

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of North )  
Coast Gas Transmission LLC for Approval ) Case No. 21-1021-PL-AEC  
of an Amendment to a Customer Agreement. )

**MOTION FOR A PROCEDURAL SCHEDULE**

North Coast Gas Transmission LLC (“North Coast”) respectfully moves for an order setting a procedural schedule to address Staff’s recommendation in its Staff Report that North Coast file all of these types of contract-approval applications at least 90 days prior to each contract’s effective date. Such a recommendation, if adopted by the Commission, would have a significant and adverse impact on North Coast’s ability to serve both existing and new customers, including offering short-term services. Such a requirement would also be discriminatory and hinder North Coast’s ability to compete with other public utilities that seek to serve customers in Ohio. To address the recommendation, North Coast seeks a schedule for a hearing or in the alternative a comment cycle to allow for the creation of a record for the Commission’s consideration. If helpful, North Coast would be agreeable to a status conference to discuss such a schedule. A Memorandum in Support of this motion follows.

Respectfully submitted,

/s/ Michael J. Settineri

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**MEMORANDUM IN SUPPORT  
OF THE MOTION FOR A PROCEDURAL SCHEDULE**

North Coast's application in this proceeding relates to balancing services provided to Northeast Ohio Natural Gas Corp. North Coast entered into an agreement on September 28, 2021, to amend limited provisions of an existing, previously approved service agreement with Northeast Ohio Natural Gas Corp., and North Coast quickly filed its application just a few days later, on October 1, 2021. While North Coast has abided by the Commission's directive in Case No. 20-1649-PL-AEC to file applications prior to 45 days to a contract's effective date, in this instance North Coast could not because of the timing of the contract execution and the effective date. Instead of 45 days, North Coast filed the application in this proceeding approximately 30 days prior to the effective date. North Coast explained in its application why it could not achieve the 45-day requirement in this instance and, given that the agreement was not complicated (being a brief amendment like what has been approved in past years), North Coast did not expect the timing to create an issue.

Staff, however, recommended in its Staff Report and Recommendation that North Coast now be subject to a 90-day pre-filing window for North Coast's applications. North Coast is very surprised by Staff's recommendation and concerned because a 90-day pre-filing window would have a significant adverse impact on North Coast's ability to serve existing and new customers (including offering short-term services), as well as hinder North Coast's ability to compete with other natural gas utilities. For example, if North Coast is required to file all applications 90 days prior to each contract's effective date, that would mean that North Coast would be closing deals and signing contracts with customers – but not be able to commence service to those customers for at least 90 days and likely much longer given the steps that have to take place to prepare and file applications to obtain approval of the contracts.

Given North Coast's concerns and to ensure full due process, North Coast asks that the Commission set a procedural schedule to allow for a hearing on this issue or in the alternative, to allow for a comment cycle. North Coast would welcome the opportunity to respond and explain how the 90-day recommendation would adversely affect its business and its ability to compete. It would also allow Staff the opportunity to explain why it is recommending a 90-day window (which North Coast is not aware has been applied to any other public utility in Ohio). To facilitate the procedural schedule, North Coast would be willing to attend a status conference to discuss how best to proceed.

For the above reasons, North Coast requests that the Commission grant this motion and hold a status conference to set a procedural schedule as well as to determine whether to hold a hearing or establish a comment cycle.

Respectfully submitted,

/s/ Michael J. Settineri

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## **CERTIFICATE OF SERVICE**

The Public Utilities Commission of Ohio's e-filing system will electronically serve notice of the filing of this document on the parties referenced on the service list of the docket card who have electronically subscribed to the case. In addition, the undersigned certifies that a courtesy copy of the foregoing document is also being served (via electronic mail) on the 24th day of November 2021 upon all persons/entities listed below:

Staff of the Public Utilities Commission of Ohio      [John.Jones@OhioAGO.gov](mailto:John.Jones@OhioAGO.gov)

/s/ Michael J. Settineri

Michael J. Settineri

**This foregoing document was electronically filed with the Public Utilities  
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Summary: Motion for a Procedural Schedule electronically filed by Mr. Michael J.  
Settineri on behalf of North Coast Gas Transmission LLC