BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO In the Matter of the) CASE NOS. Application of the East Ohio) 07-829-GA-AIR Gas Company, doing business) 07-830-GA-AIT as Dominion East Ohio,) 07-831-GA-AAM for Authority to Increase) 08-169-GA-ALT Rates For Gas Distribution) 06-1453-GA-UNC Service and Other Related) Matters. ORIGINAL		
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	BE IT REMEMBERED, that w	non the bearing

proceedings were had.
proceedings were had.
o'clock p.m., at which time the following
Monday, the 4th day of August 2008, at 7:00
Pirik, Attorney Examiner, and commencing on
Street, Geneva, Ohio, before Christine M.T.
Council Chambers, 1st Floor, 44 North Forest
Geneva Council, City Hall Municipal Building,
the above-entitled matter, held at City of

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1	APPEARANCES :
2	
3	On Behalf of the Public Utilities Commission
4	Of Ohio:
5	PUBLIC UTILITIES COMMISSION OF OHIO
6	BY: Christine Pirik, Attorney Examiner
7	180 East Broad Street
8	Columbus, Ohio 43215
9	800/686-7826
10	
11	On Behalf of Ohio Consumers' Counsel:
12	OFFICE OF THE OHIO CONSUMERS' COUNSEL
13	BY: Joseph P. Serio
14	Assistant Consumers' Counsel
15	10 West Broad Street, Suite 1800
16	Columbus, Ohio 43215-3485
17	614/466-8574
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1	APPEARANCES (CONTINUED):
2	
3	On Behalf of The East Ohio Gas Company
4	dba Dominion East Ohio:
5	JONES DAY
6	BY: Andrew J. Campbell, Attorney at Law
7	325 John H. McConnell Boulevard
8	Suite 600
9	Columbus, Ohio 43215-2673
10	614/469-3939
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1 The Public MS. PIRIK: 2 Utilities Commission of Ohio has assigned for 3 public hearing at this time and place Case Nos. 4 07-829-GA-AIR, 07-830-GA-ALT, 07-831-GA-AAM, 5 08-169-GA-ALT and 06-1453-GA-UNC, which are 6 captioned, "In the Matter of the Application of 7 the East Ohio Gas Company, doing business as 8 Dominion East Ohio, for Authority to Increase 9 Rates for its Gas Distribution Service and Other 10 Related Matters." My name is Christine Pirik. 11 I am an attorney with the Public Utilities 12 Commission and the Deputy Director in the legal department, and I have been assigned as the 13 14 hearing officer on this case.

15 I would also mention, the two 16 personnel out in the hallway who are seated at 17 the table are with the Commission. If you want 18 to sign up to testify, please see them. Thev 19 can put your name on a list. However, once I'm 20 through with all the names on the list, I will 21 ask anyone in the audience who wishes to testify 22 to come forward, so everyone will have an 23 opportunity to put comments on the record. 24 At this time I would like to call for 25 appearances on behalf of the parties that are

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1	present. On behalf of the company?
2	MR. CAMPBELL: Thank you, Your
3	Honor. Andrew John Campbell with the law firm
4	Jones Day on behalf of Dominion East Ohio.
5	MS. PIRIK: On behalf of the
6	Office of Consumers' Counsel?
7	MR. SERIO: Thank you, Your
8	Honor. On behalf of the residential utility
9	customers of East Ohio Gas Company, Janine
10	Migden-Ostrander, Consumers' Counsel, my name is
11	Joe Serio. OCC is the state agency that
12	represents residential customers in cases before
13	the PUCO. Thank you.
14	MS. PIRIK: I will also
15	list the others there are other parties in
16	the case that represent different constituencies
17	and I'll just state those for the record so
18	everyone will be aware who those parties are.
19	The Ohio Partners for Affordable Energy,
20	Neighborhood Environmental Coalition,
21	Empowerment Center of Greater Cleveland,
22	Cleveland Housing Network, Consumers For Fair
23	Utility Rates, Interstate Gas Supply, Integrys
24	Energy Services, Dominion Retail, Stand Energy
25	Corporation, Utility Workers Union of America,

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local G555, The Ohio Oil & Gas Association and 1 2 the City of Cleveland. 3 Dominion filed this rate case 4 proceeding initially on August 30, 2007. There

5 have been local hearings held throughout the 6 To date we have one in Youngstown, one state. 7 in Lima, one in Akron, one in Canton, one in 8 Cleveland, tomorrow we will have one in 9 Marietta, and then we will have three additional 10 hearings, evening hearings in Cleveland, 11 Youngstown and Akron.

As I mentioned previously, you can 12 13 sign up to testify. As you noticed, there is a 14 court reporter with us this evening. She will 15 be writing down everything that is said, so it 16 will be transcribed and it will be taken back to 17 the Commission and considered along with all of 18 the other evidence that we're putting on the 19 record. We did begin an evidentiary hearing on 20 Friday, August 1st, and that hearing will 21 continue throughout the month of August taking 22 factual testimony from the company and witnesses 23 from the various parties concerning the 24 proposals that are on the table. The company 25 has a proposal in their application. The staff

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has submitted the staff -- the technical staff 1 2 of the PUCO has submitted a proposal. There are 3 other proposals by other parties that they have 4 put on the record. The Commission in the end 5 will take all of the transcripts and all of the 6 information that is considered, will look at all 7 the proposals, and then they will make their 8 decision.

9 When I call your name, if you decide 10 that you do not want to testify, that is fine, 11 you can wait until the end if you'd rather wait 12 or if you would just like to pass, that is fine 13 I will ask you to take an oath when you also. 14 first come up here and to state your name and 15 address and spelling for the record so we can be 16 sure that it's accurate on the record. 17 At this time I will begin calling 18 witnesses. Francine Esposito. 19 I apologize up front if I pronounce 20 them wrong. My last name is difficult, also. 21 Would you please raise your right 22 hand? 23 (Thereupon, Francine Esposito was 24sworn.)

