

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

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April 20, 2016

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 171020

Re: Petition of UGI Penn Natural Gas, Inc.
for a Waiver of the Distribution System
Improvement Charge Cap of 5% of Billed
Distribution Revenues and Approval to
Increase the Maximum Allowable DSIC to
10% of Billed Revenues
Docket No. P-2016-2537594

Dear Secretary Chiavetta:

Attached for electronic filing please find the Office of Consumer Advocate's Notice of Intervention and Public Statement in the above-referenced proceeding.

Copies have been served per the attached Certificate of Service.

Respectfully submitted,

/s/ Erin L. Gannon
Erin L. Gannon
Assistant Consumer Advocate
PA Attorney I.D. #83487

Attachment
cc: Office of Administrative Law Judge
Certificate of Service
219845

CERTIFICATE OF SERVICE

Petition of UGI Penn Natural Gas, Inc. :
for a Waiver of the Distribution System :
Improvement Charge Cap of 5% of Billed : Docket No. P-2016-2537594
Distribution Revenues and Approval to :
Increase the Maximum Allowable DSIC :
to 10% of Billed Revenues :

I hereby certify that I have this day served a true copy of the following document, the Office of Consumer Advocate's Notice of Intervention and Public Statement, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 20th day of April 2016.

SERVICE BY E-MAIL & INTER-OFFICE MAIL

Johnnie E. Simms, Esquire
Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

SERVICE BY E-MAIL & FIRST CLASS MAIL, POSTAGE PREPAID

John Evans
Small Business Advocate
Office of Small Business Advocate
300 North Second Street
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Jessica R. Rogers, Esquire
David B. Macgregor
Post & Schell
17 North Second Street, 12th Floor
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Danielle Jouenne, Esquire
UGI Corporation
460 Gulph Road
King of Prussia, PA 19406

/s/ Erin L. Gannon
Erin L. Gannon
Senior Assistant Consumer Advocate
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Phone: (717) 783-5048
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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Petition of UGI Penn Natural Gas, Inc. for a :
Waiver of the Distribution System Improvement :
Charge Cap of 5% of Billed Distribution : Docket No. P-2016-2537594
Revenues and Approval to Increase the Maximum :
Allowable DSIC to 10% of Billed Revenues :

NOTICE OF INTERVENTION

Pursuant to 71 P.S. § 309-1, *et seq.*, and 52 Pa. Code § 5.71(a)(1), the Office of Consumer Advocate hereby gives Notice of Intervention in the above-captioned proceeding. A copy of all correspondence and notices, documents, orders or other communications with respect to the above-captioned proceeding should be addressed to the following:

Erin L. Gannon
Senior Assistant Consumer Advocate
PA Attorney I.D. # 83487
E-Mail: EGannon@paoca.org

Darryl Lawrence
Senior Assistant Consumer Advocate
PA Attorney I.D. # 93682
E-Mail: DLawrence@paoca.org

Office of Attorney General
Office of Consumer Advocate
5th Floor, Forum Place
555 Walnut Street
Harrisburg, Pa 17101-1923

Respectfully submitted,



Erin L. Gannon
Assistant Consumer Advocate
PA Attorney I.D. # 83487

Dated: April 20, 2016

PUBLIC STATEMENT OF THE OFFICE OF CONSUMER ADVOCATE
PURSUANT TO 71 P.S. SECTION 309-4(e)

Act 161 of the Pennsylvania General Assembly, 71 P.S. § 309-2, as enacted July 9, 1976, authorizes the Consumer Advocate to represent the interests of consumers before the Pennsylvania Public Utility Commission (Commission). In accordance with Act 161, and for the following reasons, the Acting Consumer Advocate determined to file an Intervention and participate in proceedings before the Commission involving the Petition by UGI Penn Natural Gas, Inc. (UGI-PNG or the Company) at Docket No. P-2016-2537594 for waiver of the Distribution System Improvement Charge (DSIC) cap of 5% of billed revenues. 66 Pa. C.S. § 1358(a)(1).

On March 31, 2016, UGI-PNG filed a Petition seeking to increase its maximum allowable DSIC from 5% to 10%. The Acting Consumer Advocate has filed this Intervention with the Commission to ensure that UGI-PNG's proposed waiver and increase of the DSIC cap is just and reasonable, consistent with sound public policy, and is not unduly discriminatory or otherwise unlawful. A thorough analysis and review are appropriate because the Company seeks waiver of a material provision of the statute authorizing surcharge recovery of the costs at issue and an increase in the surcharge rate. The OCA will seek to ensure that the waiver and increase are not granted unless necessary to "provide for the timely recovery of the reasonable and prudent costs incurred to repair, improve or replace eligible property in order to ensure and maintain adequate, efficient, safe, reliable and reasonable service." 66 Pa. C.S. § 1353(a).