



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET, HARRISBURG, PA 17120

BUREAU OF
INVESTIGATION
&
ENFORCEMENT

September 16, 2021

Via Electronic Filing

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

Re: Pennsylvania Public Utility Commission v.
UGI Utilities, Inc. – Electric Division
Docket No. R-2021-3023618

I&E Letter – Reply to Exceptions Filed by Pro Se Complainant Brandi Brace

Dear Secretary Chiavetta,

Unfortunately, Pro Se Complainant Brandi Brace failed to comply with the deadlines set forth in the Secretarial Letter issued in conjunction with the Issuance of Administrative Law Judge Steven K. Haas' ("ALJ Haas") Recommended Decision ("R.D.") on August 27, 2021. The Secretarial Letter set the deadline for the filing of Exceptions at 10 days from the August 27 issuance date, placing the due date (accounting for Labor Day) at September 7, 2021. Complainant Brace did not file the exceptions until September 14, making them 7 days late. Further compounding the problem is the fact that, according to the Secretarial Letter, replies to exceptions were due 7 days after the filing of the exceptions, or September 14, 2021. Which means the time period for other parties to file replies to Ms. Brace's exceptions expired on the day (September 14) she filed her exceptions. Therefore, the Commission has no choice but to find the exceptions filed by Brandi Brace untimely.

By way of further response, I&E reiterates that I&E fully supports the Joint Petition for Approval of Settlement of All Issues ("Joint Petition") and ALJ Haas' recommendation that the Commission approve and adopt the Joint Petition without modification. I&E supports the negotiated level of overall base rate revenue increase as compared to UGI's original request. While the overall revenue requirement is a "black box" compromise, the overall revenue levels are within the levels advanced on the evidentiary record and reflect a full compromise of all revenue-related issues raised by the parties. And, as a "black box" settlement, unless specifically addressed below, the Settlement does not reflect agreement upon individual issues. Further, I&E fully supports the negotiated level of overall base rate revenue increase as a full and fair compromise that provides UGI Electric, the Joint Petitioners, affected ratepayers, and the Commission with resolution of the issues presented in this proceeding, all of which is in the public interest.

I&E respectfully submits that for all the foregoing reasons, the Bureau of Investigation and Enforcement respectfully requests that the Recommended Decision of Administrative Law Judge Steven K. Haas, issued on August 27, 2021, be adopted by the Commission.

Copies of this letter are being served on parties of record per the attached Certificate of Service. *Due to the temporary closing of the PUC's offices, I&E is only providing electronic service.* Should you have any questions, please do not hesitate to contact me.

Sincerely,



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SBG/ac
Enclosure

cc: Administrative Law Judge Steven K. Haas (*via email only*)
Office of Special Assistants (*via email only* – ra-OSA@pa.gov)
Per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission :
 :
 v. : Docket No.: R-2021-3023618
 :
 UGI Utilities, Inc. – Electric Division :

CERTIFICATE OF SERVICE

I hereby certify that I am serving the foregoing **Letter** on September 16, 2021, in the manner and upon the persons listed below:

Served via Electronic Mail Only

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