

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Columbia    )  
Gas of Ohio, Inc. for Approval of an    ) Case No. 17-2202-GA-ALT  
Alternative Form of Regulation                    )

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**MOTION TO INTERVENE OF  
THE OHIO MANUFACTURERS' ASSOCIATION ENERGY GROUP**

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Pursuant to R.C. 4903.221 and Ohio Adm. Code 4901-1-11, the Ohio Manufacturers' Association Energy Group (OMAEG) respectfully moves the Public Utilities Commission of Ohio (Commission) for leave to intervene in the above-captioned matter with the full powers and rights granted to intervening parties. OMAEG has a real and substantial interest which may be adversely affected by the outcome of this proceeding, and which are not adequately represented by any existing parties. Accordingly, OMAEG satisfies the standard for intervention set forth in Ohio statutes and regulations. OMAEG respectfully requests that the Commission grant this motion to intervene and that OMAEG be made a full party of record in this proceeding. The reasons for this motion are set out more fully in the attached Memorandum in Support.

Respectfully submitted,

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**MEMORANDUM IN SUPPORT**

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On December 1, 2017, Columbia Gas of Ohio, Inc. (Columbia) filed an application in Case No. 17-2202-GA-ALT for approval of a new alternative rate plan to establish a Capital Expenditure Program (CEP) Rider (Application).<sup>1</sup> In its Application, Columbia proposes to establish the CEP Rider to recover post-in-service carrying costs, incremental depreciation expense, and property taxes currently deferred pursuant to Columbia's CEP. On March 19, 2018, the Staff of the Public Utilities Commission of Ohio (Staff) issued correspondence stating its determination that Columbia's Application is for an increase in rates.<sup>2</sup> Staff further advised that Columbia could contest this determination, withdraw its application or amend its December 1, 2017 filing to include the information necessary for the filing of an application to increase rates.<sup>3</sup> On March 21, 2018, Columbia responded, stating its intent to amend the Application under R.C. 4929.111 and R.C. 4929.05 and to file the information required by R.C. 4909.18.<sup>4</sup>

R.C. 4903.221 and Ohio Adm. Code 4901-1-11 establish the standard for intervention in the above-captioned proceeding. R.C. 4903.221 provides that any person "who may be

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<sup>1</sup> Application of Columbia at 1 (December 1, 2017).

<sup>2</sup> Correspondence from Staff at 1 (March 19, 2018).

<sup>3</sup> Id.

<sup>4</sup> Correspondence from Columbia at 1 (March 21, 2018).

adversely affected” by a Commission proceeding is entitled to seek intervention in that proceeding. R.C. 4903.221(B) requires the Commission to consider the nature and extent of the prospective intervenor’s interest, the legal position advanced by the prospective intervenor and the probable relation of that position to the merits of the case, whether the intervention by the prospective intervenor will unduly prolong or delay the proceeding, and the prospective intervenor’s potential contribution to a just and expeditious resolution of the issues involved.

Ohio Adm. Code 4901-1-11 permits intervention by a party who demonstrates a real and substantial interest in the proceeding and who is so situated that the disposition of the proceeding may impair or impede its ability to protect that interest and whose interest is not adequately represented by an existing party.

OMAEG is a non-profit entity that strives to improve business conditions in Ohio and drive down the cost of doing business for Ohio manufacturers. OMAEG members and their representatives work directly with elected officials, regulatory agencies, the judiciary, and the media to provide education and information to energy consumers, regulatory boards and suppliers of energy; advance energy policies to promote an adequate, reliable, and efficient supply of energy at reasonable prices; and advocate in critical cases before the Commission.<sup>5</sup> OMAEG members purchase natural gas services from Columbia and will be affected by the Commission’s determination in this proceeding.

Therefore, OMAEG has a direct, real, and substantial interest in the issues raised in this proceeding and is so situated that the disposition of these proceedings may, as a practical matter,

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<sup>5</sup> See, e.g., *In the Matter of the Application of Duke Energy Ohio, Inc. for an Increase in Gas Rates*, Case Nos. 12-1685-GA-AIR, et al.; *In the Matter of the Application of Duke Energy Ohio, Inc., for an Adjustment to Rider MGP Rates*, Case Nos. 17-596-GA-RDR, et al.; *In the Matter of the Application of Duke Energy Ohio, Inc., for Authority to Establish a Standard Service Offer Pursuant to R.C. 4928.143 in the Form of an Electric Security Plan, Accounting Modifications, and Tariffs for Generation Service*, Case Nos. 17-1263-EL-SSO, et al.; *In the Matter of the Application of The Dayton Power and Light Company for an Increase in Its Electric Distribution Rates*, Case Nos. 15-1830-EL-AIR, et al.

impair or impede its ability to protect that interest. It is regularly and actively involved in Commission proceedings and, as in previous proceedings, OMAEG's unique knowledge and perspective will contribute to the full development and equitable resolution of the factual issues in this case. OMAEG's interest will not be adequately represented by other parties and its timely intervention will not unduly delay or prolong these proceedings.

Because OMAEG satisfies the criteria set forth in R.C. 4903.221 and Ohio Adm. Code 4901-1-11, it is authorized to intervene in this proceeding with the full powers and rights granted by the Commission to intervening parties. As such, OMAEG respectfully requests that the Commission grant this motion for leave to intervene and that OMAEG be made a full party of record.

Respectfully submitted,

/s/ Kimberly W. Bojko  
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(willing to accept service by email)

*Counsel for OMAEG*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing was served upon all parties of record via electronic mail on March 23, 2018.

/s/ Brian W. Dressel  
Brian W. Dressel

**This foregoing document was electronically filed with the Public Utilities**

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**Case No(s). 17-2202-GA-ALT**

Summary: Motion To Intervene Of The Ohio Manufacturers' Association Energy Group  
electronically filed by Mrs. Kimberly W. Bojko on behalf of OMA Energy Group