

**From:** Samuel Backfield [mailto:Samuel.Backfield@ferc.gov]  
**Sent:** Monday, September 08, 2014 11:35 AM  
**To:** McSwain, William M.  
**Cc:** Steven Tabackman; David Applebaum; Vicki Braun; Estes III, John N.  
**Subject:** RE: Investigative Materials

Agreed.

Best,  
SGB

Samuel G. Backfield, Esq.  
Office of Enforcement  
Federal Energy Regulatory Commission  
888 First Street N.E.  
Washington, DC 20426  
Tel. 202.502.8932  
Fax 202.208.0057

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**From:** McSwain, William M. [mailto:William.McSwain@dbr.com]  
**Sent:** Monday, September 08, 2014 11:30 AM  
**To:** Samuel Backfield  
**Cc:** Steven Tabackman; David Applebaum; Vicki Braun; Estes III, John N.  
**Subject:** RE: Investigative Materials

Please call me Bill. Since I don't know what additional materials you'll be producing this week, I can't say whether I would want to rely on them for purposes of the 1b.19 response. I propose that you extend the deadline until the day after you make your production this week, at which point I would tell you whether I would want additional time after that to make the response. Please confirm that you agree to that.

Thanks,

Bill

William M. McSwain

**Drinker Biddle & Reath LLP**

One Logan Square, Ste. 2000

Philadelphia, PA 19103-6996

**From:** Samuel Backfield [mailto:Samuel.Backfield@ferc.gov]  
**Sent:** Friday, September 05, 2014 4:01 PM  
**To:** john.estes@skadden.com; McSwain, William M.  
**Cc:** Steven Tabackman; David Applebaum; Vicki Braun  
**Subject:** Investigative Materials

Dear Mr. Estes & Mr. McSwain:

Please see the attached letter and attachment. As noted in the letter, we will be producing additional materials next week, and we anticipate that the referrals will be included in this upcoming production. We are aware that the due dates for your responses to the 1b.19 notices are rapidly approaching. If you have a good faith expectation that you will want to rely on any of these additional materials in your 1b.19 responses, please let us know and we can discuss a reasonable extension of time for those responses.

Sincerely,

Samuel G. Backfield, Esq.

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