MS. PIRIK: Would you please

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state your name and address for the record? 1 2 Francine Esposito, MS. ESPOSITO: 3 515 Myrtle Avenue, Ashtabula, Ohio, 44004. 4 And you spell MS. PIRIK: 5 Esposito E-s-p-o-s-i-t-o? 6 MS. ESPOSITO: Correct. 7 You may proceed. MS. PIRIK: 8 This hearing is MS. ESPOSITO: 9 concerning the transportation charge of Dominion 10Gas and the miscellaneous charges that they want 11 in their increase. 12 For the homeowner, light use 60 MCF per year, currently is \$977.88. The proposed 13 14 will boost it to \$1,086.95. Increase to the 15 consumer is 8.9 percent. Change is \$89.07. 16 This will be for the people that will try to 17 conserve their gas by keeping it very low. 18 The moderate user, the typical 19 homeowner is 100 MCF per year. Currently it's 20 \$1,617.54. The proposal \$1,671.59. Increase to 21 the consumer 3.3 change, in the amount of 22 \$54.05. 23 The heavy users that will use 140 MCF 24 plus per year will be \$2,237.20. The proposal 25 is \$2,256.23. Increase to the consumer is

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1 Change, \$19.03. .9 percent.

2 With the above distribution of 3 delivering fees, you are rewarding the consumer who burns a lot of gas and you're penalizing the 4 5 homeowners who are conserving gas. My question 6 to Dominion Gas is: What have you been doing 7 with all the money from the transportation fee? 8 Why do you want the consumer to pay for your 9 upgrades? What are your costs versus your 10 profit? Why are you no longer supplying gas to 11 the customer direct and are now going through a 12 third-party distributor? This is another way 13 Dominion Gas is making a profit, by collecting 14 off of a third-party distributor, which I talked 15 to today, my distributor, and they do pay back 16 Dominion Gas for using their lines. So we're 17 paying to use the lines one way and they're 18 paying to use it other way, so there's two fees 19 involved on transportation. 20 My third-party distributor is Direct

21 Energy and my fixed rate is 949 MCF fixed 22 through October of 2008. Looking at the rates 23 that I watch every Saturday in the Plain Dealer, if I would look at the rate this past Saturday 24 25 was \$15.29. It's jumped that high MCF for a new

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rate fixed. That is 61 percent increase this 1 2 year for the natural gas. This is highway 3 robbery. Elderly on fixed income cannot afford this, middle class cannot afford this, and poor 4 5 cannot afford this. Only the rich can afford 6 this increase. Natural gas for homes comes from 7 the United States and it's not imported from 8 another country. Why are the rates so high? 9 Ever since deregulation of the utilities, the 10 runaway rates are killing the average person. 11 Please stop the bleeding of the consumer and 12 deny the rate increase. Please consider a rollback of the rates. 13Thank you. 14 Roy Blalock. Can MS. PIRIK: 15 you please raise your right hand? 16 (Thereupon, Roy Blalock was sworn.) 17 Please state your MS. PIRIK: 18name and spelling and address. 19Roy Blalock, MR. BLALOCK: 20 B-l-a-l-o-c-k, 7590 Lake Road East, Madison, 21 Ohio. 22 I think my question here is, I don't 23 quite understand, like the lady before me, is 24 why Dominion hasn't already invested money into 25the maintenance of their equipment and savings

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1 when they're going to put these new meter 2 readers in. It's not a sensible reason to З increase the rates at what they're doing when 4 you have commercial customers paying less than 5 residential customers do. It's like when I go 6 to the gas station, I don't pay for that gas 7 station's pump, I pump in what I need for my 8 fuel use. If the next person wants to drive an 9 SUV, he pumps in what he wants to. We all seem 10 to be in this country at this point in time that 11 we should feel sorry for the suppliers. They've made money over the last 50 years, and they've 12 13 paid to their investors an amount that should be 14 reasonable. We're going from like 8 percent to 1512 percent return on their money. I think 16 that's a little high because I don't get an 8 to 17 12 percent increase in my wages. That's 18 where -- that's the kind of stand I take on it. 19 It's just totally ridiculous. I don't see how 20 people are going to be able to afford this, the 21 senior citizens. It just will not work. And 22 what we're going to end up doing in the stacks 23 base again is the taxpayers are going to have to 24 pay for the people who can't afford the gas with 25 HEAP. Either way we go, we lose. It's just the

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supplier or the transporter at this point, it's 1 2 not even a supplier anymore, hasn't done his 3 duty to maintain his equipment is really not the customer's problem. It should be brought back 4 5 to what this company is doing. That's all I 6 have to say. Thank you. 7 Paul Hietapelto. MS. PIRIK: 8 (Thereupon, Paul Hietapelto was 9 sworn.) 10 MS. PIRIK: Could you state 11your name and spelling for the record and 12 address? 13 Paul Hietapelto. MR. HIETAPELTO: 14 Address is 776 Sherman Street, Geneva, Ohio. 15 And how do you MS. PIRIK: 16 spell Hietapelto? 17 MR. HIETAPELTO: 18 H-i-e-t-a-p-e-l-t-o.19You may proceed. MS. PIRIK: 20 MR. HIETAPELTO: What I've got to 21 say, it's probably not that much, but \$5.70 up 22 to \$11.80 is a 207 percent increase in your 23 service fee, and on social security, we only get 24 2.3 percent. That's only two and a third cents 25 on the dollar is all we're getting. Yet they

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1 wanted to go to \$2.07 more on each dollar of 2 that service fee we're paying. And if they only 3 raise that to 3 percent like the average wage 4 earner gets, it should go to \$5.87 and not this 5 \$17.50 what they are doing. The average person 6 out here cannot afford this kind of increase. A 7 207 percent increase is outrageous, and I don't 8 see how they can justify that for what the 9 increase rate is. Because people on fixed 10 income cannot afford this kind of increase, they 11 can't do it. Because the way the cost of 12 utilities are, we just got increase of 13 22 percent on our sewer rates, that's 22 cents 14 more on the dollar, and we got a 6 percent 15increase on water rates, that's six cents, yet we're two and a third cents increase on the 16 17 dollar. So this is just unreal the way they are 18 ripping us off. They are ripping us off 19 big-time. That's all I've got to say. Thank 20 you. 21 Dan Claypool. MS. PIRIK: 22 (Thereupon, Mr. Claypool was sworn.) 23 MS. PIRIK: Can you state your 24 name and address for the record? 25 My name is Dan MR. CLAYPOOL:

