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March 15, 2010

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor  
Harrisburg, PA 17120

VIA HAND DELIVERY

**RE: Pennsylvania Public Utility Commission v. Philadelphia Gas Works;  
Docket No. R-2010-2157062**

Dear Secretary McNulty:

Enclosed for filing with the Pennsylvania Public Utility Commission ("PUC" or "Commission") are the original and three (3) copies of the Petition to Intervene of the Philadelphia Industrial and Commercial Gas Users Group ("PICGUG"), in the above-referenced proceeding.

As shown by the attached Certificate of Service, all parties to this proceeding are being duly served. Please date stamp the extra copy of this transmittal letter and Petition, and kindly return it for our filing purposes.

Sincerely,

McNEES WALLACE & NURICK LLC

By   
Barry A. Naum

Counsel to the Philadelphia Industrial and  
Commercial Gas Users Group

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BAN/sds  
Enclosures

- c: Administrative Law Judge Cynthia Fordham (via E-mail and First-Class Mail)
- Administrative Law Judge Christopher Pell (via E-mail and First-Class Mail)
- Certificate of Service

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BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY  
COMMISSION

v.

PHILADELPHIA GAS WORKS

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DOCKET NO. R-2010-2157062

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**PETITION TO INTERVENE OF THE PHILADELPHIA INDUSTRIAL  
AND COMMERCIAL GAS USERS GROUP**

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TO THE HONORABLE, THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

Pursuant to the provisions of 52 Pa. Code §§ 5.71-5.74, the Philadelphia Industrial and Commercial Gas Users Group ("PICGUG") hereby files this Petition to Intervene in the above-captioned proceeding. In support thereof, PICGUG states as follows:

1. Petitioner is the Philadelphia Industrial and Commercial Gas Users Group ("PICGUG"). The composition of PICGUG is attached hereto as Appendix A. PICGUG reserves the right to modify Appendix A throughout the course of this proceeding, as necessary.

2. The name and address of Petitioner's attorneys are:

Charis Mincavage (Pa. I.D. 82039)  
Barry A. Naum (Pa. I.D. 204869)  
Carl J. Zwick (Pa. I.D. 306554)  
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3. On January 28, 2010, Philadelphia Gas Works ("PGW" or "Company") submitted its Gas Cost Rate ("GCR") pre-filing with the Pennsylvania Public Utility Commission ("PUC" or "Commission") pursuant to Section 1307(f) of the Public Utility Code, 66 Pa.C.S. § 1307(f).

4. On February 26, 2010, PGW submitted its supplemental GCR filing requesting an increase to the GCR of \$0.0797/Mcf, from the current rate of \$7.2497/Mcf to \$7.3294/Mcf.<sup>1</sup> The Company's supplemental filing also contains testimony supporting a least-cost gas procurement strategy, including an explanation of PGW's gas procurement and purchasing policies for the applicable filing period.

5. PICGUG is an ad hoc group of large volume natural gas customers receiving service from PGW under various rate schedules. PICGUG members use substantial volumes of natural gas in their businesses, and natural gas costs comprise a significant element of their respective costs of operation. PGW's GCR proposal may affect several of the Company's rate schedules, including schedules under which PICGUG members receive service. As a result, any PUC determination regarding PGW's 2010 GCR may impact PICGUG member interests.

6. Therefore, consistent with 52 Pa. Code § 5.72(a), PICGUG has a significant interest in this proceeding that is not represented by any other party of record. See 52 Pa. Code § 5.72. Accordingly, the Commission should grant PICGUG intervenor status in this proceeding.

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<sup>1</sup> See Supplement No. 37 to Gas Service Tariff—Pa. P.U.C. No. 2

**WHEREFORE**, the Philadelphia Industrial and Commercial Gas Users Group respectfully requests that the Commission grant this Petition to Intervene and provide PICGUG with full party status.

Respectfully submitted,

McNEES WALLACE & NURICK LLC

By 

Charis Mincavage (Pa. I.D. 82039)

Barry A. Naum (Pa. I.D. 204869)

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Counsel to the Philadelphia Industrial and  
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Dated: March 15, 2010



**APPENDIX "A"**

**PHILADELPHIA INDUSTRIAL AND COMMERCIAL GAS USERS GROUP**

Building Owners' and Managers'  
Association of Philadelphia

Philadelphia College of  
Osteopathic Medicine

Thomas Jefferson University/  
Jefferson Health System

## CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below in accordance with the requirements of Section 1.54 (relating to service by a participant).

### VIA E-MAIL AND FIRST CLASS MAIL

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**VIA FIRST-CLASS MAIL**

Richard Lelash  
Financial and Regulatory Consultant  
18 Seventy Acre Road  
Redding, CT 06896

A handwritten signature in black ink, appearing to read 'Barry A. Naum', written over a horizontal line.

Barry A. Naum

Dated this 15<sup>th</sup> day of March, 2010, in Harrisburg, Pennsylvania.