

FILE

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

RECEIVED-DOCKETING DIV
2009 OCT 15 PM 2:04

PUCO

In the Matter of the Application of The)
East Ohio Gas Company d/b/a Dominion)
East Ohio for Authority to Increase Rates)
for its Gas Distribution Service.)

Case No. 07-829-GA-AIR

In the Matter of the Application of The)
East Ohio Gas company d/b/a Dominion)
East Ohio for Approval of Tariffs to)
Recover Certain Costs Associated with a)
Pipeline Infrastructure Replacement)
Program Through an Automatic)
Adjustment Clause and for Certain)
Accounting Treatment.)

Case No. 08-169-GA-ALT

In the Matter of the Application of The)
East Ohio Gas Company d/b/a Dominion)
East Ohio to Adjust its Pipeline)
Infrastructure Replacement Program Cost)
Recovery Charge and Related Matters.)

Case No. 09-458-GA-UNC

WITHDRAWAL OF ONE COMMENT REGARDING THE APPLICATION OF
DOMINION EAST OHIO
BY
THE OFFICE OF THE OHIO CONSUMERS' COUNSEL

On October 2, 2009, the Office of the Ohio Consumers' Counsel ("OCC") filed Comments ("Comments") on the Application of the East Ohio Gas Company d/b/a Dominion East Ohio ("DEO" or "Company"). In the Comments, OCC stated that its Comments "[were] preliminary in nature."¹ OCC hereby withdraws the following Comment filed with the Commission on October 2, 2009:

¹ OCC Comments at 3 (October 2, 2009).

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Computer-Related Expenses in Incremental Operation and Maintenance

DEO has included \$70,500 related to the Envista software subscription as a part of Incremental O&M Expense.[footnote omitted] It is OCC's understanding that the intended function of the Envista product is to allow utilities, municipalities and highway agencies to share construction and maintenance projects on a map. Furthermore, the Company responded through discovery that the Envista software will not be used exclusively for transmission and distribution infrastructure replacement under the PIR Program.[footnote omitted] Hence, Envista does not solely apply to infrastructure projects related to the PIR Program. Therefore, the total costs related to Envista, \$70,500, should be excluded from the Incremental O&M Expense as part of the calculation of the PIR Cost Recovery Charge.[footnote omitted]

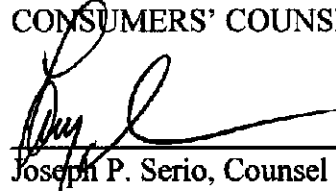
All remaining Comments by OCC remain in effect as originally filed. In this regard, on October 9, 2009, DEO filed a statement with the Public Utilities Commission of Ohio ("PUCO" or "Commission") as follows:

Pursuant to the Attorney Examiner's Entry dated October 8, 2009, [DEO] states that the issues raised in the comments filed by Staff and the Office of the Ohio Consumers' Counsel on October 2, 2009, have not been resolved.

Due to the fact that the OCC's Comments and Staff Comments have not been resolved, it appears that the evidentiary hearing will be held to resolve these issues.

Respectfully submitted,

JANINE L. MIGDEN-OSTRANDER
CONSUMERS' COUNSEL

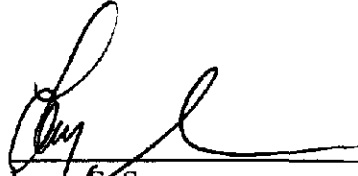


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CERTIFICATE OF SERVICE

I hereby certify that a copy of the Office of the Ohio Consumers' Counsel's *Withdrawal of One Comment Regarding the Application* was served via electronic mail and by first-class mail, postage prepaid, to the parties of record identified below, on this 15th day of October 2009.



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