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1 Claypool. I'm president of the Board of 2 Ashtabula County Commission. C-l-a-y-p-o-o-l. 3 I'm here to speak on behalf of the Board of 4 Ashtabula County Commissioners. Commissioner 5 Carla is here. Commissioner Moraski had another 6 appointment, but we're here to oppose the rate 7 increase requested by Dominion. It's asked for 8 \$75 million per year, which would actually mean 9 a 6.9 percent increase in the eastern region. 10 We believe that is excessive. Currently our 11 customers pay \$5.70 in the eastern region as a 12 flat rate. The PUCO has recommended \$17.50 13 cents while lowering the usage fee, and I 14 believe Mrs. Esposito stated that point, that it 15 actually discourages energy conservation. 16 Dominion is also seeking to implement a 25-year 17 pipeline infrastructure replacement plan at a 18 cost of \$2.6 billion, that's with a "B". And 19 that proves to be \$1.12 per month during the 20 first year with the monthly fee potentially 21 reaching 90 cents a month in each additional 22 year, and that would raise that fee over the 23 term of \$21.60, and, again, we just believe that 24 is outrageously excessive. 25

Dominion is also proposing \$126

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million increase to retrofit automatic meter 1 2 reading equipment on their meters. This is 3 going to be additional cost to consumers, and 4 while they're going to put workers out of jobs 5 and supposedly improve their efficiency, it's 6 going to cost the consumers and it's not going 7 to improve any type of efficiencies because it's 8 actually going to cost the consumers more.

9 So we believe that the costs are 10 excessive, we believe their profits in 2007 11 according to their annual report exceeded the 12 Dow Jones, exceeded the S & P 500, and we 13 believe that those rates or those profits should 14 be put back into the infrastructure to help the 15consumer rather than pass those on. And we 16 believe that the PUCO should reject the proposed 17 rate increases as being unreasonable and they 18 should oppose them and not grant them. Thank 19 you. 20 MS. PIRIK: Thank you. 21 R. W. Cronquist.

23 sworn.)
24 MS. PIRIK: Please state your
25 name and address and spelling.

(Thereupon, R.W. Cronquist was

22

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MR. CRONQUIST: R.W. name is Buzz, last name Cronquist spelled C-r-o-n-q-u-i-s-t, 1104 Locust Drive, Ashtabula, 44004. You know, this country was built with b a bunch of entrepreneurs that decided they wanted to have a good business, and in order to

7 survive, they had to make profits, and we all 8 know that that's still the same situation today. 9 However, my complaint is this goes to -- with 10 the East Ohio Gas Company as far as we're 11 concerned here, it goes to a little bit of 12 credibility. They want to increase rates so 13 that they can recoup their infrastructure 14 improvements, past and present.

15 In February, February 4th to be 16 exact, Saybrook Township, at the request of 17 several of our people who live in Saybrook 18 Township, decided that we'd like to find out 19 what East Ohio Gas had in store for us since 20 they had sent out, shall we say, an A & R man, a 21 guy by the name of Jeffrey Oviat who works for 22 Hudson which is a contract land agent for East 23 Ohio, and he was curious as to who owned what 24 property within the country club allotment in 25 Ashtabula County in Saybrook Township, and it

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was in regards to a project they had which was going to be installing a new four-inch high-pressure gas line, and also abandoning the existing pipelines that had been put in the country club allotment in 1922.

6 So Jeffrey and I went around through 7 the neighborhoods, since I seem to be one of the 8 historians of the neighborhood, and we located 9 everything that he was curious about as to where 10 property lines were and where gas lines were and 11 so forth. We had a meeting then scheduled at 12 Saybrook Township offices on February 4, 2008 13 where Wayne Nymann of East Ohio Gas Company and 14again Jeffrey Oviat from Hudson were present, 15and the concerned residents of that portion of 16 Saybrook Township country club allotment were 17 present and we talked about the various 18 scenarios, about replacing and abandoning the 19 old pipelines and putting in the new pipelines, 20 and what would this cost be to the consumer. 21 Here's the credibility issue.

Number one, Mr. Nymann who was the
East Ohio Gas Company representative said,
"There will be absolutely no costs whatsoever to
the consumer." In other words, once you see the

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yellow pipe be put in the soil and everything 1 2 hooked up to the house, don't worry you're not 3 going to have to pay for it. "We have Federal 4 monies that have come to us and we're replacing 5 our infrastructure as we can do this, however 6 far the money goes." And then subsequently I 7 pick up the newspaper and read, we want some 8 money from you folks as far as rate increases to 9 pay for all this work we've done for you. You 10 can't have it both ways.

11 So all I've got to say is I have here 12 a meeting tape where the question was posed to 13 Mr. Nymann by me personally, and this is why I 14 got my hair up in the back of my neck, saying 15specifically you can talk about all the details 16 about where the pipe's coming into the house, 17 where the meters are going to be relocated, and 18 where you're going to abandon the old lines, but 19 I said, "I want you to state for the record that 20 this is going to cost no one money as far as 21 rate increases are concerned." 22 He says, "Absolutely." It's right 23 here on this tape. I'd love to give it to 24 somebody and you can listen to it for yourself.

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Either you tell

You can't have it both ways.

25

the truth the first time around or you don't 1 2 come to me the second time because I'm not going 3 to pay a hell of a lot of attention to you. 4 That's my statement. 5 Bruce Beckwith. MS. PIRIK: 6 (Thereupon, Bruce Beckwith was 7 sworn.) 8 MS. PIRIK: Could you state 9 your name and address, please? 10 MR. BECKWITH: Bruce Beckwith, 11 B-e-c-k-w-i-t-h, 696 Shermon, Geneva, Ohio, 12 44041. 13 First I come to you as a City 14 Councilman. I'd like to welcome everybody to 15 our city to have this hearing and to get this 16 all out in the open to make sure the state knows 17 where we stand on this matter. I also come to 18 you as a private citizen that burns wood, and I 19 am hooked to East Ohio Gas lines and pay a gas 20 bill for my use and of that nature, and this 21 entire rate increase is getting propped on my 22 shoulders. The reality that they want to take 23 \$240 to \$270 out of my pocket because I choose 24 to heat my house with an alternate method is 25 just like telling the SUV driver, "Let the guy

