



COMMONWEALTH OF PENNSYLVANIA

January 19, 2016

**E-FILED**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120

**Re: Petition of UGI Utilities, Inc. - Electric Division for Approval of Phase II of its  
Energy Efficiency and Conservation Plan  
Docket No. M-2015-2477174**

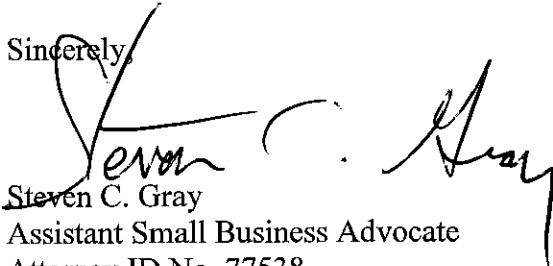
Dear Secretary Chiavetta:

I am delivering for filing today the Prehearing Memorandum, on behalf of the Office of Small Business Advocate, in the above-captioned proceeding.

Copies have been served on all known parties in this proceeding, as indicated on the attached Certificate of Service.

If you have any questions, please do not hesitate to contact me.

Sincerely,

  
Steven C. Gray  
Assistant Small Business Advocate  
Attorney ID No. 77538

Enclosures

cc: The Honorable David A. Salapa  
Parties of Record  
Robert D. Knecht

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Pennsylvania Public Utility Commission** :  
: **Docket No. M-2015-2477174**  
**v.** :  
:  
**Petition of UGI Utilities, Inc. - Electric** :  
**Division for Approval of Phase II of its** :  
**Energy Efficiency & Conservation Plan** :

**PREHEARING MEMORANDUM  
OF THE OFFICE OF SMALL BUSINESS ADVOCATE**

**I. INTRODUCTION**

The Office of Small Business Advocate (“OSBA”) is authorized to represent the interests of small business customers of utility services before the Pennsylvania Public Utility Commission (“Commission”) pursuant to the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 – 399.50 (“the Act”). In order to discharge this statutory duty, the Small Business Advocate deems it necessary to participate as a party to these proceedings. Representing the OSBA in the above-referenced matter is Assistant Small Business Advocate Steven C. Gray. Please address all correspondence in that matter as follows:

Steven C. Gray, Esq.  
Assistant Small Business Advocate  
Office of Small Business Advocate  
300 North Second Street, Suite 202  
Harrisburg, PA 17101  
(717) 783-2525  
(717) 783-2831 (fax)  
[sgray@pa.gov](mailto:sgray@pa.gov)

## **II. FILING BACKGROUND**

On April 9, 2015, UGI Utilities, Inc. – Electric Division (“UGI” or the “Company”) filed a Petition for Approval of Phase II of its Energy Efficiency and Conversation (“EE&C”) Plan (“Petition”) with the Pennsylvania Public Utility Commission (“Commission”).

The Office of Small Business Advocate (“OSBA”) filed an Answer to the Petition and a Notice of Intervention on April 29, 2015.

## **III. IDENTIFICATION OF WITNESS AND TENTATIVE ISSUES**

Assisting in the development and presentation of the OSBA’s case in this proceeding will be:

Mr. Robert D. Knecht  
Industrial Economics Incorporated  
2067 Massachusetts Avenue  
Cambridge, MA 02140  
(617) 354-0074  
(617) 354-0463 – Fax  
rdk@indecon.com

The OSBA will participate in this proceeding to assure that the interests of small business customers are adequately represented and protected.

After an initial review of the materials submitted by UGI, the OSBA has identified the following list of issues that it will evaluate in this proceeding:

1. Whether the incentives for participation in the Company’s proposed plan are unnecessarily high compared to the costs borne by the program participant, and whether such large subsidies are just and reasonable.
2. Whether the Company’s proposed plan targets larger commercial and industrial

("C&I") customers to the detriment of smaller C&I customers.

3. Whether the Company's proposed Plan targets new customers to the detriment of existing customers.
4. Whether the Company has correctly performed the calculations set forth throughout the Plan, including the calculations describing the C&I "Customer Incentive" program.
5. Whether the Company's proposal to subsidize multiple HVAC tune-ups should be limited to one per customer.
6. Whether the Company's C&I customers have actually experienced savings in Phase One of UGI's program.

The OSBA reserves the right to pursue additional issues as they arise throughout the proceeding.

#### **IV. SERVICE OF DOCUMENTS**

The OSBA requests that all parties serve a hard copy of any document filed upon the OSBA and the OSBA witness identified above. In addition to hard copies of pleadings and briefs, the OSBA requests hard copies of responses to discovery propounded by the OSBA or any other party.

#### **V. SETTLEMENT**

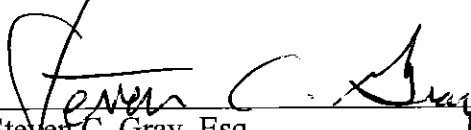
The OSBA notes its willingness to enter into settlement discussions at the appropriate phase of this proceeding.

**VI. HEARING AND BRIEFING SCHEDULE**

The OSBA has attached a proposed procedural schedule to this prehearing memo.

Given the Governor's requirement to limit the travel of State Offices under his jurisdiction, the OSBA respectfully requests that any hearings take place in Harrisburg.

Respectfully submitted,



Steven C. Gray, Esq.  
Assistant Small Business Advocate  
Attorney ID # 77538

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300 North Second Street, Suite 1102  
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(717) 783-2525  
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Dated: January 19, 2016

**Proposed OSBA Procedural Schedule**

UGI Direct Testimony	February 24, 2016
Non-Company Direct Testimony	March 30, 2016
All Party Rebuttal Testimony	April 20, 2016
All Party Surrebuttal Testimony	April 29, 2016
UGI Rejoinder Testimony	May 4, 2016
Hearings in Harrisburg	May 5 & 6, 2016
Main Brief	June 7, 2016
Reply Brief	June 21, 2016

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**Pennsylvania Public Utility Commission** :  
 :  
 : **Docket No. M-2015-2477174**  
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 **v.** :  
 :  
 **Petition of UGI Utilities, Inc. - Electric Division** :  
 **For Approval of Phase II of its Energy** :  
 **Efficiency And Conservation Plan** :

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

The Honorable David A. Salapa  
Administrative Law Judge  
PA Public Utility Commission  
400 North Street  
Harrisburg, PA 17120  
[dsalapa@pa.gov](mailto:dsalapa@pa.gov)  
**(E-mail and Hand Delivery)**

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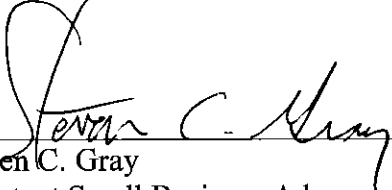
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**(E-mail and First-class Mail)**

Date: January 19, 2016

  
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