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Danielle Jouenne, Esq.

UGI Corporation  
460 North Gulph Road  
King of Prussia, PA 19406

Post Office Box 858  
Valley Forge, PA 19482-0858

(610) 992-3203 Telephone (direct)  
(610) 992-3250 Facsimile

April 15, 2015

**VIA ELECTRONIC FILING**  
**ORIGINAL VERIFICATION VIA OVERNIGHT MAIL**

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

**Re: UGI Utilities, Inc. – Gas Division, UGI Utilities, Inc. – Electric Division, UGI Penn Natural Gas, Inc., and UGI Central Penn Gas, Inc., Universal Service and Energy Conservation Plan for 2014 – 2017; Docket No. M-2013-2371824**

Dear Secretary Chiavetta:

UGI Utilities, Inc. – Gas Division, UGI Utilities, Inc. – Electric Division, UGI Penn Natural Gas, Inc. and UGI Central Penn Gas, Inc. (“UGI Distribution Companies”) herein file a Petition for Elimination of CAP Enrollment Limits pursuant to the Final Order entered in the above-referenced proceeding on January 15, 2015.

Copies of this filing have been served as indicated on the attached certificate of service.

Should you have any questions concerning this filing, please feel free to contact me at (610) 992-3203. Thank you for your attention to this matter.

Very truly yours,

Danielle Jouenne  
Counsel for the UGI Distribution Companies

cc: Harry S. Geller, The Pennsylvania Utility Law Project, *via email*  
Christy M. Appleby, Assistant Consumer Advocate, *via email*  
Certificate of Service

**BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION**

UGI Utilities, Inc.- Gas Division, UGI :  
Utilities, Inc.-Electric Division, UGI Penn :  
Natural Gas, Inc., and UGI Central Penn :  
Gas, Inc., Universal Service and Energy :  
Conservation Plan for 2014-2017 Submitted : Docket No: M-2013-2371824  
in Compliance with 52 Pa. Code § 54.74 :  
and § 62.4. :

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**CERTIFICATE OF SERVICE**

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I hereby certify that I have, this 15th day of April 2015, served a true and correct copy of the foregoing document in the manner and upon the persons listed below in accordance with requirements of 52 Pa. Code § 1.54 (relating to service by a participant):

**VIA FIRST CLASS MAIL**

Pamela C. Polacek  
McNees Wallace & Nurick  
P.O Box 1166  
Harrisburg, PA 17108-1166

Johnnie Simms, Director and Chief  
Prosecutor  
Bureau of Investigation & Enforcement  
400 North Street  
Harrisburg, PA 17105-3265

Vasiliki Karandrikas  
McNees Wallace & Nurick  
P.O Box 1166  
Harrisburg, PA 17108-1166

Joseph L. Vullo  
1460 Wyoming Avenue  
Forty Fort, PA 18704-4237

John R. Evans  
Office of Small Business Advocate  
Suite 202  
300 North Second Street  
Harrisburg, PA 17101

Harry Geller  
Pennsylvania Utility Law Project  
118 Locust St.  
Harrisburg, PA 17101

Grace McGovern  
Joseph Magee  
Bureau of Consumer Services  
400 North St.  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Thomas Shenk  
Salvation Army-Allentown  
144 N. 8th St., PO Box 147  
Allentown, PA 18102

James Plankenhorn  
Social Service Assistance Program - S.T.E.P.,  
Inc.  
2138 Lincoln St.  
Williamsport, PA 17701

Elaine Livas  
Project Share of Carlisle  
5 N. Orange St., Suite 4  
Carlisle, PA 17013

Thomas Shenk  
Salvation Army-Bethlehem  
521 Pembroke Road  
PO Box 348  
Bethlehem, PA 18016

Mark Esterbrook  
Community Action Program of Lancaster  
601 S. Queen St.  
Lancaster, PA 17602