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with the Cavalier pay for your gas," and that 1 2 just doesn't make it here in America. These 3 heavy-handed tactics were used to deregulate 4 I think we're familiar with the history of qas. 5 ENRON, and this is a form of tactics that we're 6 taking. 7 So, Commission, I would appreciate if 8 you would acknowledge that we do not favor this 9 proposal and wish to have it voted down. Thank 10 you. 11 MS. PIRIK: Beth Carney. 12(Thereupon, Beth Carney was sworn.) 13Beth Carney, MS. CARNEY: 14 C-a-r-n-e-y, 223 Grant Street, Geneva, Ohio, 15 44041. 16 I don't come here tonight with any 17 answers, but I do have some questions. I work 18 at Geneva Senior Center, and when I have someone 19 who comes into my office crying and upset and 20 tells me they just received their gas or 21 electric bill and they don't know how they're 22 going to pay for it, what do you suggest I tell 23 them? This doesn't happen once, but it happens 24 day after day after day. What do you suggest I 25 say to the seniors at our center who live on

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1 fixed incomes and have to decide how they're 2 going to spend their fixed income on food or 3 medicine or utilities? I guess another guestion 4 is, when will this end? How do you think our 5 seniors on fixed income will be able to afford 6 increases time after time after time? When will 7 the consumer say enough is enough? Most of our 8 seniors don't qualify for assistance, so what 9 would you suggest I tell them? That's my 10 statement. 11 MS. PIRIK: Thank you. 12 Kenneth Cain. 13 (Thereupon, Kenneth Cain was sworn.) 14MS. PIRIK: Please state your 15name and address. 16 Kenneth Cain, 122 MR. CAIN: 17 Mariska Avenue, Ashtabula, Ohio, C-a-i-n. We've 18 been victimized by bait and switch, only it's a 19 been a 50-year, 60-year bait and switch. Ι 20 believe East Ohio Dominion offers me insurance 21 for the gas pipe leading to my house. I buy 22 insurance so in case it breaks, it can be 23 repaired at no cost to me, but they're talking

²⁴ about raising the rates so that they can repair

25 it. How does this work? I don't understand

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1 this.

2	As a person living within the city
3	limits, I don't have the option of heating with
4	wood. I'm stuck. How does this work? It's a
5	Public Utilities Commission. When are they
6	going to start taking interest in the public?
7	On this handout that I received as I
8	walked in, it says East Ohio asked for \$5.70 for
9	both service areas, \$5.70 flat charge. And the
10	Public Utilities Commission wanted to triple it
11	to \$17.50. Who does the Public Utilities
12	Commission work for? How can anybody who gets
13	less than a 3 percent raise for a year manage to
14	support this? It's not going to work. Do you
15	want to see a recession in our country? We're
16	coming for it.
17	I'm a teacher. I know what goes on.
18	I can do math. Why didn't these companies,
19	especially East Ohio Dominion, after the warning
20	we got with the electric company, start
21	repairing their pipes while they were making all
22	these great profits? I don't understand that.
23	I have to be physically responsible for my
24	money. I can't just go and say, "You know,
25	people, I need more money as a teacher. I'm

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1 going to raise your taxes and there's not going 2 to be a whole lot said about it." It has to be 3 voted on. But we don't have an up or down vote 4 on the Public Utilities Commissions. We 5 actually don't even have a choice if we have 6 water or well water in the city. We don't have 7 a choice about electricity or when. We don't 8 have a choice about gas, propane or wood because it's a public utility. This is what the city 9 10 said way back when, 1922 is a date I heard, and 11 even earlier to make it safe. And now safety is 12 coming back to bite us in the butt? This is not 13 right. How is it justified? How can the PUCO 14 justify giving three times more than what East 15 Dominion asks for, three times more. And worse 16 yet, how can East Dominion justify accepting it? 17 Have they no honesty? 18 In our school district, teachers are

19 cut. Cut some workers. I know a place to 20 start. Start with those who are in 21 administration, the high-dollar earners who 22 aren't maybe earning their money, but they've 23 been there so many years. They get rid of 24 teachers that way, auto plants get rid of their 25 workers that way. Of course, auto plants also

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1 can violate their contracts right and left 2 according to our Supreme Court. We're coming to 3 a point where what we pay is only what we've got 4 and earn only what we can get. I would love to 5 say, "I need the same kind of rate increase in 6 my pay just to stay even, just to stay even." 7 My newest vehicle, my newest vehicle was a '97. 8 I wonder what East Ohio's newest or oldest truck 9 even that they're still currently using is. How 10 can I be physically responsible if I go out and 11 buy a brand-new car and I don't have the money 12 to pay for it? East Ohio should take its 13 profits and maybe decrease a little bit of its 14 pay to its executives, maybe a lot of its pay to 15 executives and plow it in, and maybe the 16 shareholders who are wealthier than I am anyway 17 to own the stock will take a little bit less of 18 an increase on their share. I'm outraged when I 19 realize that the PUCO staff urged the tripling 20 of the fees. That's unconscionable. Who are 21 they working for? It sounds to me like they're 22 working for East Ohio Gas, Dominion Gas. That's 23 all I have to say right now. 24 I should have MS. PIRIK:

25 pointed out earlier, the handout you were

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referring to is not published by our staff. 1 2 There is one out there, it's like an orange 3 piece of paper that will give you accurate 4 information. I can't attest to the accuracy of 5 the documents that you're looking at. 6 I thought this is MR. CAIN: 7 what you handed out. 8 No, we didn't. MS. PIRIK: 9 That was one of the interveners. At the table, 10that's all of our information. I just want to 11 be sure everyone has accurate information and 12 it's at the table with the two ladies who are 13 sitting out there. 14Kim Bancroft. 15 (Thereupon, Kim Bancroft was sworn.) 16MS. BANCROFT: Kim Bancroft, 289 17 Prospect Street, Geneva, Ohio, 44041. I quess 18 what I want to say is like your average wage 19around here is like anywhere between nine, ten 20 dollars an hour, and I just feel that this 21 increase is huge. I'm very opposed, and I just 22 feel that Dominion needs to start cutting from 23 within their own entity to put the money into 24 our pipelines that need to be repaired. Thank 25 you.

