

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of)	
The East Ohio Gas Company d/b/a)	Case No. 15-0362-GA-ALT
Dominion East Ohio for Approval of an)	
Alternative Form of Regulation)	

STIPULATION AND RECOMMENDATION

Ohio Adm. Code 4901-1-30 provides that any two or more parties to a proceeding may enter into a written stipulation covering the issues presented in such proceeding. The purpose of this document is to set forth the understanding of The East Ohio Gas Company d/b/a Dominion East Ohio (DEO or the Company) and the Staff of the Public Utilities Commission of Ohio (Staff) (collectively, the Signatory Parties).¹ The Signatory Parties recommend that the Public Utilities Commission of Ohio approve and adopt this Stipulation and Recommendation (the Stipulation), as part of its Opinion and Order, resolving all of the issues in the above-captioned proceeding.

The Stipulation, which shall be designated as Joint Exhibit 1.0, is supported by adequate data and information; represents, as an integrated and complete document, a just and reasonable resolution of all issues in this proceeding; violates no regulatory principle or precedent; is in the public interest; and is the product of lengthy, serious bargaining among knowledgeable and capable parties that are representative of the many interests and stakeholders in a cooperative process undertaken by the Signatory Parties. While the Stipulation is not binding on the Commission, where, as here, it is sponsored by parties representing a significant cross section of interests, including those of the Commission’s Staff, it is entitled to careful consideration by the Commission.

¹ In accordance with Ohio Adm. Code 4901-1-10(C) and 4901-1-30, Staff is a “party” for purposes of entering into this Stipulation and Recommendation.

Except for enforcement purposes, neither the Stipulation nor the information and data contained herein or attached hereto shall be cited as precedent in any future proceeding for or against any party, or the Commission itself, if the Commission approves the Stipulation. The Signatory Parties agreement to this Stipulation, in its entirety, shall not be interpreted in a future proceeding before this Commission as their agreement to only an isolated provision of the Stipulation. More specifically, no specific element or item contained in or supporting the Stipulation shall be construed or applied to attribute the results set forth in this Stipulation as the results that any Signatory Party might support or seek but for the Stipulation in these proceedings or in any other proceeding.

For purposes of resolving certain issues raised by this proceeding, the Signatory Parties stipulate and recommend as follows:

1. The Signatory Parties recommend that the Commission approve DEO's Application, as modified by the recommendations of the Staff Report.
2. Operation and maintenance (O&M) expense savings shall be calculated in accord with the Commission's Opinion and Order in Case No. 09-0458-GA-RDR.
3. The Company agrees to use its best efforts to replace all target pipe under the Program by the end of 2033. The Company is not prohibited from requesting, and no Signatory Party is prohibited from opposing, an extension of this period in a future proceeding.
4. The Signatory Parties agree to admit the following exhibits into the record:

Joint Exhibit 1.0	Stipulation and Recommendation
DEO Exhibit 1.0	Direct Testimony of Vicki H. Friscic
DEO Exhibit 2.0	Direct Testimony of Michael C. Reed
DEO Exhibit 3.0	Supp. Direct Testimony of Vicki H. Friscic
DEO Exhibit 4.0	Supp. Direct Testimony of Michael C. Reed

DEO Exhibit 5.0	Application & Alternative Rate Plan Exhibits
Staff Exhibit 1.0	Letter regarding Compliance of DEO Application
Staff Exhibit 2.0	Staff Report

5. The Signatory Parties believe that this Stipulation represents a reasonable compromise of varying interests. This Stipulation is expressly conditioned upon adoption in its entirety by the Commission without material modification by the Commission. Should the Commission reject or materially modify all or any part of this Stipulation, the Signatory Parties shall have the right, within thirty days of issuance of the Commission's order, to file an application for rehearing, or to terminate and withdraw from the Stipulation by filing a notice with the Commission in this proceeding, including service to all the Parties. The Parties agree that they will not oppose or argue against any other Party's application for rehearing that seeks to uphold the original, unmodified Stipulation. Upon the Commission's issuance of an entry on rehearing that does not adopt the Stipulation in its entirety without material modification, any Signatory Party may terminate and withdraw from the Stipulation by filing a notice with the Commission within thirty days of the Commission's entry on rehearing. Other Signatory Parties to the Stipulation agree to defend and shall not oppose the withdrawal and termination of the Stipulation by any other Party.² Upon notice of termination or withdrawal by any Signatory Party, pursuant to the above provisions, the Stipulation shall immediately become null and void. In any such event, this proceeding shall go forward at the procedural point at which this Joint Stipulation and Recommendation was filed, and the Parties will be afforded the opportunity to present evidence through witnesses, to cross-examine witnesses, to present rebuttal testimony,

²Any Signatory Party has the right, in its sole discretion, to determine what constitutes a "material" change for purposes of that Party withdrawing from the Stipulation.

and to brief all issues which shall be decided based upon the record and briefs as if this Joint Stipulation and Recommendation had never been executed.

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The undersigned hereby stipulate and agree that each presents that it is authorized to enter into this Stipulation and Recommendation. This Stipulation and Recommendation may be signed in counterparts.

**The East Ohio Gas Company d/b/a
Dominion East Ohio**

**Staff of the Public Utilities Commission of
Ohio**

By: /s/ Andrew Campbell
Counsel

By: /s/ Steven Beeler
Counsel

Date: February 3, 2016

Date: February 3, 2016

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Case No(s). 15-0362-GA-ALT

Summary: Stipulation electronically filed by Mr. Andrew J Campbell on behalf of The East Ohio Gas Company d/b/a Dominion East Ohio