Harry Adrian  
Union-Snyder Community Action Agency  
713 Bridge St., Suite 10  
Selinsgrove, PA 17870

Tanya McCloskey  
Office of Consumer Advocate  
555 Walnut St  
Forum Place, 5th Floor  
Harrisburg, PA 17101-1921

Troy Williams  
Lebanon Christian Ministries  
250 South 7th St.  
Lebanon, PA 17042

Thomas Shenk  
Salvation Army – Reading  
301 S. 5th St.  
Reading, PA 19602

Dennis Phelps  
TREHAB Center, Inc.  
10 Public Ave,  
P.O. Box 366  
Montrose, PA 18801

Sam Ceccacci  
Scranton-Lackawanna Human  
Development Agency  
321 Spruce Street  
Scranton, PA 18505

Kenneth Straub  
Northern Tier Community Action  
P.O. Box 389  
Emporium, PA 15834

Barry McLaughlin  
Central Susquehanna Opportunities, Inc.  
2 East Arch St., Suite 313  
Shamokin, PA 17872

Thomas Shenk  
The Salvation Army - East Stroudsburg  
226 Washington Street  
East Stroudsburg, PA 18301

Thomas Schenk  
The Salvation Army Service Ctr Hamburg  
29 South Fourth Street  
Harrisburg, PA 19526

Robert Raible  
Warren/Forrest Economic Opp Council  
PO Box 547  
Warren, PA 16365

Ronald Miller  
Neighborhood Housing Services  
213 N. 5th St.  
Reading, PA 19603

Michael Drumheller  
Berks Community Action Program  
247 North 5<sup>th</sup> Street 2F  
Reading, PA 19601

Doug Deihl  
SEDA Council of Government  
201 Furnace Road  
Lewisburg, PA 17837

Tim Werner  
Community Action Committee  
of Lehigh Valley  
1337 East 5th St.  
Bethlehem, PA 18015

Thomas Shenk  
Salvation Army-Easton  
1110 Northampton St.  
Easton, PA 18042

Stacy LoCastro  
Central PA Comm. Action Program, Inc.  
P.O. Box 792  
Clearfield, PA 16830

Kimberly Miller  
Carbon County Action Committee  
for Human Services  
267 South Second St.  
Lehigh, PA 18235

Pam Denlinger  
Solair Energy  
P.O. Box 275  
Ralston, PA 17763

Thomas A Schenk  
Salvation Army-Harrisburg  
PO Box 61798  
Harrisburg, PA 17105-1798

Terry Roman  
Easton Area Neighborhood Center  
902 Philadelphia Rd.  
Easton, PA 18042

Sam Hepfer  
South Central Community Action  
Program  
153 North Stratton St.  
Gettysburg, PA 17325

Thomas Shenk  
Salvation Army-Scranton  
500 S. Washington Ave.  
Scranton, PA 18505

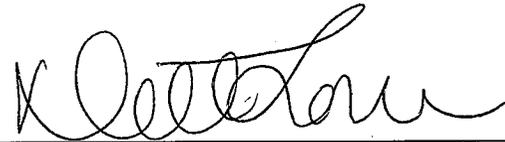
Thomas Shenk  
Salvation Army-Allentown  
165 Amber Lane  
PO Box 1127  
Wilkes Barre, PA 18703

Ellen Kyzer, MPA  
American Red Cross of Susquehanna Valley  
1804 N. Sixth St.  
PO Box 5740  
Harrisburg, PA 17110

Gale Kipp  
Columbia County Human Services  
11 W. Main St.  
P.O. Box 380  
Bloomsburg, PA 17815

Eugene Brady  
Commission on Economic Opportunity  
165 Amber Lane  
PO Box 1127  
Wilkes Barre, PA 18703

Ted Driesbach  
Schuylkill Community Action  
206 North Second St.  
Pottsville, PA 17901

A handwritten signature in black ink, appearing to read 'Danielle Jouenne', written over a horizontal line.