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Thank you. 1 MS. PIRIK: 2 Greg Strnisa. 3 (Thereupon Greg Strnisa was sworn.) 4 Could you please state MS. PIRIK: 5 and spell your name and address? 6 Greg Strnisa, MR. STRNISA: 7 S-t-r-n-i-s-a, 6949 Depot Road, Ashtabula, Ohio, 8 44004. 9 The only comment that I have is 10 earlier this year I heard that East Ohio Gas 11 found a big large deposit of natural gas in the 12 State of Ohio and in western New York. Is this 13 a surprise to people? There's supposed to be 14 enough natural gas under the State of Ohio to 15take care of the U.S. The problem is that they 16can sell natural gas to another country overseas for more money, and bottom line, we have to 17 18compete and pay the higher price. I don't see 19 raping our energy out of our country and selling 20 it overseas when we need it here badly. We all 21 know there's a bad financial crisis and energy 22 crisis hitting us right now. We can't afford to 23 put gas in our cars to go to work, and now our 24 utility bills are going up. As it is right now, 25 just talking to someone, the cost of wood for

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1 those of us that have wood burners is going up. 2 Wood burners are going to start going up. This 3 is not a good time to be raising the prices. 4 This country needs to get straightened out for 5 people to get through the hard times. I mean, 6 you know, profits are great. I understand that. 7 I understand shareholders, they have to do it, a 8 lot of people invest in it, but, man, you're 9 really killing us. That's all I have to say. 1.0 MS. PIRIK: Thank you. 11 Amber Otto. 12 (Thereupon, Amber Otto was sworn.) 13 MS. OTTO: Amber Otto, 578 1.4Roosevelt Drive, Geneva, Ohio, 44041. 15 My question is: Is our rate increase 16 due to the fact there's a huge replacement 17 program for our risers going on right now? 18 And, secondly, is this also our rate 19 increase now because Dominion is responsible for 20 the meter to the road, where before, the 21 homeowner was responsible if anything happened 22 to the line, so that's where I come from. Ι 23 mean, I know everybody is upset about the rate 24 increase. We all should be. But there's a lot 25 more factors people don't understand and people

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1 don't know about, you know. With this whole 2 riser replacement program, it's costing them a 3 lot of money. A lot of homeowners don't know 4 about it, so, I mean, that's a really good 5 question, you know. It seems like it's a lot 6 more getting covered up than just the cost of 7 gas now. Thank you. 8 I also have Robert MS. PIRIK: 9 Otto on here. No? 10 Richard Hemme. 11 (Thereupon, Richard Hemme was sworn.) 12 MR. HEMME: Richard Hemme, 13 H-e-m-m-e, 4531 North Ridge East, Geneva, Ohio, 14 44041. 15I'm going to read from my notes 16 because I'm not a good public speaker, but I 17 would like to thank the PUCO for honoring the 18 request of the Consumer Counsel or whatever for 19 having these evening meetings and for having one 20 at Geneva. It saved me the drive to Cleveland. 21 Geneva, a town like many towns, came 22 into being when the railroads come across 23 America often splitting a town in half. And the 24 same came about that there was a right side of 25 the tracks and a wrong side of the tracks

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1 depending on the class of the people living 2 there. Well, Geneva was blessed with two sets 3 of tracks. One just a couple hundred feet to 4 the north of this building and the other a half 5 mile or so to the south. My little hubble sits 6 a couple miles east on Route 20, and like this 7 building, is between the tracks. Tonight I'd 8 like to name the tracks to the south the PUCO, 9 the tracks to the north Dominion line because, 10 people, I feel like I live on the wrong side of 11 both sets of tracks.

12 First is the Dominion proposal to do 13 the standard shakedown. To get the money they 14 want to perform a task that worked fine last 15 winter, based on the amount of gas usage one has 16 a set fee. Something that leads to people 17 conserving to keep the cost of their gas bill 18 down, the very reason Dominion is raising the 19 bill because people have conserved over 35 20 percent of the gas since 1980. 21 On the other tracks is the PUCO with 22 a new type of economic engine that basically if I understand it would allow the least amount of 23

gas customer uses to pay the whole rate increase with a reduction in the price per amount of gas

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used reduced. Now that you have to understand 1 2 my little hubble down the street, I keep my heat 3 at 60 degrees all winter. Because it's small, 4 it only uses 60 units of gas. So according to 5 this article from the Plain Dealer, I would pay 6 an increase of \$84.16 a year or a 36.7 percent 7 increase. Now, I don't want you to think when I 8 first heard this news that I wasn't furious and 9 enraged, and I didn't find the difference 10 between the amounts charged now and in the 11 future and subtract them from the yearly/monthly 12 service charge. Oh, I screamed about the 13 wealthy getting richer. Then I realized 14 something, it's just a proposal you made to the 15 gas company, so I am making you a proposal 16 because I had a thought that was good for 17 everyone. Let's use the PUCO proposal, but also 18 have a state income tax credit written in to our 19 returns that would list the amount of gas we use 20 and reimburse us for it. This would allow the 21 Dominion to get its money. For me, I could 22 support the rich and the big business, and the 23 PUCO would get its proposal through. State 24 would have ample gas to entice new businesses to 25 come here, which could use a lot of gas and out

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with the transmission charge, and with tax on 1 2 the added money from the profits of Dominion, 3 the state could afford to pay us back. It would 4 also make those who want to conserve keep 5 conserving and those using lots of gas that want 6 to have a reduction in the money to state income 7 tax to conserve, a winner for everyone. If the 8 proposal goes forward as it is now, however, 9 I'll be forced to buy electric heaters and an 10 electric water heater and have my service 11 discontinued. Thank you. 12 Anne Reese. MS. PIRIK: 13 (Thereupon, Anne Reese was sworn.) 14My name is Anne MS. REESE: 15 I live at 536 First Street here in Reese. 16 Geneva, Ohio. I'm also an attorney for the 17 Legal Aide Society of Cleveland. I'm telling 18 you that because there's people in the room who 19 know I work there, but I would like to divide my 20 statement into two parts. First I'd like to tell you my personal story about the gas line I 21 22 had to replace last fall. 23 I think it was in September when my 24 gas started leaking out of the sidewalk in front

25 of my house, and in addressing Amber's question,

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Dominion does not pay for service from the street to your house. It costs me \$1,000 to replace that line.

