

FILE

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BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

2008 JUN 19 PM 12:39

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In the Matter of the Application of Columbia )  
Gas of Ohio, Inc. for Authority to Amend Filed )  
Tariffs to Increase the Rates and Charges for )  
Gas Distribution Service. )

Case No. 08-0072-GA-AIR

In the Matter of the Application of Columbia )  
Gas of Ohio, Inc. for Approval of an Alternative )  
Form of Regulation and for a Change in its )  
Rates and Charges. )

Case No. 08-0073-GA-ALT

In the Matter of the Application of Columbia Gas )  
of Ohio, Inc. for Approval to Change Accounting )  
Methods. )

Case No. 08-0074-GA-AAM

In the Matter of the Application of Columbia )  
Gas of Ohio, Inc. for Authority to Revise its )  
Depreciation Accrual Rates. )

Case No. 08-0075-GA-AAM

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MOTION OF COLUMBIA GAS OF OHIO, INC.  
FOR AUTHORITY TO REPUBLISH NEWSPAPER NOTICE  
IN ONE COUNTY

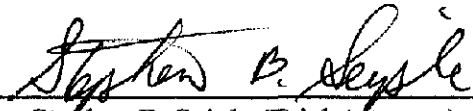
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Pursuant to a Commission Entry, Columbia Gas of Ohio, Inc. ("Columbia") has directed newspapers throughout its service territory to publish newspaper notice of the filing of the Application in the instant cases. However, the newspapers in two counties – Perry County and Vinton County – have failed to publish the newspaper notices as directed. Columbia requests that the Commission find that the publication of the newspaper notice in Perry County substantially complied with the publication requirement, and requests that the Commission authorize Columbia to republish the newspaper notice in Vinton County. This request, and the grounds in support of the request, are more fully set forth in the attached Memorandum in Support.

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Respectfully submitted,

**COLUMBIA GAS OF OHIO, INC.**

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## MEMORANDUM IN SUPPORT

Columbia filed its Application in these cases on March 3, 2008. By Entry dated April 16, 2008, the Commission accepted the Application for filing and directed Columbia to publish notice of the Application, pursuant to Rev. Code § 4909.19. That statute requires that notice of a rate case application be published in papers of general circulation throughout a utility's territory once a week for three consecutive weeks.

After the issuance of the Commission's April 16, 2008 Entry, Columbia contacted 43 newspapers throughout its service territory and requested that each newspaper publish the required notice once a week for three consecutive weeks, with the first notice published no later than May 16, 2008. All of the newspapers responded that they would publish the notice as requested and confirmed the planned dates of publication. Despite these assurances from every newspaper, two of the newspapers failed to publish the notice as they had indicated they would do. In both instances the newspapers did not inform Columbia of their failure to publish, and it was only when Columbia followed up with requests for affidavits of publication that the two newspapers admitted that they had not published the notice as requested by Columbia. The two newspapers that failed to publish the notice as requested were the *Perry County Tribune* and the *Vinton County Courier*.<sup>1</sup>

The *Perry County Tribune* had indicated that it would publish the notice on May 14, 21 and 28. The newspaper has informed Columbia that notice was published on May 14 and 28, but not on May 21. Instead, the newspaper, of its own volition, published the notice for a third time on June 6. Because the notice was published three times, with the first publication occurring before May 16, Columbia requests that the Commission find that publication of notice in Perry County substantially complied with the Commission's directive and that no further notice of the application need

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<sup>1</sup> Columbia serves approximately 4,800 customers in Perry County and 1,100 customers in Vinton County.

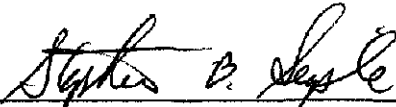
be published in Perry County. If the Commission should determine that the publication of notice in Perry County did not substantially comply with the Commission's publication requirement, then Columbia requests that the Commission specify the remedial action that it wishes Columbia to pursue.

The *Vinton County Courier* had indicated that it would publish the notice on May 14, 21 and 28. The newspaper has informed Columbia that due to computer system problems the notice was published on May 21 only. The newspaper did not begin publication by May 16 as directed by Columbia, nor did it publish the notice once a week for three consecutive weeks. Therefore, Columbia is prepared to republish newspaper notice in Vinton County, and requests Commission authorization to republish the newspaper notice in Vinton County once a week for three consecutive weeks.

**WHEREFORE**, Columbia requests that the Commission find that the publication of the newspaper notice in Perry County substantially complied with the publication requirement, and requests that the Commission authorize Columbia to republish the newspaper notice in Vinton County and also find that the republication complies with the publication requirement.

Respectfully submitted,

**COLUMBIA GAS OF OHIO, INC.**

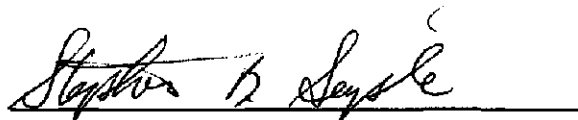
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### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion of Columbia Gas of Ohio, Inc. was served upon all parties of record by regular U. S. mail this 19<sup>th</sup> day of June, 2008.



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