

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
SUBURBAN NATURAL GAS COMPANY,**

COMPLAINANT,

CASE NO. 17-2168-GA-CSS

v.

COLUMBIA GAS OF OHIO, INC.,

RESPONDENT.

ENTRY

Entered in the Journal on February 9, 2018

{¶ 1} Pursuant to R.C. 4905.26, the Commission has authority to consider written complaints filed against a public utility by any person or corporation regarding any rate, service, regulation, or practice relating to any service furnished by the public utility that is in any respect unjust, unreasonable, insufficient, or unjustly discriminatory.

{¶ 2} Columbia Gas of Ohio, Inc. (Columbia) is a natural gas company and public utility as defined in R.C. 4905.03 and R.C. 4905.02, respectively. As such, Columbia is subject to the Commission's jurisdiction.

{¶ 3} On October 20, 2017, Suburban Natural Gas Company (Suburban) filed a verified complaint and request for emergency relief against Columbia.¹ Columbia filed an answer to the complaint on November 13, 2017.

{¶ 4} On January 23, 2018, Suburban filed a motion to compel discovery, in accordance with Ohio Adm.Code 4901-1-23. In its memorandum in support, Suburban claims that the Commission's rules allowing parties ample rights of discovery entitles Suburban to responses to the 19 pending discovery requests regarding Columbia's builder incentives under its new home construction programs approved in Case Nos. 08-833-GA-

¹ Suburban, too, is a natural gas company and public utility as defined in R.C. 4905.03 and R.C. 4905.02, respectively.

UNC, 11-5028-GA-UNC, and 16-1309-GA-UNC. Suburban further avers that this relevant, discoverable information is necessary to proceed with its complaint.

{¶ 5} Thereafter, on February 7, 2018, Columbia filed a motion for a ten-day extension of time to respond to Suburban's motion to compel discovery. In support of its request, Columbia notes the parties are engaging in good-faith discussions to settle outstanding discovery issues that may render the pending motion to compel moot. Columbia also requests an expedited ruling, pursuant to Ohio Adm.Code 4901-1-12(C), stating that Suburban does not object to the extension of the response deadline.

{¶ 6} The attorney examiner finds that Columbia has shown good cause for its request and that its motion should be granted. Accordingly, Columbia's response to Suburban's motion to compel discovery shall be filed no later than February 20, 2018.

{¶ 7} It is, therefore,

{¶ 8} ORDERED, That Columbia's motion for a ten-day extension of time to respond to Suburban's motion to compel discovery be granted. It is, further,

{¶ 9} ORDERED, That Columbia file its response to Suburban's motion to compel discovery no later than February 20, 2018. It is, further,

{¶ 10} ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Megan J. Addison

By: Megan J. Addison
Attorney Examiner

JRJ/mef

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in

Case No(s). 17-2168-GA-CSS

Summary: Attorney Examiner Entry granting Columbia's motion for ten-day extension, requiring discovery to be produced by 2/20/18. electronically filed by Ms. Mary E Fischer on behalf of Megan J. Addison, Attorney Examiner, Public Utilities Commission of Ohio