

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of North Coast)	
Gas Transmission, LLC for Authority to)	
Become a Natural Gas Company in Ohio,)	Docket No. 21-1029-GA-ATA
Replace its Existing P.U.C.O. Tariff No. 2, and)	
Move the PUCO Rolls as a Regulated Natural)	
Gas Company.)	

**MOTION TO INTERVENE AND MEMORANDUM IN SUPPORT
OF THE EAST OHIO GAS COMPANY D/B/A DOMINION EAST OHIO**

In accordance with R.C. 4903.221 and Ohio Adm. Code 4901-1-11, The East Ohio Gas Company d/b/a Dominion East Ohio (DEO or the Company) moves to intervene in the above-captioned proceeding, in which North Coast Gas Transmission, LLC (North Coast) seeks approval of its application to operate as a natural gas company in the State of Ohio.

I. MOTION TO INTERVENE

As set forth in the following Memorandum in Support, DEO has a real and substantial interest in the issues and matters involved in this proceeding, and is so situated that the disposition of this proceeding without DEO's participation, may, as a practical matter, impair or impede DEO's ability to protect that interest. DEO's participation in this proceeding will not cause undue delay, will not unjustly prejudice any existing party, and will contribute to the just and expeditious resolution of the issues and concerns raised in this proceeding. Therefore, DEO respectfully requests that the Commission grant this request to intervene.

II. MEMORANDUM IN SUPPORT

Good cause exists to grant DEO's motion to intervene. R.C. 4903.221 provides that any "person who may be adversely affected by a public utilities commission proceeding may intervene in such proceeding." The Ohio Supreme Court has instructed that "intervention ought to be liberally allowed so that the positions of all persons with a real and substantial interest in

the proceedings can be considered by the PUCO.” *Ohio Consumers’ Counsel v. Pub. Util. Comm.*, 111 Ohio St.3d, 2006-Ohio-5853, ¶ 20.

R.C. 4903.221 and Ohio Adm. Code 4901-1-11(B) set forth the criteria by which a motion to intervene may be considered by the Commission in deciding whether to permit intervention:

1. The nature and extent of the prospective intervenor’s interest;
2. The legal position advanced by the prospective intervenor and its probable relation to the merits of the case;
3. Whether the intervention by the prospective intervenor will unduly prolong or delay the proceedings;
4. Whether the prospective intervenor will significantly contribute to full development and equitable resolution of the factual issues; and
5. The extent to which the person’s interest is represented by existing parties.

Each of these five criteria supports DEO’s intervention in this proceeding.

With respect to the first and second criteria, both the nature of DEO’s interest and its legal position warrant intervention. North Coast is currently a customer of DEO’s, and DEO has previously been a customer of North Coast’s and could become a transportation customer in the future. In addition to the existing and potential commercial relationship between DEO and North Coast, North Coast is also proposing to do business in areas currently served by DEO and other natural gas companies. DEO has an interest in ensuring that the terms and conditions of North Coast’s service are lawful and fair, both as to customers and as to competing utilities. DEO should be entitled to protect the foregoing present and future interests through intervening in this case.

Under Ohio Adm. Code 4901-1-11(B)(3), DEO’s intervention will not unduly prolong or delay the proceedings, as DEO and its representatives have extensive experience as participants

in Commission proceedings. Moreover, DEO's long-standing familiarity with the Commission and utility regulation will only contribute to the full development and equitable resolution of issues in the proceeding, as required under Ohio Adm. Code 4901-1-11(B)(4). Finally, with respect to Ohio Adm. Code 4901-1-11(B)(5), no existing party to this proceeding represents DEO's interests.

DEO has also reviewed the Office of the Ohio Consumers' Counsel's Motion for Extension of Time for Filing Comments and for Expedited Discovery. DEO does not object to OCC's Motion.

For the foregoing reasons, good cause exists to grant DEO's motion to intervene.

Dated: November 15, 2021

Respectfully submitted,

/s/ Christopher T. Kennedy

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CERTIFICATE OF SERVICE

I hereby certify that a courtesy copy of the foregoing pleading was served by electronic mail this 15th day of November, 2021, to the following:

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Summary: Motion Motion to Intervene and Memorandum in Support electronically
filed by Christopher T. Kennedy on behalf of The East Ohio Gas Company d/b/a
Dominion Energy Ohio