

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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|-------------------------------------|---|-----------------------|
| In the Matter of the Annual Reports |) | |
| For the Calendar Year 2018 for the |) | Case No. 19-01-AU-RPT |
| Fiscal Assessment of All Regulated |) | |
| Utilities |) | |

**BRAINARD GAS CORP.’S AND ORWELL NATURAL GAS COMPANY’S MOTION
FOR LEAVE TO FILE LATE ANNUAL REPORTS**

NOW COMES Brainard Gas Corp. and Orwell Natural Gas Company, by and through counsel, and for their Motion for Leave to File Late Annual Reports, hereby state as follows:

Brainard Gas Corp. (“Brainard”) is authorized as a Natural Gas Distribution Company in the State of Ohio by the Public Utilities Commission of Ohio (“PUCO” or “Commission”). The current certificate issued by PUCO to Brainard is Certificate No. 89-8039.

Orwell Natural Gas Company (“Orwell”) is authorized as a Natural Gas Distribution Company in the State of Ohio by the Public Utilities Commission of Ohio (“PUCO” or “Commission”). The current certificate issued by PUCO to Orwell is Certificate No. 89-8033.

Pursuant to Case No. 19-01-AU-RPT, the PUCO advised all certified companies that the 2018 annual report filing period was extended to July 1, 2019. PUCO implemented a new web-based annual report filing system called the PUCO Community. 2019 is the first time for the roll-out of this new method of filing the annual reports.

On September 28, 2018, Brainard and Orwell, along with Spelman Pipeline Holdings, LLC and Northeast Ohio Natural Gas Corporation (“NEO”), filed a Joint Application for Approval of a Merger, and on January 3, 2019, the Commission granted the merger.¹ Subsequent to the merger,

¹ See *In the Matter of the Joint Application of Brainard Gas Corp., Northeast Ohio Natural Gas Corp., Orwell Natural Gas Company, and Spelman Pipeline Holdings, LLC for Approval of a Merger, et al.*, Case No. 18-1484-GA-UNC, *et al.*, Finding and Order (Jan. 3, 2019).

NEO filed its 2018 Annual Report on June 5, 2019, and incorrectly added Brainard, Orwell, and NEO together to file NEO's 2018 Annual Report. The GDC Schedules for Brainard, Orwell, and NEO were included with the 2018 Annual Report filing for NEO.

After the July 1, 2019 annual report filing deadline had passed, Brainard and Orwell were contacted by PUCO Staff to inform them that they had missed the deadline for filing 2018 Annual Reports. Brainard and Orwell regret their error, and now seek leave to properly file 2018 Annual Reports separately for Brainard and Orwell. Additionally, NEO seeks leave to amend its 2018 Annual Report to correct its error in including Brainard and Orwell in NEO's 2018 Annual Report.

As a result of the foregoing, Brainard and Orwell contend that good cause exists to allow Brainard and Orwell to file a late annual report regarding Certificate Nos. 89-8039 (Brainard) and 89-8033 (Orwell).

WHEREFORE, Brainard and Orwell respectfully request that this Motion for Leave to File Late Annual Reports be granted without the assessment of any monetary penalties, and that Brainard and Orwell be granted permission to file their respective 2018 Annual Reports as soon as possible.

Respectfully submitted,

/s/ N. Trevor Alexander

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Case No(s). 19-0001-AU-RPT

Summary: Motion of Brainard Gas Corp. and Orwell Natural Gas Company for Leave to File Late Annual Reports electronically filed by Ms. Kari D Hehmeyer on behalf of Mr. Trevor Alexander