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BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of the Regulation of the
Purchased Gas Adjustment Clauses
Contained Within the Rate Schedules of
Vectren Energy Delivery of Ohio, Inc.
and Related Matters

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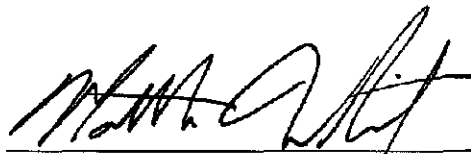
PUCO

Case No. 08-220-GA-GCR

INTERSTATE GAS SUPPLY, INC.'S
MOTION FOR INTERVENTION

Pursuant to Section 4903.221 of the Ohio Revised Code and Rule 4901-1-11 of the Ohio Administrative Code, Interstate Gas Supply, Inc. ("IGS") moves to intervene in the above-captioned proceeding.

IGS has a real and substantial interest in the proceedings, which is not adequately represented by any other party to the proceedings. For the reasons stated above, as well as those more fully developed in the attached Memorandum in Support incorporated herein by reference as if fully set forth, IGS respectfully moves to intervene in these proceedings.



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**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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Contained Within the Rate Schedules of)	Case No. 08-220-GA-GCR
Vectren Energy Delivery of Ohio, Inc.)	
and Related Matters)	

**INTERSTATE GAS SUPPLY, INC.'S
MEMORANDUM IN SUPPORT**

I. OVERVIEW

Interstate Gas Supply, Inc. ("IGS") is a certificated competitive natural gas supplier that serves substantial end-user loads on the Vectren Energy Delivery of Ohio, Inc. ("VEDO") transportation and Choice programs. IGS, its Choice customers, and the Choice market could be adversely affected by the issues and Commission's determinations in the above-captioned proceedings. IGS meets the qualifications for intervention required by the Public Utilities Commission of Ohio ("Commission") and has been granted intervention by the Commission in similar proceedings in the past. For these reasons more fully explained below, IGS respectfully requests the Commission grant its motion for intervention.

II. ARGUMENT

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, IGS is a certificated competitive natural gas supplier that serves substantial end-user loads on VEDO's transportation and Choice programs, and IGS's interests could be adversely affected by the issues and Commission's determinations in this proceeding. Previous Gas Cost Recovery ("GCR") Cases have raised, considered, and resolved issues that affect the Choice markets, retail competition, and related operations on VEDO's system. Inasmuch as this proceeding may adversely impact VEDO's retail competitive marketplace, and IGS's interests relating to that market, IGS has real, direct, and substantial interests in this proceeding.

IGS is so situated that the disposition of the issues in this proceeding, without IGS's participation, will impair and impede its ability to protect its interests, because others participating in this proceeding neither represent IGS's interests, nor the interests of Choice

customers. Inasmuch as others participating in this proceeding cannot adequately protect IGS's interests, it would be inappropriate to determine this proceeding without IGS's participation. IGS's perspective as a Choice supplier will contribute to the full, equitable, and expeditious resolution of this proceeding. IGS's intervention will not unduly delay the proceeding, or unjustly prejudice the interests of any existing party. Lastly, IGS's intervention is timely.

Case No. 02-220-GA-GCR, Vectren Energy Delivery of Ohio, Inc.'s gas cost recovery ("GCR") case, demonstrated that the Commission's orders in such cases could, and do, have impacts, adverse or otherwise, on Choice and competitive markets, and therefore, have impacts on IGS's interests in those markets. Indeed, the Commission has granted IGS intervention in all of the recent GCR cases of local distribution companies with Choice programs, in some instances over the strenuous objections of the applicable local distribution companies. *See, e.g., In the Matter of the Regulation of the Purchased Gas Adjustment Clause Contained Within the Rate Schedules of Columbia Gas of Ohio, Inc. and Related Matters*, Case No. 07-221-GA-GCR; *In the Matter of the Regulation of the Purchased Gas Adjustment Clause Contained Within the Rate Schedules of Columbia Gas of Ohio, Inc. and Related Matters*, Case No. 06-221-GA-GCR; *In the Matter of the Regulation of the Purchased Gas Adjustment Clauses Contained Within the Rate Schedules of Dominion East Ohio and Related Matters*, Case No. 05-219-GA-GCR (IGS's intervention granted over DEO's objections by Entry dated December 2, 2005); *see also, e.g., In the Matter of the Regulation of the Purchased Gas Adjustment Clauses Contained Within the Rate Schedules of The Cincinnati Gas & Electric Company and Related Matters*, Case No. 05-218-GA-GCR (IGS's intervention granted over Duke Energy Ohio, Inc. f/k/a Cincinnati Gas & Electric Company's objections by Entry dated November 15, 2005).

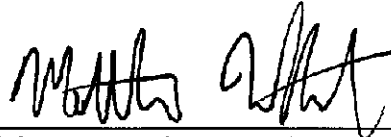
Moreover, IGS actively participated in those recent GCR proceedings, including filing

testimony as necessary to protect IGS's interests, and has constructively impacted the outcome and resolution of those cases. *See, e.g., In the Matter of the Regulation of the Purchased Gas Adjustment Clauses Contained Within the Rate Schedules of Vectren Energy Delivery of Ohio, Inc. and Related Matters*, Case Nos. 04-220-GA-GCR *et al.*, Direct Testimony of Kraig Lotter (October 10, 2006). Such participation by IGS unequivocally demonstrates the substantial relevance of such cases to IGS's direct interests, as well as the benefits to consumers and competitive markets by IGS's intervention and participation in such cases. For example, IGS is a signatory party to Commission-approved stipulations that resolved certain GCR cases. *See, e.g., In the Matter of the Regulation of the Purchased Gas Adjustment Clauses Contained Within the Rate Schedules of Dominion East Ohio and Related Matters*, Case No. 05-219-GA-GCR, Opinion and Order (January 31, 2007) (approving partial Stipulation and Recommendation with company and certain parties); *see also, e.g., In the Matter of the Regulation of the Purchased Gas Adjustment Clauses Contained Within the Rate Schedules of The Cincinnati Gas & Electric Company and Related Matters*, Case No. 05-218-GA-GCR, Opinion and Order (August 30, 2006) (approving Stipulation and Recommendation)

III. CONCLUSION

As noted above, GCR proceedings have raised issues that impact Choice customers and markets, and therefore, have directly and substantially impacted IGS's interests. Thus, IGS respectfully requests the Commission to grant IGS's request to intervene in the above-captioned dockets, with the full powers and rights granted to intervening parties.

Respectfully submitted,



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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 November 6, 2008.



Matthew White, Esq.

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