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File #: 2270/138785

March 17, 2009

BY E-FILING AND BY HAND

James J. McNulty  
Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor North  
PO Box 3265  
Harrisburg, PA 17105-3265

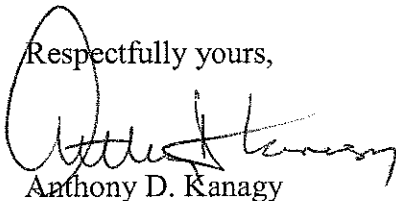
**RE: Pennsylvania Public Utility Commission v. UGI Central Penn Gas, Inc. (Docket No. R-2008-2079675)**  
**Morgan D. Godfrey v. UGI Central Penn Gas, Inc. (Docket No. C-2009-2091339)**

Dear Secretary McNulty:

Enclosed for filing is the Motion to Consolidate of UGI Central Penn Gas, Inc. in the above-referenced proceedings.

As indicated on the certificate of service, copies have been provided to the parties in the manner indicated.

Respectfully yours,



Anthony D. Kanagy

ADK/skr

Attachments

cc: Certificate of Service  
Office of Administrative Law Judge

## CERTIFICATE OF SERVICE

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 § 1.54 (relating to service by a participant).

### VIA FIRST CLASS MAIL

Jennedy S. Johnson  
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PO Box 1166  
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Joseph L. Vullo  
Burke Vullo Reilly Roberts  
1460 Wyoming Avenue  
Forty Fort, PA 18704

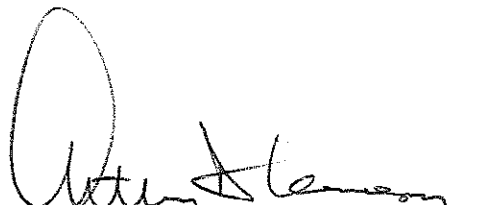
Eugene M. Brady  
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Morgan D. Godfrey  
253 Walnut Street  
Shippensburg, PA 17257

Date: March 17, 2009



Anthony D. Kanagy

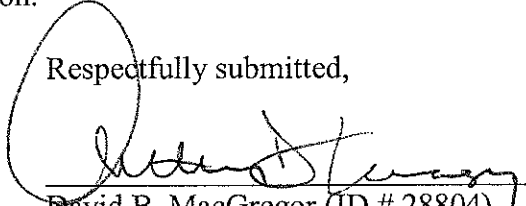
**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

|  |   |                           |
|--|---|---------------------------|
| Pennsylvania Public Utility Commission | : |                           |
|  | : |                           |
| v.                                     | : | Docket No. R-2008-2079675 |
|  | : |                           |
| UGI Central Penn Gas, Inc.             | : |                           |
|  | : |                           |
| Morgan D. Godfrey,                     | : |                           |
|  | : |                           |
| Complainant                            | : |                           |
|  | : |                           |
| v.                                     | : | Docket No. C-2009-2091339 |
|  | : |                           |
| UGI Central Penn Gas, Inc.             | : |                           |
|  | : |                           |
| Respondent                             | : |                           |

**NOTICE TO PLEAD**

UGI Central Penn Gas, Inc. is filing the enclosed Motion To Consolidate the above-referenced proceedings. Pursuant to 52 Pa. Code § 5.103(c), responsive pleadings must be filed within 20 days of the date of service of this Motion.

Respectfully submitted,



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Of Counsel:

Post & Schell, P.C.

Date: March 17, 2009

Counsel for UGI Utilities, Inc.