Danielle Jouenne

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

UGI Utilities, Inc. – Gas Division, UGI :  
Utilities, Inc. – Electric Division, UGI Penn :  
Natural Gas, Inc., and UGI Central Penn :  
Gas, Inc., Universal Service and Energy : Docket No: M-2013-2371824  
Conservation Plan for 2014-2017 Submitted :  
in Compliance with 52 Pa. Code § 54.74 :  
and § 62.4. :

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**PETITION FOR ELIMINATION OF CUSTOMER  
ASSISTANCE PROGRAM ENROLLMENT LIMITS**

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**TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:**

Pursuant to 52 Pa. Code § 5.41, and as directed by the Final Order, entered January 15, 2015 at the above-referenced docket, UGI Utilities, Inc. – Gas Division (“UGI Gas”), UGI Utilities, Inc. – Electric Division (“UGI Electric”), UGI Penn Natural Gas, Inc. (“UGI PNG”), and UGI Central Penn Gas, Inc. (“UGI CPG”) (collectively “the UGI Distribution Companies” and each a “Company”) hereby petition the Pennsylvania Public Utility Commission (“Commission”) for permission to eliminate enrollment limits on their Customer Assistance Programs (“CAP”) and permission for full recovery of any consequential increases in CAP costs, calculated in accordance with the current cost-recovery mechanism of each Company, including any and all costs due to CAP enrollment exceeding current enrollment ceilings.

**I. INTRODUCTION**

1. UGI Gas, UGI PNG and UGI CPG, each, is a “public utility” and a “natural gas distribution company” (“NGDC”), as those terms are defined under the Public Utility Code, 66

Pa.C.S. §§ 102 and 2202, subject to the regulatory jurisdiction of the Commission. Each provide natural gas distribution service to customers located in their respective certificated service territory. As of March 31, 2015, UGI Gas served approximately 373,979 total customers located in 15 counties in eastern Pennsylvania, which includes approximately 339,361 residential customers; UGI PNG served approximately 168,306 total customers located in 13 counties in Pennsylvania which includes approximately 152,786 residential customers; and UGI CPG served 82,006 total customers located in 35 counties in Pennsylvania, which includes approximately 69,798 residential customers.

2. UGI Electric is a “public utility” and an “electric distribution company” (“EDC”) as those terms are defined under the Public Utility Code, 66 Pa.C.S. §§ 102 and 2803, subject to the regulatory jurisdiction of the Commission, and provides electric distribution, transmission, and default electric supply services to customers located in its certificated service territory. As of March 31, 2015, UGI Electric furnished electric distribution service to approximately 62,041 total customers located in portions of Luzerne and Wyoming counties, of which approximately 55,856 are residential customers.

3. NGDCs serving over 100,000 residential accounts, as do UGI Gas and UGI PNG, are required to file a triennial Universal Service and Energy Conservation Plan (“USECP”), whose contents are mandated by the Commission’s regulations at 52 Pa. Code § 62.4. EDCs serving more than 60,000 residential accounts are also required to file a triennial USECP, per 52 Pa. Code §§ 54.74.

4. On August 1, 2014, the UGI Distribution Companies jointly filed an updated USECP for the period of January 1, 2014 through December 31, 2017 (“2014-2017 USECP” or “Plan”). UGI CPG, which serves fewer than 100,000 residential customers, and UGI Electric,

which serves fewer than 60,000 residential customers, voluntarily filed a USECP in conjunction with UGI Gas and UGI PNG.

5. On October 2, 2014, the Commission entered a Tentative Order that requested clarification and/or modification of Plan components as described in several “proposed resolutions,” and solicited public comment from interested parties. The UGI Distribution Companies, the Pennsylvania Utility Law Project (“PULP”), and the Office of Consumer Advocate (“OCA”) (collectively the “Parties”) were the only active parties to this proceeding; each filing comments and reply comments with respect to the Plan.