4 They let the gas leak out of my 5 sidewalk for three days. They did not care that 6 it was leaking in the street and did not turn it 7 off. If they were so concerned about their 8 profits, why didn't they shut the gas off 9 instead of letting it leak into the air around 10 my house where it was a danger? So I don't know 11 where the rumor is that they will replace your 12 gas lines, but that they will not do. You will 13 have to do that yourself.

14 With respect to my employment at the 15 Legal Aide Society of Cleveland, I would like to 16 let you know that I represent people in 17 foreclosures. And this year alone I've seen two 18 people who had to make a choice between paying 19 their utility bills last year and paying their 20 mortgages. We're in a serious mortgage crisis 21 now and housing crisis. To force people to have 22 to pay an increase in their utility bills is 23 going to force more people to make that choice. 24 I think that's an absolute tragedy, and 25 Dominion's greed in requesting this kind of a

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1 rate increase is absolutely obscene and the 2 PUCO's tripling of it is absolutely outrageous. 3 I would request that you please deny this. 4 Thank you. 5 Dave Schwan, MS. PIRIK: 6 S-c-h-w-a-n? 7 Is there anyone else here this That's all the names I have on the 8 evenina? 9 list, but if there's anyone else, please come 10forward. 11 (Thereupon, Ralph Samodell was 12 sworn.) 13 Ralph Samodell. MR. SAMODELL: 14 I'm a Willoughby Hills resident, Lake County. 15 Could you spell MS. PIRIK: 16 your last name, please? 17 S-a-m-o-d-e-l-l. MR. SAMODELL: 18 Go ahead. MS. PIRIK: 19Listening to the MR. SAMODELL: 20 comments here, reading the Plain Dealer, I'd 21 like to know what the PUCO had in mind to raise 22 fixed rates independent of usage to where the 23 commodity price ends up being higher. To me, 24 this is like Giant Eagle charging you five 25dollars at the door because they provide a

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service of providing food, so you pay before you 1 2 even use any food or get any food just to go to 3 use their stores. It's the same as if you went 4 to the gas station to fill up your cars and the 5 first thing the pump takes off your credit card 6 is ten dollars just for use of the pump. I 7 mean, this is ridiculous. Any commodity is the 8 price of that commodity. All the customers, all 9 the providers costs go into the price per unit. 10 You don't go slapping everybody with a fixed 11 service charge. That is not fair, and I don't 12 even know if that really should be legal. Ι 13 mean, they have the purse strings. They're 14 controlling the gas charges. Charge what you 15 need to cover your profit margins, but charge it 16 on a per unit. If people are saving gas by 17driving a motorcycle versus an SUV or heating 18 homes with electricity and just providing hot 19 water heat for gas, why should they have to pay 20 the same amount of fixed rate as everybody else? 21 It's not fair. It's not American to be charged 22 for something you're not using. That's all I 23 have to say. 24 I'd like to clarify MS. OTTO:

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a statement.

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It was as of June 1st or July 1st

1 it was passed that Dominion is now responsible 2 from the house to the road. I work for a company that manufactures parts for them for 3 4 replacements to fix broken lines. My husband is 5 also DOT certified, so we're notified as soon as 6 these changes are made. So that's how we knew 7 it was happening. I apologize that you've had 8 to fix yours and it was unfortunate, but that's 9 how we knew about it.

10 MS. PIRIK: Thank you. If 11 anyone wants to testify, I need you to come to 12 the podium because the court reporter, she's 13 trying to put everything down in writing. But 14 we did hear you. You were very good. Thank you 15 for continuing.

16 I was just going to MS. ESPOSITO: 17make a statement on the \$3.75 that I'm paying 18 monthly last week was on the East Ohio Gas bill 19 for my line from the meter to the front of the 20 street, so I'm still paying for that repair 21 service and insurance policy through Dominion 22 So if that's true, then, man, I'd like to Gas. 23 know if that's true or not so I can get that fee 24 removed from my bill. 25 I want to be sure MS. PTRTK:

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1 that I'm getting the names on the record. The 2 first lady that talked was Amber Otto. 3 MS. ESPOSITO: Francine Esposito. 4 MS. PIRIK: Is there anyone 5 else who would like to come up to the podium who 6 has not had an opportunity to testify? I just 7 want to be sure. 8 I'm using your MR. CAIN: 9 I haven't had a sheet now. Kenneth Cain again. 10 chance to move yet. The staff, the PUCO staff 11 recommended a new residential distribution rate 12 structure under which customers would be charged 13 nearly all the distribution costs that do not 14change with natural gas usage in a flat monthly 15 fee and the usage rate would be lower. If I'm 16 not using it, why do I have to pay the flat fee? 17 If I had a choice, I wouldn't use it. If I had 18a true choice about gasoline, I wouldn't use it. 19 I make the choices to be conservative to help 20 the planet and I'm going to get nailed for this? 21 A smart, good company, an honest company builds 22 in the costs of what it takes to repair. The 23 gentleman who used the example of Giant Eagle, 24 you're exactly right, they built in the cost of 25 repairing the building of upkeep when they do

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1 this, and I don't see the prices rising 2 dramatically like this. And when I look at the 3 flat fee jumping as high as it jumps, that is a 4 scary thought. What's the next thing that's going to jump like that? And is it going to be 5 backed by the PUCO again? Yes, I've got two 6 7 entities I'm really upset with now, companies, 8 East Dominion, East Ohio Dominion, whatever 9 their name is now. I remember when it was just 10 East Ohio and I paid for gas in Kent, they have 11 not been responsible, and now they're saying, 12 "Please help us out. We screwed up and now it's 13 going to cost our profit and our shareholders to 14 do what we should have been doing all along." 15 And the PUCO says, "But you're such a good 16 person, we're going to take it from the people 17 who can afford it the least. And the ones who 18 use the most gas are going to pay the least 19 amount." Thank you. 20 Is there anyone MS. PIRIK: 21 else who would like to testify? 22 (Thereupon, Peggy Carlo was sworn.) 23 Peggy Carlo, MS. CARLO: 24 C-a-r-l-o, and one of the County Commissioners, 25 but I'm going to substantiate a statement

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1 Mr. Cronquist made regarding the night we had 2 the meeting when I was a trustee for all of the 3 repairs or -- I think it was repair. They were 4 replacing all the pipe in the Saybrook area. We 5 provided the meeting room for all the residents 6 in Saybrook. Mr. Cronquist asked Mr. Nymann, 7 which is N-y-m-a-n-n is his last name, and he 8 said, "What are we going to have to pay for 9 this?"

