

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of	:	
	:	
	:	
Orwell Natural Gas Company,	:	Case No. 15-475-GA-CSS
	:	
Complainant,	:	
	:	
	:	
Vs.	:	
	:	
	:	
Orwell-Trumbull Pipeline Company, LLC,	:	
	:	
Respondent.	:	

STIPULATION

Pursuant to Ohio Administrative Code Rule 4901-1-30, the signatory parties (“Parties”) stipulate and agree to resolve all issues in the instant proceeding pertaining to Case No. 15-475-GA-CSS.

While the Parties recognize that this Stipulation is not binding upon the Public Utilities Commission of Ohio (“Commission”), it is the Parties’ position that the Stipulation is an agreement among the Parties to this proceeding; that the Stipulation is supported by adequate data and information; represents a just and reasonable resolution of all issues in this proceeding; violates no regulatory principle or precedent; and is the product of lengthy, serious bargaining among knowledgeable and capable parties. While this Stipulation is not binding on the Commission, it is entitled to careful consideration by the Commission, where, as here, it is

sponsored by parties representing a wide range of interests. For purposes of resolving all issues pertaining to Case No. 15-475-GA-CSS, the Parties stipulate, agree, and recommend as set forth below.

Neither this Stipulation, nor the information and data contained therein or attached, shall be cited as precedent in any future proceedings for or against any signatory, or the Commission itself, if the Commission approves the Stipulation. This Stipulation is a compromise involving a balancing of competing positions, and it does not necessarily reflect the position which one or more of the parties would have taken if these issues had been fully litigated.

The Parties believe that this Stipulation represents a reasonable compromise of varying interests. Should the Commission reject or modify all or any part of this Stipulation or impose additional conditions or requirements upon the Parties, the Parties shall have the right, within thirty (30) days of issuance of the Commission's order, to withdraw the Stipulation by filing a notice with the Commission. Upon notice of withdraw by any party, pursuant to the above provisions, the Stipulation shall immediately become null and void. In such event, the Parties shall be afforded the opportunity to brief all issues as if this Stipulation had never been executed.

This Stipulation is entered into by and among Orwell-Trumbull Pipeline Company ("OTP"), and such other parties as are signatory hereto. All the Parties fully support this Stipulation and urge the Commission to accept and approve the terms hereof.

WHEREFORE, the Parties stipulate, agree, and recommend as follows:

- 1) OTP, through its counsel, agrees to provide monthly status updates to all Parties to Case No. 15-475-GA-CSS. These status updates will be provided by the 1st of every

month, with the first status up date being due on June 1, 2016. These status updates will include:

- a. Information regarding the ownership status of the five (5) production wells that are currently providing natural gas to the fourteen (14) Orwell Natural Gas Company (“ONG”) end-use customers north of I-90 on Vrooman Road. The five (5) production wells are currently operated by a bankruptcy trustee due to Great Plains Exploration, LLC (“Great Plains”) filing bankruptcy in Case No. 12-10058-TPA in the U.S. Bankruptcy Court of the Western District of Pennsylvania (Erie).
 - b. Information regarding OTP’s decision to either seek a petition to abandon its pipeline that runs beneath I-90 or to re-establish a connection, beneath I-90, between its pipelines North and South of I-90 that run along Vrooman Road.
- 2) The status reports established under Provision One (1) of this Stipulation will continue until one of the following has occurred:
- a. OTP has completed construction to re-establish a connection, beneath I-90, between its pipelines North and South of I-90 that run along Vrooman Road.
 - b. OTP has filed a Petition to Abandon Service regarding the pipeline that runs under I-90 with the Commission.

OTP shall report its final decision regarding reconnection/abandonment within sixty (60) days of receiving actual notice of the final disposition of the five Great Plains natural gas wells located west of Vrooman Road.

- 3) Nothing in these provisions shall operate to preclude any signatory hereto from taking any position it may wish in the event OTP files a Petition to Abandon Service regarding the pipeline that runs under I-90.

The Parties agree that this Stipulation may be signed in counterparts. The undersigned hereby stipulate and agree and each represents that it is authorized to enter into this Stipulation this 9th day of May, 2016.

ORWELL-TRUMBULL PIPELINE COMPANY

By: /s/ Michael D. Dortch
Michael D. Dortch, Attorney for Orwell-Trumbull Pipeline Company

ORWELL NATURAL GAS COMPANY

By: /s/ Gina M. Piacentino
Gina M. Piacentino, Attorney for Orwell Natural Gas Company

OHIO CONSUMERS' COUNSEL

By: /s/ Ajay K. Kumar
Ajay K. Kumar, Attorney for Ohio Consumers' Counsel

CERTIFICATE OF SERVICE

The PUCO's e-filing system will serve notice of this filing upon counsel for the Complainant, the Ohio Consumers' Council, and the Staff of the Public Utilities Commission of Ohio.

Further, I hereby certify that a true and accurate copy of the foregoing was served upon counsel for the Complainant, the Ohio Consumers' Council, and the Staff of the Public Utilities Commission this May 9, 2016, by electronic mail:

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/s/ Michael D. Dortch

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in

Case No(s). 15-0475-GA-CSS

Summary: Stipulation Orwell-Trumbull Pipeline Company, LLC's, Orwell Natural Gas Company's, and Ohio Consumers' Counsel's Stipulation in Case No. 15-475-GA-CSS. electronically filed by Mr. Justin M Dortch on behalf of Orwell-Trumbull Pipeline Company, LLC