

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of The)	
East Ohio Gas Company d/b/a Dominion)	Case No. 17-0820-GA-ATA
East Ohio for Approval of Changes in)	
Rules and Regulations)	

**MOTION TO INTERVENE AND MEMORANDUM IN SUPPORT OF INTERSTATE
GAS SUPPLY, INC.**

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May 8, 2017

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MOTION TO INTERVENE

Pursuant to Ohio Revised Code ("ORC") 4903.221 and Ohio Administrative Code ("OAC") 4901-1-11, Interstate Gas Supply, Inc. ("IGS") moves for leave to intervene in the above captioned proceeding in which Dominion East Ohio Gas Company ("Dominion") proposes to add provisions to its tariff and to require competitive retail natural gas ("CRNG") providers to accept new capacity assets. IGS has real and substantial interest in these proceedings that will not be protected in the absence of IGS intervention. The interests of IGS are not represented by any other party in the proceedings.

IGS respectfully request the Commission grant its Motion. The reasons for IGS' motion are more fully set forth in the attached Memorandum in Support.

Respectfully submitted,

/s/ Joseph Olikier

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MEMORANDUM IN SUPPORT

For purposes of considering requests for leave to intervene in a Commission proceeding, OAC 4901-1-11(A) provides that:

Upon timely motion, any person shall be permitted to intervene in a proceeding upon a showing that: ... (2) The person has a real and substantial interest in the proceeding, and the person is so situated that the disposition of the proceeding may, as a practical matter, impair or impede his or her ability to protect that interest, unless the person's interest is adequately represented by existing parties.

Further, RC 4903.221(B) and Rule 4901-1-11(B), OAC, provide that the Commission, in ruling upon applications to intervene in its proceedings, shall consider the following criteria:

The nature and extent of the prospective intervenor's interest; (2) The legal position advanced by the prospective intervenor and its probable relation to the merits of the case; (3) Whether the intervention by the prospective intervenor will unduly prolong or delay the proceedings; (4) Whether the prospective intervenor will significantly contribute to full development and equitable resolution of the factual issues.

IGS is a certified competitive retail electric service ("CRES") provider and a CRNG provider serving customers in the State of Ohio for over 27 years. IGS and its family of companies provide its customers with a diverse range of retail products and services, including natural gas supply for residential, commercial, and industrial customers within

the Dominion service territory. The IGS family of companies also construct combined heat and power facilities, compressed natural gas fueling stations, and other natural gas related products.

In this proceeding, Dominion proposes to add provisions to its tariff and to require CRNG suppliers to accept new capacity assets. These proposals would impact the manner in which IGS serves existing and future customers. Therefore, IGS has a direct interest in these proceedings. Without the ability to fully participate in these proceedings IGS' direct interest will be substantially prejudiced. Inasmuch as others participating in these proceedings cannot adequately protect IGS' interests, it would be inappropriate to determine these proceedings without IGS' participation.

Finally, IGS' participation will not unduly delay these proceedings. Moreover, IGS will contribute to full development and equitable resolution of the factual issues in these proceedings.

The Supreme Court of Ohio has held that intervention should be liberally allowed for those with an interest in the proceeding.¹ In light of the liberal interpretation of the intervention rules, and for the reasons stated above, IGS meets the standards for intervention in this proceeding.

For the reasons set forth above, IGS respectfully requests the Commission grant this Motion to Intervene.

Respectfully submitted,

/s/ Joseph Olikar

Joseph Olikar (0086088)
Counsel of Record

¹ *Ohio Consumers' Counsel v. Pub. Util. Comm.*, (2006) 111 OhioSt.3d 384, 388.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing *Motion to Intervene and Memorandum in Support of Interstate Gas Supply, Inc.* was served this 8th day of May, 2017 via electronic mail upon the following:

whitt@whitt-sturtevant.com campbell@whitt-sturtevant.com mjsettineri@vorys.com glpetrucci@vorys.com	glover@whitt-sturtevant.com william.wright@ohioattorneygeneral.gov Jode.bair@occ.ohio.gov; Ajay.kumar@occ.ohio.gov
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/s/Joseph Olikier
Joseph Olikier

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

5/8/2017 4:34:46 PM

in

Case No(s). 17-0820-GA-ATA

Summary: Motion to Intervene and Memorandum in Support electronically filed by Mr. Joseph E. Oliker on behalf of IGS Energy