10 And the representatives there said, 11"Absolutely nothing. We're doing this as a 12 safety precaution for our residents of Saybrook 13 Township." So I feel really disheartened that 14 this comes about and all of these upgrades and 15 repairs that they're making goes back to the 16 taxpayers. We have no one to go back to. We 17have to live within our means, and I felt very 18 strongly that I needed to substantiate those 19 statements in that meeting. Thank you. 20 MS. PIRIK: Thank you. 21 (Thereupon, Dawn Cragon was sworn.) 22 MS. CRAGON: I'm Dawn Cragon, 23 C-r-a-g-o-n, 2127 Austinburg Road, Ashtabula, 24 44004. 25 along with Anne Reese, I, am a member

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1 of the Save Our Homes Task Force. What we do is 2 we try to find help for people who are on the 3 way to losing their homes, we try to find 4 resources for them, ways to pay their bills or 5 finance themselves. I don't know how we're 6 supposed to do this when we only have so many 7 resources to allocate to these people and their 8 Everything that bills continue to increase. 9 happens in life is increasing in expense, 10 they're not getting more income. What are we 11 supposed to tell these people when they're on 12 the verge of losing their homes? On behalf of 13 the Save Our Homes Task Force and on behalf of Saybrook Township, we ask you to please reject 14 15 Thank you. this proposed increase. 16 I think there was MS. PIRIK: 17 someone over here. 18 I have a question. MR. SAMODELL: 19 Is there someone from the PUCO that can give 20 their side of story of why they're proposing 21 this? 22 That's what I was MS. PIRIK: 23 trying to explain earlier. I'll explain it 24again because I know it's very confusing. Let

²⁵ me clarify. We have several parties, and I

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1 listed them in the case who are in the case, one 2 of which is the company, one of which is the 3 Office of Consumers' Counsel, one of which is 4 the staff of the Commission. That's the 5 technical staff of the Commission. Then the 6 Commissioners have attorneys such as myself who 7 will gather all of this information and put all 8 of this information together and summarize 9 everything and put it in a document to the 10 Commission and then the Commissioners, the five 11 Commissioners will read the document, read the 12 testimony, they will read the briefs that the parties will submit, they will look at the 13 14 evidence and they will look at the proposals 15 submitted by all of the parties and make the 16 decision. So the Commissioners have not made 17 their decision yet. I know it is -- the 18 question is, what do the different parties 19 recommend? OCC has a fact sheet out there that 20 they're putting forth. The company can answer 21 their questions on their behalf. It's difficult 22 to have all of the parties here to give that 23 explanation. We are in the process of gathering 24 factual evidence from each of the parties. We 25 started that process last Friday and will

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continue it again this week. Until we get all 1 2 of the facts on the record, we don't have a 3 complete record to be able to summarize. And 4 then we come out and we want to hear what you 5 all have to say. You all have done an excellent 6 job giving us your position. It is much needed 7 information that the Commissioners need to hear 8 and need to understand, and I really appreciate 9 everyone coming out. So I don't know if that 10 answers your question. I can talk with you more 11 about that after the hearing. I can talk to you 12 more after the hearing about it and maybe I can 13 explain it a little bit better at that point. 14 Is there anybody else who wants to give --15 There must have MR. SAMODELL: 16 been a reason why they recommended --17 There is and we're MS. PIRIK: gathering the factual information. The staff 18 19 hasn't actually testified. We have these local 20 hearings where we go out and get input from 21 everybody and then we get -- the company will 22 testify and OCC will testify, the staff will 23 testify and they'll explain their positions, but 24 I haven't heard their explanation. I couldn't 25 explain it because I'm not a member of the

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1 technical staff, I'm one of the attorneys that 2 work with the Commission. So until they explain 3 their position, I don't really have that, that I 4 can explain. 5 MR. SAMODELL: You have a hearing 6 but no one to give factual information of what's 7 going on. 8 Is there anybody MS. PIRIK: 9 else that would -- no, I'm sorry, Mr. Cain. 10 Thank you, but I think we are completed with 11 your testimony. Is there anyone else that has 12 not --13 I just wanted to MR. CAIN: 14know if we'll ever get a chance to rebut the 15 facts, but obviously, I guess, this Government 16only goes so far --17 Please don't type MS. PIRIK: 18 this down. Off the record. 19 (Thereupon, a discussion was held off 20 the record.) 21 MS. PIRIK: Can you please 22 raise your right hand? 23 I've already been MR. BLALOCK: 24 under oath, but I have a question. 25 Can you remind her MS. **PIRIK:**

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1 of your name?

2 MR. BLALOCK: Roy Blalock. 3 I believe somebody stated here there 4 is Federal grant money given to Dominion. Is 5 there anything on this or any factual 6 information?

7 MS. PIRIK: That was the first 8 I've heard of it. I'm sorry, but this really 9 isn't a session to ask questions. We want to 10 hear what you all have to say, and I think 11 you've done an excellent job giving us your 12 information and your testimony. You may want to 13 ask the company that question or OCC afterwards. 14 I had never heard that.

15 That's not relevant MR. BLALOCK: 16 to what we're doing right at this point in time? 17 I don't know if MS. PIRIK: 18 it's relevant, but now it's a piece of the 19 record, so it is something that we will have to 20 look at and see what that means. That was the 21 first time I had heard that, so we'll have to 22 look at that. 23 MR. BLALOCK: Thank you.

