kind into the West Coast markets, and therefore its operations are not relevant to any issue raised in this proceeding.

Prepared By: Matthew W.S. Estes

Date: December 9, 2013

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*s/Matthew W.S. Estes*

FHR-CPAI 1-7. Please identify for the period January 1, 2004 to the present: any and all times when you considered and/or took steps to improve the liquid yields from your coking facilities at which ANS crude oil has been processed, and explain what consideration and/or steps were taken each time.

**RESPONSE:**

ConocoPhillips, which is CPAI's ultimate parent company, spun off its down-stream assets, which consisted of refineries, its chemical divisions, and most of its pipelines, in May of 2012 to Phillips 66, which is an independent, unaffiliated downstream energy company over which ConocoPhillips and CPAI have no control. The only refining capability retained by CPAI is the topping refinery located in the Prudhoe Bay field. This refinery does not have a coker and thus has no liquid yields from its coking facilities.

Prepared By: Matthew W.S. Estes

Date: December 9, 2013

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*s/Matthew W.S. Estes*