

THE PUBLIC UTILITIES COMMISSION OF OHIO

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

CASE NO. 19-1944-GA-RDR

ENTRY

Entered in the Journal on March 6, 2020

{¶ 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 a joint stipulation and recommendation filed by The East Ohio Gas Company d/b/a Dominion Energy 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 27, 2019, 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 2019.

{¶ 4} On January 24, 2020, the Office of the Ohio Consumers' Counsel (OCC) filed a motion to intervene pursuant to R.C. 4903.221. No memorandum contra was filed. Therefore, upon review of the motion, the attorney examiner finds that OCC's motion is reasonable and should be granted.

{¶ 5} On February 28, 2020, 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, 2019, and December 31, 2019.

{¶ 6} 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. For administrative efficiency, the procedural schedule for this case is being combined with the schedule for *In re The East Ohio Gas Company d/b/a/ Dominion Energy Ohio for Approval of Tariffs to Adjust Its Automated Meter Reading Cost Recovery Charge to Recover Costs Incurred in 2019*, Case No. 19-1945-GA-RDR:

- (a) March 23, 2020 – Deadline for the filing of motions to intervene.
- (b) March 23, 2020 – Deadline for Staff and intervenors to file comments on the application.
- (c) March 27, 2020 – Deadline for DEO to file a statement informing the Commission whether the issues raised in the comments have been resolved.
- (d) March 31, 2020 - 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 2, 2020.

- (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 3, 2020, 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 2, 2020.

{¶ 7} 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.

{¶ 8} 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.

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That OCC's motion for intervention be granted. It is, further,

{¶ 11} ORDERED, That the procedural schedule set forth in Paragraph 6 be adopted. It is, further,

{¶ 12} ORDERED, That the parties adhere to the processes established in Paragraphs 7 and 8. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/Anna Sanyal

By: Anna Sanyal
Attorney Examiner

JRJ/mef

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in

Case No(s). 19-1944-GA-RDR

Summary: Attorney Examiner Entry providing directives and setting the procedural schedule: motions to intervene and comments due 3/23/20; reply comments due 3/27/20; expert testimony by 3/31/20; stipulation due 4/2/20; hearing set for 4/3/20 at 10:00 am. electronically filed by Ms. Mary E Fischer on behalf of Anna Sanyal, Attorney Examiner, Public Utilities Commission