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FAX

File 07-1080-0313
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FILE



July 15, 2008

Re: PUCO Case No. 07-1080-GA-AIR, 07-1081-GA-ALT

Dear Counsel:

Please find enclosed the Motion to Intervene and Memorandum in Support of Motion to Intervene filed with the Public Utilities Commission of Ohio on Tuesday July 15, 2008 by the Ohio Environmental Council (OEC) in the above referenced proceeding.

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PUCO

Sincerely,

Trent A. Dougherty
Director of Legal Affairs
trent@theoec.org

1207 Greenview Ave.
Suite 204
Columbus, Ohio
43212-3449
Phone:
(614) 487-7506
Fax:
(614) 487-7510
Email:
info@theoec.org
www.theOEC.org

Enclosed: Motion to Intervene and Memo in Support

Member of the
Ohio Environmental Council
Board member of
Earth Share of Ohio

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**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of)	
Vectren Energy Delivery of Ohio, Inc., for)	Case No. 07-1080-GA-AIR
Authority to Amend its Filed Tariffs to)	
Increase the Rates and Charges for Gas)	
Services and Related Matters.)	

In the Matter of the Application of)	
Vectren Energy Delivery of Ohio, Inc., for)	Case No. 07-1081-GA-ALT
Approval of An Alternative Rate Plan for)	
a Distribution Replacement Rider to)	
Recover the Costs of a Program for the)	
Accelerated Replacement of Cast Iron)	
Mains and Bare Steel Mains and Service)	
Lines, a Sales Reconciliation Rider to)	
Collect Difference Between Actual and)	
Approved Revenues, and Inclusion in)	
Operating Expense of the Costs of Certain)	
Reliability Programs.)	

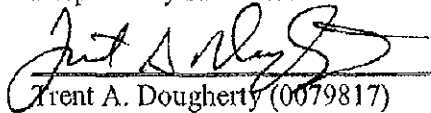
MOTION TO INTERVENE

BY

THE OHIO ENVIRONMENTAL COUNCIL

The Ohio Environmental Council ("OEC"), on behalf of its members and the environment of Ohio, moves the Public Utilities Commission of Ohio ("PUCO") to grant OEC's motion to intervene in the above captioned proceedings. OEC's Motion to Intervene should be granted as OEC meets the legal standards for intervention under ORC § 4903.221 and OAC § 4901-1-11 as explained in detail in the attached Memorandum in Support.

Respectfully submitted



Trent A. Dougherty (0079817)

Director of Legal Affairs

The Ohio Environmental Council

1207 Grandview Ave., Suite 201

Columbus, OH 43212

Tele: 614 487 7506/Fax: 614 487 7510

Email: trent@theoec.org

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MEMORANDUM IN SUPPORT

Vectren Energy Delivery of Ohio, Inc. ("Vectren") filed on September 28th, 2007 a Notice of its intent to file an application to raise its distribution rates for natural gas, and filed another Notice for an alternate plan for its gas distribution service. Under ORC § 4903.221 and OAC § 4901-1-11, the Ohio Environmental Council ("OEC") moves the Public Utilities Commission of Ohio ("PUCO") to intervene on behalf of the environment of Ohio and the OEC's members.

The OEC is a statewide non-profit environmental advocacy organization with over 100 member environmental/conservation organizations and thousands of individual members throughout the state of Ohio, and a sizable membership in Vectren's service area. The OEC is the state's premier advocate for our air, land and water, and for nearly 40 years has been behind

the scenes and on the front lines of Ohio's most important environmental issues. The OEC works with individuals, government, local groups, and businesses to unleash the power of innovation to enhance the quality of life in our communities and sustain the natural systems upon which all life depends.

The interests of the Ohio's environment, conservative and efficient use of our natural resources, and the OEC's members in areas served by Vectren are all "adversely affected" by these cases, under the intervention standard of ORC § 4903.221. The first paragraph reads: "Any other person who may be adversely affected by a public utilities commission proceeding may intervene in such proceeding." The interests OEC's members and Ohio's environment will be adversely effected by the above captioned proceedings, especially when the environment and OEC's members are unrepresented in a proceeding regarding a proposed increase in rates. The first paragraph of ORC § 4903.221 is therefore satisfied.

