

## BEFORE

## THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Annual Application of )  
 Columbia Gas of Ohio, Inc., for an ) Case No. 09-06-GA-UNC  
 Adjustment to Rider IRP and Rider DSM )  
 Rates. )

ENTRY

The attorney examiner finds:

- (1) On December 3, 2008, the Commission issued an opinion and order approving a stipulation (stipulation) in *In the Matter of the Application of Columbia Gas of Ohio, Inc., for Authority to Amend Filed Tariffs to Increase the Rates and Charges for Gas Distribution Service*, Case No. 08-72-GA-AIR, et al.
- (2) In the stipulation, approved by the Commission, the stipulating parties agreed that Columbia Gas of Ohio, Inc., (Columbia) would establish an Infrastructure Replacement Program Rider (Rider IRP) and a Demand Side Management Rider (Rider DSM).
- (3) With regard to Rider IRP, the stipulation provided that, within 30 days of the Commission's adoption of the stipulation, Columbia would file its initial prefiling notice and that such notice would include estimated schedules containing a combination of actual and projected data for the calendar year. Columbia agreed to file, by the following February 28, an updated application with schedules based on actual data through the end of the prior calendar year. The stipulation went on to provide that staff of the Commission would conduct an investigation and, unless staff finds the filing to be unjust or unreasonable, or unless any party files an objection that is not resolved by March 31, Staff should recommend that the Commission allow the proposed increase to Rider IRP, effective on May 1 of that year. According to the stipulation, if staff determines that the application is unjust or unreasonable, or if any intervening party has an unresolved objection, then the Commission will hold an expedited hearing on the application. (Stipulation, para. 11.)
- (4) With regard to Rider DSM, the stipulation specified that procedures to be followed for annual adjustments would be identical to those applicable to Rider IRP. (Stipulation, para. 15.)

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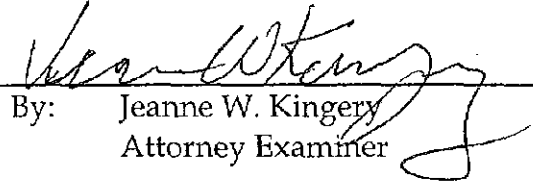
- (5) On January 2, 2009, in the above-captioned case, Columbia filed a notice of intent to file an application to adjust Rider IRP and Rider DSM. However, the schedules filed with that notice of intent are not based on actual and projected data but, rather, on estimated and projected data. Actual data that would comply with the terms of the stipulation have not yet been docketed.
- (6) The attorney examiner finds that the procedure set forth in the stipulation should be modified, in order to allow staff and the stipulating parties reasonable time to analyze and evaluate the data to be supplied by Columbia. At such time as Columbia files actual data, the attorney examiner will issue an entry establishing deadlines for the filing of objections to the application and a staff recommendation.

It is, therefore,

ORDERED, That the parties comply with the requirements set forth in this entry. It is, further,

ORDERED, That a copy of this entry be served upon all parties of record.

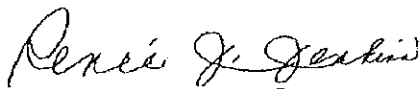
THE PUBLIC UTILITIES COMMISSION OF OHIO

By:   
Jeanne W. Kingery  
Attorney Examiner

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ct

Entered in the Journal

FEB 13 2009



Renee J. Jenkins  
Secretary