



COMMONWEALTH OF PENNSYLVANIA

June 15, 2016

E-FILED

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

Re: Petition of UGI Central Penn 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 Distribution Revenues Docket No. P-2016-2537609

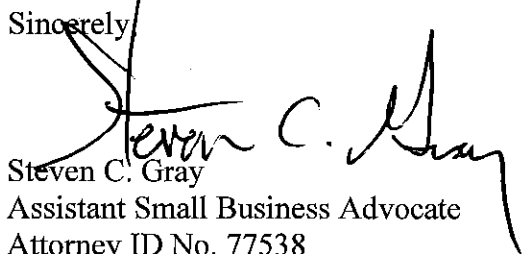
Dear Secretary Chiavetta:

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

Copies will be 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 Angela T. Jones
Parties of Record
Mr. Robert D. Knecht

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of UGI Central Penn Gas, Inc.	:	
for a Waiver of the Distribution System	:	
Improvement Charge Cap of 5% of	:	
Billed Distribution Revenues and	:	Docket No. P-2016-2537609
Approval to Increase the Maximum	:	
Allowable DSIC to 10% of Billed	:	
Distribution Revenues	:	

**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 this proceeding. 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, Esquire
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

II. FILING BACKGROUND

On March 31, 2016, UGI Central Penn Gas, Inc. (“UGI CPG” or the “Company”) filed a Petition for a Waiver of the Distribution System Improvement Charge (“DSIC”) Cap of 5% of Billed Distribution Revenues and Approval to Increase the Maximum Allowable DSIC to 10% of Billed Distribution Revenues (“*Petition*”) with the Commission.

The OSBA filed an Answer and Notice of Intervention on April 20, 2016.

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
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 CPG, the OSBA has identified the following list of issues that it will evaluate in this proceeding:

1. Whether the Company’s proposal reasonably recognizes the intent of Act 11 of 2012 in establishing a cap on the DSIC charge as a fundamental consumer protection measure.
2. Whether the Company has accurately interpreted the statutory requirements and associated legislative intent for granting a waiver to the DSIC cap under 66 Pa. C.S. § 1358(a)(1).

3. Whether the Company has demonstrated that its specific circumstances justify a waiver of the DSIC cap based on the statutory requirements for such a waiver.

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. DISCOVERY

The OSBA supports the discovery modifications presented by the Office of Consumer Advocate in this proceeding.

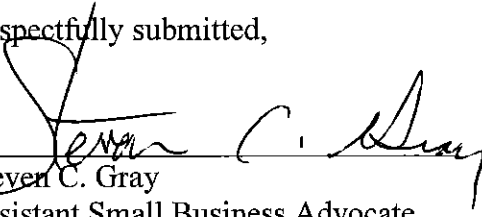
VII. HEARING AND BRIEFING SCHEDULE

The OSBA supports the procedural schedule presented by the Company in this proceeding.

In light of the Governor's restriction on travel for those offices under his jurisdiction, the

OSBA respectfully requests that the evidentiary hearings take place in Harrisburg.

Respectfully submitted,



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

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Dated: June 15, 2016

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for a Waiver of the Distribution System :
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Billed Distribution Revenues and : **Docket No. P-2016-2537609**
Approval to Increase the Maximum :
Allowable DSIC to 10% of Billed :
Distribution Revenues :

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, via email and/or US Mail (*unless otherwise indicated*), in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

The Honorable Angela T. Jones
Administrative Law Judge
Pennsylvania Public Utility Commission
801 Market Street, Suite 4063
Philadelphia, PA 19107
Angeljones@pa.gov

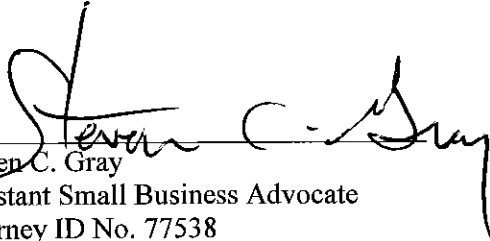
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Date: June 15, 2016


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