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File #: 171080

November 9, 2018

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

**Re: Pennsylvania Public Utility Commission v. UGI Utilities, Inc. - Electric Division
Docket No. R-2017-2640058**

Dear Secretary Chiavetta:

UGI Utilities, Inc. – Electric Division (“the Company”) is filing this letter in response to the “Exceptions To The October 26, 2018 Compliance Filing of UGI Utilities, Inc. – Electric Division On Behalf Of The Office of Small Business Advocate” filed by the Office of Small Business Advocate (“OSBA”) on November 8, 2018. As shown herein, the OSBA’s exceptions have been filed untimely, and therefore they should be rejected.

The date of service for the Commission’s purposes is governed by 52 Pa. Code § 1.56, which provides in relevant part:

(a) The date of service will be the earliest day when the document served meets one of the following conditions:

(2) The document is deposited with overnight express package delivery service.

(5) The document enters an information processing system designated by the recipient for the purpose of receiving service and from which the recipient is able to retrieve the served document in a form capable of being processed by the

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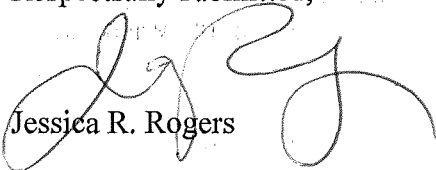
recipient's system prior to 4:30 p.m. local prevailing time in the Eastern Time Zone (United States of America).

The OSBA correctly identifies in its exceptions that the Company's electronic service of the compliance filing occurred on October 26 at 5:07 p.m. However, the Company also served the filing on October 26 via express overnight delivery. Enclosed is a copy of the electronic receipt received from Federal Express for the service of the compliance filing to the OSBA on Friday, October 26, 2018.

Pursuant to 52 Pa. Code § 1.56(a)(2), depositing an overnight express package for delivery constitutes the date of service. Therefore, the date of service starting the 10 day exception period was Friday, October 26, 2018. As a result, OSBA's exceptions, filed November 8, 2018 are untimely.

Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,


Jessica R. Rogers

JRR/jl

Enclosures

cc: Honorable Steven K. Haas
Honorable Andrew M. Calvelli
Certificate of Service
Office of Special Assistants (*via E-mail Only*)

Your package has been delivered

Tracking # 773576900590

Ship date:
Fri, 10/26/2018

AnneMarie Petrovich
UGI Utilities
Reading, PA 19605
US

Delivery date:
Mon, 10/29/2018 12:30
pm

Steven C. Gray, Esquire
Office of Small Business
Advocate
300 North Second Street
Suite 202, Commerce Building
HARRISBURG, PA 17101
US

Delivered

Shipment Facts

Our records indicate that the following package has been delivered.

Tracking number: 773576900590

Status: Delivered: 10/29/2018 12:30
PM Signed for By: Signature
Release on file

Reference: R-2017-2640058

Signed for by: Signature Release on file

Delivery location: HARRISBURG, PA

Service type: FedEx Standard Overnight®

Packaging type: FedEx® Pak

Number of pieces: 1

Weight: 2.00 lb.

Special handling/Services: Deliver Weekday

Standard transit: 10/29/2018 by 3:00 pm

Please do not respond to this message. This email was sent from an unattended mailbox. This report was generated at approximately 11:32 AM CDT on 10/29/2018.

All weights are estimated.

To track the latest status of your shipment, click on the tracking number above.

Standard transit is the date and time the package is scheduled to be delivered by, based on the selected service, destination and ship date. Limitations and exceptions may apply. Please see the FedEx Service Guide for terms and conditions of service, including the FedEx Money-Back Guarantee, or contact your FedEx Customer Support representative.

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CERTIFICATE OF SERVICE

Docket No. R-2017-2640058

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

VIA E-MAIL & FIRST CLASS MAIL

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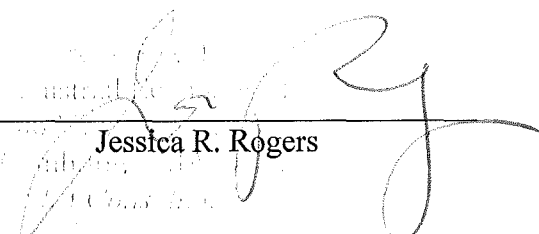
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Date: November 9, 2018



Jessica R. Rogers