

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Suburban)	
Natural Gas Company for an Increase in Gas)	Case No. 18-1205-GA-AIR
Distribution Rates)	
 In the Matter of the Application of Suburban)	 Case No. 18-1206-GA-ATA
Natural Gas Company for Tariff Approval)	
 In the Matter of the Application of Suburban)	 Case No. 18-1207-GA-AAM
Natural Gas Company for Approval of Certain)	
Accounting Authority)	

**AMENDED MOTION OF SUBURBAN NATURAL GAS COMPANY
FOR A WAIVER OF A STANDARD FILING REQUIREMENT**

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August 23, 2018

**Attorneys for Suburban Natural
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Pursuant to Rules 4901-1-12 and 4901-7-01, Appendix A, of the Ohio Administrative Code (O.A.C.), Suburban Natural Gas Company (Suburban) hereby amends its original request for a waiver of the standard filing requirement under which a natural gas company that elects to use a date certain that is beyond the application filing date must provide, within 30 days after the date certain, actual valuation data and operating income statements that include no less than three months of actual data. Suburban now seeks a waiver of this requirement to allow it to file the actual valuation data and operating income statements within 60 days of the date certain, or no later than April 29, 2019.

Good cause exists to grant the requested waiver as set forth in the accompanying Memorandum in Support.

Respectfully submitted,

/s/ Kimberly W. Bojko
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MEMORANDUM IN SUPPORT

I. INTRODUCTION

Suburban previously requested a 60-day waiver of the standard filing requirement under which a natural gas company that elects to use a date certain that is beyond the application filing date must provide, within 30 days after the date certain, actual valuation data and operating income statements that include no less than three months of actual data. Suburban continues to request a waiver of this requirement, but now seeks to shorten the requested waiver period from 60 to 30 days. Good cause exists to grant Suburban's amended waiver request.

Should this 30-day waiver be granted, Suburban will agree not to seek to place its proposed increased rates into effect per R.C. 4909.42 for at least 120 days after the expiration of the requisite 275 days, or not before September 30, 2019.

II. AMENDED WAIVER OF A STANDARD FILING REQUIREMENT

The standard filing requirements allow the Commission to waive any of its provisions for good cause shown. To determine good cause, Rule 4901-7-1, O.A.C., requires the Commission to consider (1) whether the information which the utility would provide if the waiver is granted is

sufficient so that the Commission Staff can effectively and efficiently review the rate application; (2) whether the information that is the subject of the waiver request is normally maintained by the utility or reasonably available to it; and (3) the expense to the utility of providing the information. Rule 4901-7-1, Appendix A, Chapter II(A)(4)(d), O.A.C. Based on these factors, good cause exists for the Commission to waive its requirement that a natural gas company that elects to use a date certain that is beyond the application filing date provide actual valuation data and operating income statements within 30 days after the date certain.

This requirement would require Suburban, a small utility, to file within 30 days of the end of the test period and date certain of February 28, 2019 its actual valuation data and operating income statements. Suburban is amending its waiver request and is now asking the Commission to allow it to file the actual valuation data and operating income statements within 60 days of the date certain, which would be an extension of only 30 days.

An additional period of time is still necessary for Suburban, a small company with limited staffing resources, to provide the required information, which will occur contemporaneously with Suburban preparing its end-of-year financials. Requiring Suburban to compile actual valuation data and the operating income statements while also preparing its end-of-year financials likely will cause Suburban to incur additional and otherwise unnecessary expense. Importantly, the end-of-year financials will need to be completed prior to compiling the actual valuation data that is required. Allowing Suburban adequate time to prepare its financials first is just and reasonable and is beneficial as doing so ensures that the Commission has the most accurate valuation data possible. Additionally, Suburban operates on a 45-day month-end closing process. Therefore, a minimum period of 60 days after the date certain is needed to obtain and prepare the data for the final month.

Upon further consideration of the timing of its date certain and the need for the Commission Staff to review the actual data in a timely manner, Suburban now believes that an additional 30 days will be sufficient for it to provide the actual valuation data and operating income statements. Providing Suburban with an additional 30 days to provide the actual valuation data and operating income statements will not prejudice any party, and will still allow Commission Staff to review its application efficiently and effectively. Additionally, Suburban is not seeking to waive providing the required data altogether; rather, it intends to provide all the information by the specified date, if not sooner. Accordingly, affording Suburban 60 days to prepare and provide the actual valuation data and operating income statements after the date certain is reasonable, and good cause exists to grant such waiver.

Furthermore, affording Suburban an additional 30 days as opposed to 60 days will provide Staff and the Commission with more timely data and will assist in concluding the rate case more quickly given the Commission's timing requirements embedded in R.C. 4909.18 and 4909.42 (an order is required to be issued by June 2, 2019). Given the timing imposed by the statute, if Suburban is afforded the additional 30 days to provide the data, Suburban will also agree to forego placing its proposed increased rates into effect as authorized by R.C. 4909.42 for at least 120 days after the expiration of the 275 days, or until September 30, 2019 (i.e., 120 days after June 2, 2019). Accordingly, with this waiver request, Suburban agrees to waive (for a period of at least 120 days) its right under R.C. 4909.42 to put into effect an increase in rates, subject to refund, if the Commission does not issue an order by June 2, 2019.

For the above reasons, Suburban's amended request for a brief delay is reasonable and should therefore be granted.

III. CONCLUSION

For the reasons discussed, Suburban Natural Gas Company requests that the Commission grant its amended limited waiver request as set forth herein.

Respectfully submitted,

/s/ Kimberly W. Bojko
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Attorneys for Suburban Natural Gas Company

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 August 23, 2018.

/s/ Kimberly W. Bojko
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Case No(s). 18-1205-GA-AIR, 18-1206-GA-ATA, 18-1207-GA-AAM

Summary: Motion Amended Motion Of Suburban Natural Gas Company For A Waiver Of A Standard Filing Requirement electronically filed by Mrs. Kimberly W. Bojko on behalf of Suburban Natural Gas Company