

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Co-)
lumbia Gas of Ohio, Inc. for Approval)
of an Economic Development Project:) Case No. 18-1296-GA-EDP
COMTEX Laundry Project.)
)

**MOTION FOR LIMITED WAIVER
AND MEMORANDUM IN SUPPORT
OF COLUMBIA GAS OF OHIO, INC.**

Pursuant to Ohio Admin. Code 4901:1-43-02(B) and 4901-1-12(A), Columbia Gas of Ohio, Inc. ("Columbia") hereby requests that the Public Utilities Commission of Ohio ("Commission") grant Columbia a limited waiver of Ohio Admin. Code 4901:1-43-03. The estimated state and local taxable base increase information required by Ohio Admin. Code 4901:1-43-03(A)(3)(a) cannot be provided due to Columbia not having access to information necessary to estimate the state and local state base increase. Therefore, good cause exists to grant the requested limited waiver of Ohio Admin. Code 4901:1-43-03.

The reasons for this Motion are more fully explained in the attached Memorandum in Support.

Respectfully submitted by,

COLUMBIA GAS OF OHIO, INC.

/s/ Joseph M. Clark

Joseph M. Clark, Counsel of Record

Stephen B. Seiple, Asst. General Counsel
(0003809)

Joseph M. Clark, Sr. Counsel (0080711)

P.O. Box 117

290 W. Nationwide Blvd.

Columbus, Ohio 43216-0117

Telephone: (614) 460-6988

E-mail: sseiple@nisource.com

josephclark@nisource.com

(Willing to accept service by e-mail)

Attorneys for

COLUMBIA GAS OF OHIO, INC.

MEMORANDUM IN SUPPORT

In its Application in this instant docket, Columbia has fulfilled all the requirements of Ohio Admin. Code 4901:1-43 except for the information that is the subject of this waiver request. Ohio Admin. Code 4901:1-43-03(A)(3) requires Columbia provide, “The level of total investment and capital expenditure by the subject company and the economic development impact.” Then subsection (A)(3)(a) specifically requests the, “Estimated state and local taxable base increase.”

Columbia does not know the estimated state and local taxable base increase information. Nor can Columbia reasonably estimate the full tax receipt impacts of the COMTEX Laundry project without this information. Because any information that would be utilized to calculate the state and local tax base increase is not within Columbia’s possession or control, Columbia requests that this requirement be waived.

Good cause exists for the Commission to grant this Motion for limited waiver. Columbia simply does not have the information requested by Ohio Admin Code 4901:1-43-03(A)(3)(a). Moreover, Columbia complied with all the other portions of Ohio Admin. Code 4901:1-43-03, providing the Commission sufficient information to consider this economic development project request. Finally, granting the waiver would be consistent with recent Commission precedent.¹

¹ *In the Matter of the Application of Columbia Gas of Ohio, Inc. for Approval of the Sofidel Pipeline as an Economic Development Project*, Case No. 16-2069-GA-EDP, Entry at 3 (November 18, 2016); *In the Matter of the Application of Columbia Gas of Ohio, Inc. for Approval of an Economic Development Project with Nucor Steel Marion, Inc.*, Case No. 17-1906-GA-EDP, Entry at 3 (September 29, 2017); *In the Matter of the Application of Columbia Gas of Ohio, Inc. for Approval of an Economic Development Project with GETH-Ohio, Southern Ohio Industrial District Project*, Case No. 17-1678-GA-EDP, Entry at 4 (December 12, 2017); *In the Matter of the Application of Columbia Gas of Ohio, Inc. for Approval of an Economic Development Project with FWD:Energy, Southern Ohio Industrial District Project*, Case No 17-1679-GA-EDP, Entry at 4 (December 12, 2017)

Respectfully submitted,
COLUMBIA GAS OF OHIO, INC.

By: /s/ Joseph M. Clark
Joseph M. Clark (Counsel of Record)

Stephen B. Seiple, Asst. General Counsel
(0003809)

Joseph M. Clark, Sr. Counsel (0080711)

290 W. Nationwide Blvd.

P.O. Box 117

Columbus, Ohio 43215

Telephone: (614) 460-6988

Email: sseiple@nisource.com

josephclark@nisource.com

(Willing to accept service by email)

Attorneys for
COLUMBIA GAS OF OHIO, INC.

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Summary: Motion for Limited Waiver and Memorandum in Support electronically filed by Cheryl A MacDonald on behalf of Columbia Gas of Ohio, Inc.