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**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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In the Matter of the Application of)
The East Ohio Gas Company d/b/a)
Dominion East Ohio for Approval of a)
General Exemption of Certain Natural)
Gas Commodity Sales Services or)
Ancillary Services from Chapters 4905,)
4909, and 4935 Except Sections 4905.10,)
4935.01, and 4935.03, and from Specified)
Sections of Chapter 4933 of the Revised Code.)

Case No. 07-1224-GA-EXM

**INTEGRYS ENERGY SERVICES, INC.'S
MOTION TO INTERVENE AND MEMORANDUM IN SUPPORT**

Bobby Singh, Esq. (0072743) - Trial Counsel
Senior Attorney
INTEGRYS ENERGY SERVICES, INC.
300 West Wilson Bridge Road, Suite 350
Worthington, Ohio 43085
Direct Dial: (614) 844-4340
Facsimile: (614) 844-8305
E-Mail: bsingh@integrysenergy.com

Counsel for Integrys Energy Services, Inc.

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I. MOTION TO INTERVENE

On December 28, 2007, East Ohio Gas Company d/b/a Dominion East Ohio ("DEO") filed an Application seeking approval to implement phase 2 of its plan to exit the commodity merchant function. This Application results from a stakeholder process that preceded DEO's phase 1 application, and continued after the Commission approved DEO's phase 1 application. Integrys Energy Services, Inc. ("Integrys") actively participated in that stakeholder process, and also actively participated in the phase 1 application proceeding before the Commission. Accordingly, Integrys respectfully requests the Commission's leave to intervene in the above-captioned proceeding.

As background, Integrys is a certificated competitive natural gas supplier that serves end-user loads on the DEO transportation and Choice programs. Integrys, its customers, and the marketplace will be directly affected by the issues and Commission's determinations in the above-captioned proceeding. Accordingly, Integrys respectfully moves the Commission for

leave to intervene in the above-captioned docket. Integrys' basis for intervention, pursuant to Ohio Revised Code ("RC") § 4903.221 and Ohio Administrative Code ("OAC") 4901-1-11, is more fully set forth in the below Memorandum in Support.

II. MEMORANDUM IN SUPPORT

Integrys respectfully submits that it is entitled to intervene in the above-captioned proceedings, both on the substantive merits and timeliness of Integrys' request

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) provides that the Commission, in ruling upon applications to intervene in its proceedings, shall consider the following criteria:

(1) 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.

OAC 4901-1-11(B) also provides the following factors in considering requests to intervene:

(1) The nature of the person's interest; (2) The extent to which the person's interest is represented by existing parties; (3) The person's potential contribution to a just and expeditious resolution of the issues involved in the proceeding; and (4) Whether granting the requested intervention would unduly delay the proceeding or unjustly prejudice any existing party.

As noted above, Integrys is a certificated competitive natural gas supplier that serves end-

user loads on DEO's transportation and Choice programs, and Integrys' interests will be directly affected by the issues and Commission's determinations in this proceeding. Indeed, as noted above, this Application results from a development process engaged in by DEO's stakeholder process. Integrys directly and actively participated in that stakeholder process, and also actively participated in the phase 1 application proceeding before the Commission. Inasmuch as this proceeding will directly and substantially impact DEO's retail marketplace, and Integrys' interests in that market, Integrys has real, direct, and substantial interests in this proceeding.

Integrys is so situated that the disposition of issues in this proceeding without Integrys' participation will impair and impede its ability to protect its interests, because others participating in this proceeding do not represent Integrys' interests. Inasmuch as others participating in these proceedings cannot adequately protect Integrys' interests, it would be inappropriate to determine this proceeding without Integrys' participation. Integrys' perspective as a Choice supplier will contribute to the full, equitable, and expeditious resolution of this proceeding. Integrys' intervention will not unduly delay the proceeding, or unjustly prejudice the interests of any existing party. Lastly, Integrys' intervention is timely.

III. CONCLUSION

For the reasons noted above, this proceeding will raise issues that will have direct and substantial impacts on Integrys' interests. Thus, Integrys respectfully requests the Commission to grant Integrys' request to intervene in the above-captioned docket.

