

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE APPLICATION OF
THE EAST OHIO GAS COMPANY D/B/A
DOMINION EAST OHIO TO ADJUST ITS
PIPELINE INFRASTRUCTURE REPLACE-
MENT PROGRAM COST RECOVERY
CHARGE AND RELATED MATTERS.

CASE No. 16-2205-GA-RDR

ENTRY

Entered in the Journal on March 1, 2017

{¶ 1} By Opinion and Order issued October 15, 2008, in *In re The East Ohio Gas Company d/b/a Dominion East Ohio*, Case No. 07-829-GA-AIR, et al. (*DEO Distribution Rate Case*), the Commission, inter alia, approved the joint stipulation and recommendation (stipulation) filed by The East Ohio Gas Company d/b/a Dominion East Ohio (DEO) and the other parties in the *DEO Distribution Rate Case*. Included in the stipulation approved by the Commission was a provision adopting, with some modifications, Staff's recommendations set forth in the Staff Report filed in the *DEO Distribution Rate Case* on May 23, 2008. The Staff Report set forth procedures to be followed for the annual updates to DEO's pipeline infrastructure replacement (PIR) program cost recovery charge.

{¶ 2} By Opinion and Order issued August 3, 2011, in *In re The East Ohio Gas Company d/b/a Dominion East Ohio*, Case No. 11-2401-GA-ALT (*2011 PIR Case*), the Commission approved a stipulation and recommendation that modified DEO's PIR program. As part of the modified program, DEO would transition its PIR cost recovery charge filings from a fiscal-year basis to a calendar-year basis. In accordance with the approved modified process, DEO is to submit a prefiling notice by November 30 each year, and an updated filing with actual data by February 28, with the goal of the revised PIR charge becoming effective as of the first billing cycle in May of each year.

{¶ 3} On November 30, 2016, in the instant case, DEO filed a prefiling notice of an application supporting a rate adjustment for the PIR cost recovery charge to recover costs incurred during 2016.

{¶ 4} On February 28, 2017, DEO filed an application requesting an adjustment to its PIR cost recovery rider in accordance with the procedure approved in the *2011 PIR Case* for costs incurred between January 1, 2016, and December 31, 2016.

{¶ 5} In order to accomplish the review of DEO's proposed adjustment to its PIR cost recovery rider that was envisioned in the *DEO Distribution Rate Case* and the *2011 PIR Case*, the attorney examiner finds that the following procedural schedule should be established:

- (a) March 24, 2017 - Deadline for the filing of motions to intervene.
- (b) March 24, 2017 - Deadline for Staff and intervenors to file comments on the application.
- (c) March 31, 2017 - Deadline for DEO to file a statement informing the Commission whether the issues raised in the comments have been resolved.
- (d) April 3, 2017 - Deadline for the parties and Staff to file expert testimony.
- (e) In the event that some or all of the parties enter into a stipulation resolving some or all of the issues in this case, the parties must file such stipulation with the Commission by 9:00 a.m. on April 6, 2017.
- (f) In the event that all of the issues are not resolved or the parties enter into a stipulation, a hearing shall commence on April 7, 2017, at 10:00 a.m. at the offices of the Commission, 180 East Broad Street, 11th Floor, Hearing Room 11-C, Columbus, Ohio 43215. Any party requesting a continuance of the hearing must

file a motion to continue the hearing with the Commission by
9:00 a.m. on April 6, 2017.

{¶ 6} In light of the time frame for this proceeding, the attorney examiner requires that, in the event that any motion is made in this proceeding, any memorandum contra shall be filed within three business days after the service of such motion, and a reply memorandum to any memorandum contra will not be accepted. Parties shall provide service of pleadings via hand delivery, facsimile, or e-mail.

{¶ 7} In addition, the attorney examiner finds that the response time for discovery shall be shortened to seven calendar days. Unless otherwise agreed to by the parties, discovery requests and replies shall be served by hand delivery, facsimile, or e-mail. An attorney serving a discovery request shall attempt to contact the attorney upon whom the discovery request will be served in advance to advise him/her that a request will be forthcoming.

{¶ 8} It is, therefore,

{¶ 9} ORDERED, That the procedural schedule set forth in Paragraph 5 be adopted.
It is, further,

{¶ 10} ORDERED, That the parties adhere to the processes established in Paragraphs 6 and 7. It is, further,

{¶ 11} ORDERED, That a copy of this Entry be served upon each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Kerry Sheets

By: Kerry K. Sheets
Attorney Examiner

jrj/vrm

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in

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Summary: Attorney Examiner Entry setting forth procedural schedule; electronically filed by Vesta R Miller on behalf of Kerry K. Sheets, Attorney Examiner, Public Utilities Commission of Ohio