24 MS. PIRIK: But thank you for
25 asking and pointing that out.

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	4
1	Is there anyone else that has
2	anything they would like to add to the record?
3	MR. ZIRM: My name is George
4	Zirm, Z-i-r-m, and I live in Madison, 5767
5	Windjammer Court, Madison, Ohio, 44057.
6	(Thereupon, George Zirm was sworn.)
7	MR. ZIRM: When we moved out
8	to Madison, we built an energy efficient house,
9	and we have eight inches of concrete in the
10	basement walls and four in the upstairs walls,
11	and we paid 3 to 5 percent more for the
12	construction because we were looking to save
13	energy. With this it looks like we're trying
14	no matter how much energy I save, I'm still
15	going to be hit with a bill, and I would like to
16	make a recommendation that I think everybody in
17	this room would come back here if the PUCO and
18	the gas company would come here and answer our
19	questions. I don't think anybody would be I
20	think everybody would come back. It can't be a
21	one-way street, it's got to be back and forth.
22	Because if you're on a fixed income, you don't
23	have the ability to take charge of this. That's
24	all I've got to say.
25	MS. PIRIK: Anybody else that

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	45
1	wants to testify who has not had the
2	opportunity?
З	I want to thank everyone for coming
4	tonight. There are individuals from the
5	company, OCC, our staff is out there. If you
6	have other issues that aren't related to the
7	cases, they can also take that information and
8	try to help you with other utilities, telephone,
9	whatever else questions you have. Thank you for
10	coming. This local hearing is adjourned.
11	(Thereupon, the proceedings were
12	concluded at 8:00 o'clock p.m.)
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1 Т Ι F Т С C Ε R Α Т \mathbf{E} 2 STATE OF OHIO,) 3 SS:) SUMMIT COUNTY, 4 5 I, Stephanie R. Dean, Court Reporter and 6 Notary Public within and for the State of Ohio, duly commissioned and gualified, do hereby 7 certify that these proceedings were taken by me and reduced to Stenotypy, afterwards prepared 8 and produced by means of Computer-Aided Transcription and that the foregoing is a true 9 and correct transcription of the proceedings so taken as aforesaid. 10 I do further certify that these proceedings were taken at the time and place in the 11 foregoing caption specified. I do further certify that I am not a 12 relative, employee of or attorney for any party or counsel, or otherwise financially interested 13 in this action. I do further certify that I am not, nor is the court reporting firm with which I am 14 affiliated, under a contract as defined in Civil 15 Rule 28(D). IN WITNESS WHEREOF, I have hereunto set my 16 hand and affixed my seal of office at Akron, Ohio on this 13th day of August, 2008. 17 18 19 20 2122 Stephanie R. Dean 23 My commission expires August 30, 2010. 2425

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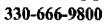
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COURT REPORTERS OF AKRON CANTON AND CLEVELAND 330-666-9800 330-452-2400 216-6 August 4, 2008

Francine Esposito 515 Myrtle Ave. Ashtabula, Ohio 44004 Phone 440-964-8722 Email: <u>ohangel@alltel.net</u>

Public Utilities Commission of Ohio 180 East Broad Street Columbus, Ohio 43215

Concerning: The monthly fixed charge increase Case No. 07-829-GA-AIR

For Home owner Light user 60 mcf per year Current \$997.88, proposed \$1086.95 increase to consumer 8.9%, change \$89.07 For Home owner typical user 100 mcf per year Current \$1,617.54, proposed \$1,671.59 increase to consumer 3.3%, change \$54.05 For Home owner Heavy user 140 mcf per year Current \$2,237.20, proposed \$2,256.23, increase to consumer .9%, change \$19.03 With the above distribution of delivering fees you are rewarding the consumer who burns a lot of gas. Why are you penalizing the homeowners who are conserving the gas?

My question to Dominion gas is what have you been doing with all the money from the transportation fee? Why do you want the consumer to pay for your upgrades? What are your costs versus your profit? Why are you no longer supplying gas to the customer direct and are now going through a third party gas distributor? This is another way Dominion Gas is making a profit, by collecting off of the third party service providers plus the transportation fee.

My third party distributor is Direct Energy my fixed rate is \$9.49 per mcf is fixed through October 2008. Looking at the rates I may secure right now I will be at \$15.29 mcf for a new rate fixed. That is a 61% increase for this next year. This is highway robbery. Elderly on fixed income cannot afford this, middle class cannot afford this, and the poor cannot afford this. Only the rich can afford this increase.

Natural gas for the homes comes from the United States and is not imported from another country, why are the rates so high? Every since the deregulation of the utilities, the run away rates are killing the average person. Please stop the bleeding of the consumer and deny the rate increase. Please consider a roll back of rates.

Sincerely,

Francis Esporto

Francine Esposito

AINT ANYONE WANTING TO TESTIFY IN THE ABOVE CASE, PLEASE PRINT YOUR

NAME AND ADDRESS BELOW:

NAME ADDRESS AND ZIP CODE LAYRTLE ASHTABULA 4400 1 VFRANCING ESPOSITO 515 ADE BOS DE 1320 XIDAOT 704 2. 3/alock MADISONA 7390 3. 776 SAEDMANST FENEUDA CTAPELTO FFF. FEFERAN DAN CLAYPOOL ΟH. 5. V R.W. GRONGUIST ASUTABULA 104 1 6. Hics. 7762 1.96 Skerman 7. beneva 4 44041 223 GRANT ST. 8. TH CARNEY GENEVA. OH. YYOY ariska Ave 9. 5 44004 289 Prospect St 10. OH. 4404 Genera 11 / <u>Gee</u>e STRNISA 6949 OLPOTRO ASNTABULA CHIO 44004 3388 mm Na Ne. 12. 🗸 4404 anova' \cap Henne North Ride 4521 EAST 13. 1 ١. 20 ø Dho 44 G. • •. ... 14. Ϊ, ¢ 5/00

. i 9 \mathcal{D} GA-AIR ANYONE WANTING TO TESTIFY IN THE ABOVE CASE, PLEASE PRINT YOUR NAME AND ADDRESS BELOW: Ľ. سيني ا NAME ADDRESS AND ZIP CODE NNE RAAP 536 First St Keneva OH 44041 i. Í 6280 Koud ,)AR 2. Ho ilzt 1 з. . . . · `. 4. ۰. 5. a para 6. ... 1 . ÷ 7. ×. ٠. . . ŧ 8. : . •• 9. ; а н. 1 . .. ÷ . · ·. ٠, . 10. .. •. • ۰. ۰. ٠. ٠. 11 . ٠, . 1. · . . 12. ٠ • - • •• **.**. -. 1 13. • . ζ. • • • • • `.**.**... 14. _ : c . ٠. . 5/00 . .