

17 North Second Street 12th Floor Harrisburg, PA 17101-1601 717-731-1970 Main 717-731-1985 Main Fax www.postschell.com

Jessica R. Rogers

jrogers@postschell.com 202-661-6964 Direct 717-731-1979 Direct Fax File #: 171080

November 19, 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:

The Office of Small Business Advocate ("OSBA") filed Exceptions to the Compliance Filing of UGI Utilities, Inc. – Electric Division ("UGI Electric" or the "Company") on November 8, 2018. A dispute arose between UGI Electric and the OSBA as to the timeliness of the OSBA Exceptions. The disagreement involves on what date UGI Electric perfected service of the Company's Compliance Filing -- Friday, October 26, 2018, or the following Monday, October 29<sup>th</sup>.

Previously, UGI Electric and the OSBA conducted settlement discussions to address the issues ultimately raised in the OSBA's Exceptions. Those discussions expanded to include the issue of service of the Compliance Filing itself.

Due to the Commission action in this case, the Company has already placed its rates into effect. The OSBA is aware of that fact, and that it would be difficult for the Company to revise its rates at this time.

Therefore, UGI Electric and the OSBA have agreed to jointly file this letter in settlement of all issues involving the Company's Compliance Filing. Specifically, the OSBA agrees to withdraw its November 8<sup>th</sup> Exceptions to the Company's Compliance Filing. UGI Electric agrees to withdraw its November 9<sup>th</sup> letter requesting the rejection of the OSBA's Exceptions.

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Furthermore, the OSBA and UGI Electric agree that the Company will not cite to the Compliance Filing as precedent in any future case before the Pennsylvania Public Utility Commission. The OSBA agrees that it will not otherwise challenge the Company's Compliance Filing in light of the unique circumstances present in this proceeding.

Finally, the parties agree to work together on a best efforts basis to address in a future base rate proceeding the issues identified by the OSBA in its Exceptions.

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

Respectfully submitted,

Jessica R. Rogers

Steven C. Gray

JRR/jl Enclosures

cc: Honorable Steven K. Haas Honorable Andrew M. Calvelli Certificate of Service

Office of Special Assistants (via E-mail Only)

### 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

Scott B. Granger, Esquire
Allison Kaster, Esquire
Bureau of Investigation & Enforcement
Commonwealth Keystone Building
400 North Street, 2nd Floor West
PO Box 3265
Harrisburg, PA 17105-3265

Darryl A. Lawrence, Esquire Hayley Dunn, Esquire Office of Consumer Advocate 555 Walnut Street Forum Place, 5th Floor Harrisburg, PA 17101-1923

Steven C. Gray, Esquire Office of Small Business Advocate 300 North Second Street, Suite 202 Harrisburg, PA 17101

Paul T. Diskin, Director PA Public Utility Commission Bureau of Technical Utility Services Commonwealth Keystone Building 400 North Street, 3rd Floor West PO Box 3265 Harrisburg, PA 17105-3265 Lafayette Morgan
Exeter Associates, Inc.
10480 Little Patuxent Parkway
Suite 300
Columbia, MD 21044
OCA Consultant

Roger D. Colton Fisher, Sheehan & Colton 34 Warwick Road Belmont, MA 02478 OCA Consultant

Robert D. Knecht Industrial Economics Incorporated 2067 Massachusetts Avenue Cambridge, MA 02140 OSBA Consultant

Jerome D. Mierzwa
Exeter Associates, Inc.
10480 Little Patuxent Parkway
Suite 300
Columbia, MD 21044
OCA Consultant

## VIA FIRST CLASS MAIL

Barbara McDade 863 North Street Luzerne, PA 18709

Date: November 19, 2018

Garrett P. Lent