

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Audit of the)
 Transportation Migration Rider - Part B of)
 The East Ohio Gas Company d/b/a) Case No. 08-219-GA-EXR
 Dominion East Ohio and Related Matters.)

In the Matter of the Application of The East)
 Ohio Gas Company d/b/a Dominion East)
 Ohio for Approval of an Adjustment to its) Case No. 07-659-GA-UEx
 Uncollectible Expense Rider Rate.)

ENTRY

The attorney examiner finds:

- (1) The East Ohio Gas Company d/b/a Dominion East Ohio (DEO) is a gas or natural gas company as defined by Section 4905.03(A)(5) and (6), Revised Code, and a public utility by reason of Section 4905.02, Revised Code. As such, DEO is subject to the jurisdiction of the Commission in accordance with Sections 4905.04 and 4905.05, Revised Code.
- (2) By opinion and order issued May 26, 2006, in *In the Matter of the Restructured Commodity Service Function of The East Ohio Gas Company d/b/a Dominion East Ohio*, Case No. 05-474-GA-ATA (05-474), the Commission authorized DEO to proceed with the first phase of its plan to eliminate its Gas Cost Recovery (GCR) mechanism and implement a market-based Standard Service Offer (SSO) through a wholesale auction. On August 30, 2006, the Commission accepted the results of DEO's auction with regard to its SSO for traditional GCR and percentage of income payment plan (PIPP) customers effective October 12, 2006. With the elimination of the GCR mechanism, certain costs and credits that were once recovered through the GCR were now to be recovered through the Transportation Migration Rider - Part B (TMR). The Commission declared, in its order, that all aspects of the proposed cost recovery through the TMR be reviewed as part of an annual financial audit that would be conducted by an outside auditor, docketed, and reviewed by the Commission's staff.

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- (3) On December 31, 2007, the Commission opened Case No. 08-219-GA-EXR (08-219) for the purpose of reviewing DEO's TMR.
- (4) On March 26, 2008, the Commission issued an entry in 05-474, initiating a financial audit of DEO's TMR for the period of October 12, 2006, through August 31, 2008. The due date for the TMR audit was October 24, 2008.
- (5) By entry issued November 13, 2008, the attorney examiner issued an entry in 05-474 and 08-219 finding, *inter alia*, that the audit of DEO's TMR should be considered in a separate docket from 05-474 and that it is appropriate for that consideration to occur in 08-219. The attorney examiner also concluded that, in the future, DEO should file its TMR information in 08-219 or, in subsequent years, in that year's assigned EXR proceeding. In addition, the attorney examiner granted DEO's motion for an extension of time until November 14, 2008, to file its audit report.
- (6) On November 14, 2008, the financial audit for the TMR for the period of October 12, 2006, through August 31, 2008, was filed in 05-474. However, as directed by the attorney examiner's November 13, 2008, entry, the TMR audit should have been filed in 08-219. Accordingly, the Commission's docketing division is ordered to transfer, into 08-219, a copy of the TMR audit report filed in 05-474 on November 14, 2008.
- (7) On November 14, 2008, the audit of DEO's uncollectible expense rider for the period of January 1, 2007, through December 31, 2007, was filed in Case No. 07-659-GA-UEx (07-659).
- (8) At this time, the attorney examiner finds it appropriate to call for comments on the financial audit of the TMR for the period of October 12, 2006, through August 31, 2008, and the audit of DEO's uncollectible expense rider for the period of January 1, 2007, through December 31, 2007. Accordingly, all interested parties may file comments and reply comments on these audits by March 12, 2009, and March 26, 2009, respectively. In light of the fact that the audits will be considered in 08-219 and 07-659, all comments and reply comments should be filed in those dockets.

- (9) On December 16, 2008, the Office of the Ohio Consumers' Counsel (OCC) filed a motion for intervention in this case, stating that it meets the standards for intervention pursuant to Section 4903.221, Revised Code, and Rule 4901-1-11, Ohio Administrative Code. No one filed in opposition to this motion to intervene. Therefore, the attorney examiner finds that the motion to intervene filed by OCC should be granted.

It is, therefore,

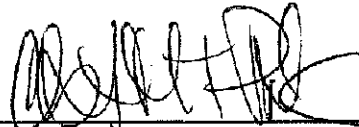
ORDERED, That the Commission's docketing division transfer a copy of the TMR audit report to 08-219, as set forth in finding (6). It is, further,

ORDERED, That, in accordance with finding (7), all interested parties may file comments and reply comments on the audits in these dockets by March 12, 2009, and March 26, 2009, respectively. It is, further,

ORDERED, That the motion to intervene filed by OCC be granted. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO



By: Christine M.T. Pirik
Attorney Examiner

grg/vrm

Entered in the Journal

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Renee J. Jenkins
Secretary