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

|  |   |                           |
|--|---|---------------------------|
| Pennsylvania Public Utility Commission | : |                           |
|  | : |                           |
| v.                                     | : | Docket No. R-2008-2079675 |
|  | : |                           |
| UGI Central Penn Gas, Inc.             | : |                           |
|  | : |                           |
|  | : |                           |
| Morgan D. Godfrey,                     | : |                           |
| Complainant                            | : | Docket No. C-2009-2091339 |
|  | : |                           |
| v.                                     | : |                           |
|  | : |                           |
| UGI Central Penn Gas, Inc.             | : |                           |
| Respondent                             | : |                           |

**MOTION TO CONSOLIDATE OF  
UGI CENTRAL PENN GAS, INC.**

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

UGI Central Penn Gas, Inc. (“CPG”) hereby moves, pursuant to 52 Pa. Code § 5.81, to consolidate the above-captioned: (1) Complaint of Morgan D. Godfrey, and (2) CPG’s base-rate proceeding that was filed on January 28, 2009. In his Complaint, Mr. Godfrey requests that the Pennsylvania Public Utility Commission (“Commission”) deny CPG’s proposed rate increase and also states that CPG should not be able to charge a customer charge of \$12 per month. As explained below, these issues will be addressed in CPG’s current base rate proceeding at Docket No. R-2008-2079675. Therefore, CPG respectfully requests that the Commission consolidate the above-captioned proceedings for purposes of hearing and adjudication. In support of this Motion, CPG states as follows:

1. CPG is a public utility corporation providing gas service to approximately 77,000 customers in 35 counties in Pennsylvania, subject to the regulatory jurisdiction of the Commission. CPG is a subsidiary of UGI Utilities, Inc.

2. On January 28, 2009, CPG filed with the Commission at Docket No. R-2008-2079675, Supplement No. 38 to Tariff Gas – Pa. P.U.C. No. 3, together with supporting data. Therein, CPG proposed, pursuant to Section 1308(d) of the Public Utility Code, 66 Pa.C.S. § 1308(d), a general increase in base rates designed to produce an increase in annual operating revenues of \$22.1 million, subject to a \$2.5 million annual rate credit that UGI agreed to adopt in the Settlement of the proceeding in which the Commission authorized UGI to acquire CPG, then PPL Gas Utilities Corporation, from PPL Corporation.

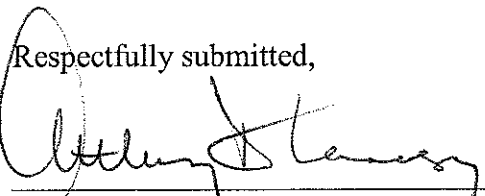
3. On or about February 20, 2009, Mr. Godfrey filed the above-captioned Complaint. In his Complaint, Mr. Godfrey requests that the Commission reject CPG's proposed rate increase and also states that CPG should not be able to charge its customer charge of \$12 per month.

4. The issues raised in Mr. Godfrey's Complaint are more appropriately addressed in CPG's base rate proceeding. In that proceeding, parties will have the opportunity to challenge both the amount of CPG's proposed increase and CPG's rate design proposals, including CPG's customer charge. CPG has filed testimony and data to support its requested increase and rate design proposals in the base rate proceeding, and parties will have the opportunity to conduct discovery, file testimony, and participate in hearings in response to CPG's requests in that proceeding.

5. Addressing the revenue increase and rate design issues in a separate complaint proceeding would be duplicative and a waste of the Commission's and CPG's time and

resources. It will promote the efficiency of the resolution of these issues if they are addressed as one, consolidated proceeding.

WHEREFORE, for the reasons stated above, UGI Central Penn Gas, Inc. respectfully requests that the Pennsylvania Public Utility Commission enter an order consolidating: (1) the Complaint of Morgan D. Godfrey against UGI Central Penn Gas, Inc.'s rate increase and customer charge and (2) UGI Central Penn Gas, Inc.'s base rate proceeding.

Respectfully submitted,  


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Of Counsel:

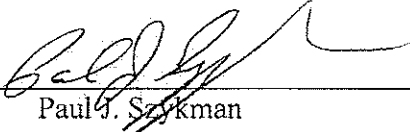
Post & Schell, P.C.

Date: March 17, 2009

Counsel for UGI Utilities, Inc.

**VERIFICATION**

I, Paul J. Szykman, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at a hearing held in the matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to falsification to authorities).

  
\_\_\_\_\_  
Paul J. Szykman

Date: March 17, 2009