ORC § 4903.221(B) requires the Commission to consider the following criteria in ruling on motions to intervene:

- (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 proceeding; and
- (4) Whether the prospective intervenor will significantly contribute to the full development and equitable resolution of the factual issues.

The nature and extent of the OEC's interest lie in ensuring that the environment of Ohio is protected to the maximum extent possible. In the above captioned proceedings, OEC seeks to secure the maximum energy efficiency and conservation achievable through strong efficiency and Demand Side Management ("DSM") programs and restraining the impact of the proposed

straight fixed variable rate on efficiency and conservation efforts aimed at reducing consumption. OEC's mission is to secure healthy air, land, and water for all who call Ohio home, and to fulfill that mission OEC has been staunch and responsible advocates for efficient utilization of our natural resources for energy production. This interest is different than any other represented party in that the environment of Ohio is the chief concern of the OEC's member's rather financial savings as represented by other consumer groups or maximum return on investment as represented by business groups.

The legal position advanced by the OEC is that the maximum energy efficiency and DSM programs as possible should be achieved to ensure for the protection of the environment of Ohio. Since PUCO will be deciding to what extent the rates should reflect efforts at energy efficiency, the position advanced by the OEC is directly addressed in the above captioned cases.

The intervention by the OEC will not unduly prolong nor delay the proceeding as OEC simply seeks to help all affected parties have a voice without obstructing the process.

Finally, the OEC's intervention will significantly contribute to the full development and equitable resolution of the factual issues. OEC will obtain and develop information that the PUCO should consider for equitably and lawfully deciding the cases in the interest of conservation and efficient use of Ohio's natural resources.

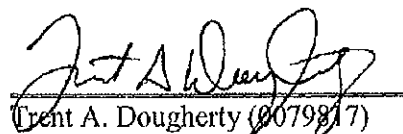
In addition, the OEC meets the requirements of OAC § 4901-1-11. The OEC has a real and substantial interest under OAC § 4901-1-11(A) because the increase in rates and the alternate plan proposal will directly effect the environment of Ohio as well as the OEC's members.

The OEC meets OAC § 4901-1-11(B)(1)-(4), which mirror ORC § 4903.221(B) as seen above. ORC § 4903.221(B)(5) also requires PUCO to consider "extent to which the person's

interest is represented by existing parties." There are no other environmental groups currently parties to the above captioned proceedings, so the OEC will bring a unique voice to the discussions with the representation of the environment of Ohio.

The OEC meets the requirements of ORC § 4903.221 and OAC § 4901-1-11 and should therefore be made a party to the above captioned proceedings. On behalf of the environment of Ohio and the members of the OEC, PUCO should grant the Motion to Intervene.


Respectfully submitted



Trent A. Dougherty (6079817)
Director of Legal Affairs
Ohio Environmental Council
1207 Grandview Ave., Suite 201
Columbus, OH 43212
Tele: 614 487 7506
Fax: 614 487 7510
Email: trent@theoec.org

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Motion to Intervene and Memorandum in Support was served on the persons listed below via first class U.S. Mail, postage prepaid, this 15th day of July, 2008.


Trent A. Dougherty (0019817)
Director of Legal Affairs
Ohio Environmental Council

SERVICE LIST

Werner Margard
Attorney General's Office
Public Utilities Section
180 East Broad Street, 9th Floor
Columbus, OH 43215

John W. Bentine
Counsel for Interstate Gas Supply
Chester, Wilcox & Saxbe, LLP
65 East State Street, Ste. 1000
Columbus, OH 43215-4259

John Dosker
General Counsel
Stand Energy Corp.
1077 Celestial Street Suite 110
Cincinnati, OH 45202-1629

Samuel C. Randazzo
Gretchen J. Hummel
Lisa G. McAlister
McNees Wallace & Nurick LLC
Fifth Third Center
21 East State Street, 17th Floor
Columbus, OH 43215

Ronald E. Christian
Executive Vice President, General Counsel
& Corporate Secretary
Vectren Corporation
P.O. Box 209
Evansville, IN 47702-0209

David C. Rinebolt
Ohio Partners for Affordable Energy
231 West Lime Street
P.O. Box 1793
Findlay, OH 45839-1793

Maureen R. Grady
Joseph P. Serio
Michael E. Idzkowski
Assistant Consumers' Counsel
Office of Ohio Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, OH 43215-3485