6. On January 15, 2015, after close of comments, the Commission entered a Final Order approving the Plan in part, with prescribed modifications and directives, ordering two issues reserved pending settlement negotiations, and requiring an updated Plan to be filed within 30 days. One of the Final Order’s directives was for the UGI Distribution Companies to petition the Commission to remove CAP enrollment limits for all of its Companies within 90 days. Final Order at p. 14.

7. The UGI Distribution Companies filed a Revised Plan on February 17, 2015 in accordance with the Final Order, and Second Revised Plan on March 27, 2015 as an exhibit to a Joint Petition for Settlement after conclusion of settlement negotiations. Both the Revised and Second Revised Plan noted that pending the Commission’s approval of a petition to eliminate enrollment limits, the ceilings set forth in the proposed Plan would remain in effect.

**II. THE UGI DISTRIBUTION COMPANIES SHOULD BE PERMITTED TO ELIMINATE CUSTOMER ASSISTANCE PLAN ENROLLMENT LIMITS AND BE PROVIDED COST RECOVERY FOR ANY ASSOCIATED COST INCREASE**

8. In the proposed USECP filed on August 1, 2014, the UGI Distribution Companies proposed to serve a maximum of 26,000 eligible low-income customers through its CAP programs. Proposed 2014-2017 Plan at p. 11.

9. CAPs are designed as alternatives to traditional collection methods for low income, payment-troubled customers, who agree to make monthly payments based on household family size and gross income. *See* 52 Pa. Code § 69.261.

10. Consistent with prior Commission orders, the UGI Distribution Companies each recover some or all of their CAP costs through a tariff rider. UGI Gas recovers CAP costs through the Low-Income Self Help Program (“LISHP”) Rider.<sup>1</sup> UGI Electric recovers CAP costs through the Customer Assistance Program (“CAP”) Rider.<sup>2</sup> UGI PNG recovers CAP costs through the Universal Service Program (“USP”) Rider.<sup>3</sup> UGI CPG recovers CAP costs through the Universal Service Program (“USP”) Rider.<sup>4</sup>

11. The following table shows the CAP enrollment limits for each company and the actual CAP enrollment for each Company as of March 31, 2015.

<b>Companies</b>	<b>Maximum CAP Enrollment</b>	<b>Current Enrollment</b>
UGI Gas	10,000	8,485
UGI PNG	7,500	6,578
UGI CPG	6,000	2,203
UGI Electric	2,500	2,250
<b>Total</b>	<b>26,000</b>	<b>19,516</b>

<sup>1</sup> *See* Supplement No. 117 to Tariff Gas – Pa. P.U.C. No. 5, Revised Page 40.

<sup>2</sup> *See* Supplement No. 142 to Tariff Electric – Pa. P.U.C. No. 5, Revised Page 43H.

<sup>3</sup> *See* Supplement No. 40 to Tariff PNG Gas – Pa. P.U.C. No. 8, Revised Page 34.

<sup>4</sup> *See* Supplement No. 28 to Tariff CPG Gas – Pa. P.U.C. No. 3, Revised Page 42.

12. These proposed CAP enrollment limits were previously approved by the Commission in other, unrelated proceedings. The 10,000 enrollment limit for UGI Gas,<sup>5</sup> the 7,500 enrollment limit for UGI PNG,<sup>6</sup> the 6,000 enrollment limit for UGI CPG<sup>7</sup> and the 2,500 enrollment limit for UGI Electric<sup>8</sup> were all approved by the Commission. The Commission, in the Final Order, recognized that for none of the UGI Distribution Companies was the actual CAP enrollment near the Company's enrollment ceiling. Final Order at p. 13. As shown above, CAP enrollment for each of the UGI Distribution Companies remains below the current CAP enrollment ceiling.