Respectfully submitted,

Bobby Singh by Stephen M. Howard

Bobby Singh, Esq. (0072743) - Trial Counsel

Senior Attorney

INTEGRYS ENERGY SERVICES, INC.

300 West Wilson Bridge Road, Suite 350

Worthington, Ohio 43085

Direct Dial: (614) 844-4340

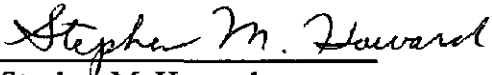
Facsimile: (614) 844-8305

E-Mail: bsingh@integrysenergy.com

Counsel for Integrys Energy Services, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following parties of record, or as a courtesy, via U.S. Mail postage prepaid, express mail, hand delivery, or electronic transmission, on January 14, 2008.


Stephen M. Howard

Andrew Campbell
Jones Day
325 John H. McConnell Blvd, Suite 600
Columbus, OH 43215-2673

Colleen L. Mooney
Ohio Partners for Affordable Energy
231 W. Lima Street
Findlay, OH 45839-1793

Daniel Neilsen
McNees, Wallace & Nurick LLC
Fifth Third Center, 17th Floor
21 East State Street
Columbus, OH 43215

Amerada Hess Corporation
One Hess Plaza, 12th Floor
Woodbridge, NY 07095

Joseph Meissner
Citizens Coalition
1223 West Sixth Street
Cleveland, OH 44113

Robert J. Triozzi
Director of Law
City of Cleveland
City Hall, Room 106
601 Lakeside Drive
Cleveland, OH 44114

Tim Walters
Consumers for Fair Utilities Rates
4115 Bridge Avenue
Cleveland, OH 44113

Eric Stephens
Direct Energy Services LLC
5400 Frantz Road, Suite 250
Dublin, OH 43016

Empowerment Center of Greater Cleveland
3030 Euclid Avenue, Unit 100
Cleveland, OH 44115

Greater Cleveland Housing Network
2999 Payne Avenue
Cleveland, OH 44114

Samuel C. Randazzo
Industrial Energy Users of Ohio
McNees Wallace & Nurick LLC
21 E. State Street, 17th Floor
Columbus, OH 43215

Scott White
Interstate Gas Supply, Inc.
5020 Bradenton Avenue
Dublin, OH 43017

Thomas W. Hartmann
MXEnergy, Inc.
595 Summer Street, Suite 300
Stamford, CT 06901

Craig Goodman, Esq.
National Energy Marketers Association
3333 K Street, NW, Suite 110
Washington, DC 20007

Rev. Mike Frank
Neighborhood Environmental Coalition
5920 Engle Avenue
Cleveland, OH 44127

Northeast Ohio Public Energy Council
1615 Clark Avenue
Cleveland, OH 44109

Ohio Consumers Counsel
10 W. Broad Street, Suite 1800
Columbus, OH 43215-3485

Roy Rushing, Executive Director
Ohio Gas Association
200 Civic Center Drive
Columbus, OH 43215

Ohio Gas Marketing
3933 Price Road
Newark, OH 43055

David Rinebolt
Ohio Partners for Affordable Energy
337 South Main Street, 4th Floor, Suite 5
P.O. Box 1793
Findlay, OH 45839-1793

Michael Griffiths
ProLiance Energy LLC
111 Monument Circle, Suite 2200
Indianapolis, IN 46204

William G. Mann
Shell Energy Services Co., LLC
One Shell Plaza, Suite 4100
910 Louisiana Street
Houston, TX 77002

Jerrold L. Ulrey
Vectren Energy Delivery of Ohio, Inc.
One Vectren Square
Evansville, IN 47708

Stephen Seiple
Columbia Gas of Ohio, Inc.
200 Civic Center Drive
P.O. Box 117
Columbus, OH 43216-0117

John W. Bentine
Chester, Willcox & Saxbe, LLP
65 East State Street, Suite 1000
Columbus, Ohio 43215

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