**BEFORE THE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission : R-2016-2580030

Office of Consumer Advocate : C-2017-2585510

Office of Small Business Advocate : C-2017-2589092 :

v. :

:

UGI Penn Natural Gas, Inc. :

**INTERIM ORDER**

**ON PETITION TO INTERVENE**

**OF ALL OTHER FEDERAL EXECUTIVE AGENCIES**

On March 17, 2017, the United States Department of Defense filed a petition to intervene on behalf of the Department of Defense (DOD) as well as on behalf of “all other federal executive agencies” (FEA) in the above rate case. The petition states that the DOD operates several installations within the Commonwealth of Pennsylvania which are served by UGI Penn Natural Gas, Inc. By interim order dated March 21, 2017, the intervention of the DOD was granted. However, it was not clear from the face of the petition that DOD is authorized to represent the interests of “all other federal executive agencies.” Therefore, the intervention was granted with respect solely to the DOD. The order provided that if the DOD could produce appropriate authority to demonstrate that it is authorized to represent the interests of other federal executive agencies, it could file an appropriate request.

On April 4, 2017, the DOD filed a motion for reconsideration of the intervention of FEA. DOD explained:

Pursuant to the Federal Acquisition Regulation (FAR) 41.103(a)(1), the General Services Administration is authorized to represent Federal agencies in proceedings before state regulatory bodies. See 48 CFR § 41.103 . . . Furthermore, under the “Procurement of Utility Services (Power, Gas, Water), Statement of Areas of Understanding Between Department of Defense and General Services Administration,” the Department of Defense, in those instances where the Department of Defense does not have the sole Federal Government interest, has the authority to represent all executive agencies in a proceeding involving a public utility before a regulatory body when the Department of Defense and the General Services Administration agree that representation by the Department of Defense is in the best interests of the Federal Government. 15 FR 8227(d)(k)(2)(1950) . . . .

No party has objected to the intervention of FEA or the authority of DOD to represent FEA.

THEREFORE,

IT IS ORDERED:

That the petition to intervene by the Federal Executive Agencies in the above-captioned proceeding is GRANTED.

Date: April 6, 2017 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Mary D. Long

Administrative Law Judge

**R-2016-2580030 – PENNSYLVANIA PUBLIC UTILITY COMMISSION V UGI PENN NATURAL GAS INC**

*Revised 3/22/17*

KENT MURPHY ESQUIRE

\*MARK C MORROW ESQUIRE

\*DANIELLE JOUENNE ESQUIRE

UGI CORPORATION

460 NORTH GULPH ROAD

KING OF PRUSSIA PA 19406

***\*Accepts e-Service***

*Representing UGI Corporation*

DAVID B MACGREGOR ESQUIRE

**\***CHRISTOPHER T WRIGHT ESQUIRE

\*GARRETT P LENT ESQUIRE

POST & SCHELL PC

17 N SECOND STREET 12TH FLOOR

HARRISBURG PA 17101-1601

*\*****Accepts e-Service***

*Representing UGI Penn Natural Gas, Inc.*

**\***HARRISON W BREITMAN ESQUIRE

CANDIS A TUNILO ESQUIRE

DAVID T EVRARD ESQUIRE

OFFICE OF CONSUMER ADVOCATE

555 WALNUT STREET

5TH FLOOR FORUM PLACE

HARRISBURG PA 17101

**C-2016-2585510**

**\**Accepts e-Service***

STEVEN C GRAY ESQUIRE

OFFICE OF SMALL BUSINESS ADVOCATE

300 N SECOND STREET SUITE 202

HARRISBURG PA 17101

PHILLIP C KIRCHNER ESQUIRE

SCOTT B GRANGER ESQUIRE

PA PUBLIC UTILITY COMMISSION

BUREAU OF INVESTIGATION & ENFORCEMENT

PO BOX 3265

HARRISBURG PA 17105-3265

***Accepts e-Service***

ELIZABETH R MARX ESQUIRE

PATRICK M CICERO ESQUIRE

JOLINE PRICE ESQUIRE

PENNSYLVANIA UTILITY LAW PROJECT

118 LOCUST STREET

HARRISBURG PA 17101

***Accepts e-Service***

*Representing CAUSE-PA*

JOSEPH L VULLO ESQUIRE

COMMISSION ON ECONOMIC OPPORTUNITY

1460 WYOMING AVENUE

FORTY FORT PA 18704

***Accepts e-Service***

CPT CARLOS S RAMIREZ-VAZQUEZ ESQUIRE

EMILY W MEDLYN ESQUIRE

9275 GUNSTON ROAD BUILDING 1450

FORT BELVOIR VA 22060

*Representing United States Department of Defense*