

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)
The East Ohio Gas Company d/b/a) Case No. 10-200-GA-ATA
Dominion East Ohio to File Revised Tariffs)
Extending its Low Income Pilot Program)

FINDING AND ORDER

The Commission finds:

- (1) The East Ohio Gas Company d/b/a Dominion East Ohio (Dominion) is a public utility as defined in Section 4905.02, Revised Code, and, as such, is subject to the jurisdiction of this Commission.
- (2) In its October 15, 2008, Finding and Order in Case No. 07-829-GA-AIR, et al., the Commission directed Dominion to establish a low-income pilot program for one year aimed at helping low-income, low-use customers pay their bills. In accordance with the Commission's directive, Dominion filed tariffs for General Sales Service – Low Usage Heat Pilot Program (GSS-LU) and Energy Choice Transportation Service – Low Usage Heat Pilot Program (ECTS-LU), which became effective with bills rendered on or after March 13, 2009. In the October 15, 2008, Finding and Order, the Commission also indicated its intent to evaluate the program after completion of the pilot period.
- (3) On February 17, 2010, Dominion filed an application requesting approval of proposed revisions to its tariffs GSS-LU and ECTS-LU which would extend the pilot program past its initial one-year term. In its application, Dominion observes that the evaluation of the pilot program, as contemplated by the rate case order, has not yet been completed. Dominion's application requests approval of revised tariffs that would continue the pilot program "until such time as the Commission directs that the program be modified or terminated."
- (4) On March 4, 2010, the Office of the Ohio Consumers' Counsel (OCC) filed a motion to intervene in this case stating that it meets the legal standards for intervention in this case. Upon consideration of OCC's motion to intervene, the Commission finds that it is reasonable and should be granted.

- (5) In addition, on March 4, 2010, OCC filed comments on the application requesting that a collaborative process be established for the pending Commission review of the pilot program and that OCC and other interested parties be included in the process.
- (6) The Commission envisions that our review of the pilot program will include consideration of the results of staff's review of the pilot program. To that end, the Commission finds that, once staff has completed its review of the pilot program, it should file the results of its review in this docket. Upon the filing of staff's document, the Commission will establish a procedural process for consideration of the pilot program in this case.
- (7) The Commission notes that OCC's motion to intervene does not address the substance of this application in which DEO is requesting an extension of the pilot program; rather, OCC is interested in participating in the review process of the pilot program. As stated previously, we will be establishing a process for review of the program and interested parties, including OCC, will have an opportunity to participate in that process. Therefore, at this time, the Commission will move forward with its consideration of DEO's request for approval of proposed tariff revisions that will extend the pilot program during the pendency of our review.
- (8) The Commission has reviewed the application and finds that it is reasonable and in the public interest and that the proposed tariff revisions should be approved.

It is, therefore,

ORDERED, That OCC's motion to intervene be granted. It is, further,

ORDERED, That staff file the results of its review of the pilot program in this docket. It is, further,

ORDERED, That Dominion's application to extend the pilot program be approved. It is, further,

ORDERED, That Dominion is authorized to file four complete copies of tariffs in final form, consistent with this Finding and Order. Dominion shall file one copy in this case docket and one copy in its TRF docket (or may file electronically as directed in Case

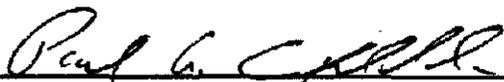
No 06-900-AU-WVR). The remaining two copies shall be designated for distribution to the Rates and Tariffs, Energy and Water Division of the Commission's Utilities Department. It is, further,

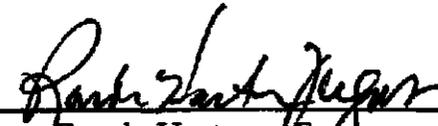
ORDERED, That nothing in this Finding and Order shall be binding upon this Commission in any future proceeding or investigation involving the justness or reasonableness of any rate, charge, or regulation of Dominion. It is, further,

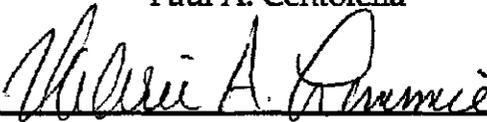
ORDERED, That a copy of this Finding and Order be served upon all parties of record in this proceeding.

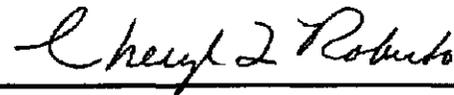
THE PUBLIC UTILITIES COMMISSION OF OHIO


Alan R. Schriber, Chairman


Paul A. Centolella


Ronda Hartman Fergus

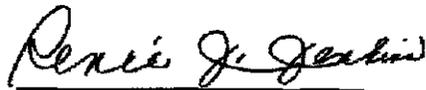

Valerie A. Lemmie


Cheryl L. Roberto

JR:js

Entered in the Journal

MAR 10 2010



Renee J. Jenkins
Secretary