13. In the Tentative Order, entered October 2, 2014, the Commission questioned the appropriateness of maintaining these CAP enrollment limits. The Commission noted that in recent USECP proceedings it had both encouraged utilities to increase CAP enrollment<sup>9</sup> and encourage utilities to automatically enroll customers into CAP upon receipt of a LIHEAP grant.<sup>10</sup> The Commission therefore stated its proposed recommendation that the UGI Distribution Companies petition the Commission to remove limits to CAP enrollment levels for all of its Companies rather than wait for CAP enrollment to near the enrollment ceilings.

14. PULP and OCA, in their comments, separately supported the Commission's recommendation to eliminate CAP enrollment limits for the UGI Distribution Companies, with OCA, in particular, noting the significant demonstrated need for assistance in the collective

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<sup>5</sup> See *Petition of UGI Utilities, Inc. – Gas Division to Expand Participation in UGI's Low Income Self-Help Program*, Docket No. P-2008-2066708 (December 4, 2008).

<sup>6</sup> See *Pa. PUC, et al. v. UGI PNG*, Docket No. R-2008-2079660 (August 27, 2009).

<sup>7</sup> See *Pa. PUC, et al. v. UGI CPG*, R-2008-2079675 (August 27, 2009).

<sup>8</sup> See *Petition of UGI Utilities, Inc. – Electric Division to Expand Participation in UGI-ED's Customer Assistance Program, Increase the Maximum Allowed Discounts, and Implement a Funding Mechanism to Recover Certain Associated Costs*, Docket No. P-2008-2066579 (December 4, 2008).

<sup>9</sup> See, e.g., *PGW 2014-2016 USECP Final Order*, Docket number M-2013-2366301 (August 22, 2014) at 64-69.

<sup>10</sup> See *Duquesne Light 2014-2016 USECP Final Order*, Docket No. M-2013-2350946 (March 6, 2014), at 8-9.

service territories of the UGI Distribution Companies and proposing that the Companies consider their enrollment levels as goals, rather than ceilings.

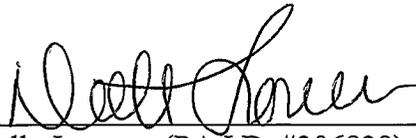
15. In response to the Tentative Order's proposed resolution on CAP ceilings, the Companies agreed to petition the Commission to remove limits to CAP enrollment levels for all of its Companies, subject to timely cost recovery approval, within 90 days of the Commission's entry of the Final Order in this proceeding. UGI Comments, p. 4.

16. The elimination of the CAP ceiling is unlikely to significantly increase the total cost burden of CAP on ratepayers, at least in the near-term, because actual CAP enrollment has not reached the enrollment ceilings. CAP enrollment costs have not been artificially suppressed by the existence of a CAP ceiling and the lifting of that ceiling will have no immediate effect of dramatically expanding the CAP participant pool for the Companies.

### **III. CONCLUSION**

WHEREFORE, the UGI Distribution Companies respectfully request that the Commission approve this Petition for Elimination of Customer Assistance Program Enrollment Limits in accordance with the directive of the Commission and in concert with the comments expressed by the Parties to the USECP proceeding. Lifting the CAP ceiling will allow the Companies greater flexibility to serve customers in need while having little appreciable impact in program expenditures. The Companies additionally request that the Commission explicitly approve full cost recovery, via the Companies' current cost-recovery mechanisms, for any costs associated with the elimination of CAP enrollment ceilings, including any and all costs due to CAP enrollment exceeding the current enrollment ceilings.

Respectfully submitted,



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Danielle Jouenne (PA I.D. #306839)  
Counsel for the UGI Distribution Companies  
UGI Corporation  
460 North Gulph Road  
King of Prussia, PA 19406  
Tel: (610) 992-3203  
[jouened@ugicorp.com](mailto:jouened@ugicorp.com)

Dated: April 15, 2015

## VERIFICATION

I, Chris A. Rossi, Manager of Customer Service, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Date: 4/15/15

Chris A Rossi  
Chris A. Rossi