



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

May 17, 2011

Secretary Rosemary Chiavetta  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Re: Peoples Independent Producers Group v.  
The Peoples Natural Gas Company d/b/a Dominion Peoples

Docket No. C-20054393

Dear Secretary Chiavetta:

Enclosed please find an original and three (3) copies of the Office of Trial Staff's (OTS) **Further Conference Memorandum** in the above-captioned proceeding.

Copies are being served on all active parties of record. If you have any questions, please contact me at (717) 783-6184.

Sincerely,

Richard A. Kanaskie  
Senior Prosecutor  
Office of Trial Staff  
PA Attorney I.D. #80409

Enclosure  
RAK/edc

cc: Parties of Record  
Hon. Wayne L. Weismandel

RECEIVED  
2011 MAY 17 PM 2:50  
PA PUC  
SECRETARY'S BUREAU



## **I. BACKGROUND**

In April of 2005, the Peoples Independent Producers Group (“PIPG” or “Complainant”) filed a Formal Complaint with the Pennsylvania Public Utility Commission (“Commission”) at the above referenced Docket. In addition, a Petition was submitted at Docket No. P-00052162. The issues identified in these Dockets pertain to claimed quality issues and the continued use of locally produced natural gas on the Peoples distribution system.

The Office of Trial Staff (“OTS”) filed a Notice of Appearance while the Office of Consumer Advocate (“OCA”) submitted its Notice of Intervention. A Notice of Further Conference as well as a Further Conference Order was issued on April 21, 2011.

The Administrative Law Judge (“ALJ”) assigned to this proceeding remains as Wayne L. Weismandel. A Further Conference has been scheduled for May 24, 2011 at 10:00 a.m. in Hearing Room 5 of the Commonwealth Keystone Building in Harrisburg.

## **II. ISSUES**

OTS initially appeared in this proceeding to monitor the development of the record in order to evaluate the impact of any potential resolution of the dispute on Peoples’ ratepayers. OTS intends to maintain that position. OTS has not identified any certain areas of inquiry. However, as Discovery commences and relevant, timely testimony is received, OTS reserves the right to address issues that may develop based on evidence submitted by the Complainant and the intervening parties. In the event OTS is compelled to address any submitted evidence, it will do so through direct testimony of an OTS witness. There may be issues of Commission policy or legal interpretation that are not

properly the subject of testimony; or there may be factual issues that are clear on the record and need not be supported by testimony. In these instances, OTS reserves the right to dispense with testimony when, in its opinion, an issue can be adequately addressed in Brief. OTS maintains that, at this point, there is no relevant record to review.

### **III. WITNESSES**

OTS has not yet identified if it will need to sponsor a witness in this proceeding. In the event OTS engages an expert witness, the parties will be notified as soon as practicable.

### **IV. DISCOVERY**

OTS does not recommend any modifications to the Commission's Regulations with respect to Discovery.

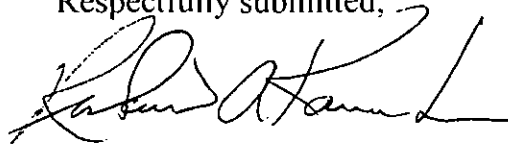
### **V. SCHEDULE**

OTS will work with the parties to develop an acceptable schedule with respect to document submission and witness presentation. As stated above, there is no relevant record in this proceeding. OTS opines that a full regulatory review schedule will be necessary in order to develop a full and complete record in this proceeding. To this point, OTS recommends the submission of testimony by the Complainant followed by Respondent and Intervenor Direct Testimony. Responsive Testimony and Evidentiary Hearings should then be scheduled based on agreement among the parties.

## VI. SETTLEMENT

As of the date of this Further Conference Memorandum, OTS has not engaged in settlement discussions with any party. OTS remains open to the possibility of settlement of all, or some, of the issues once they are presented.

Respectfully submitted,



Richard A. Kanaskie  
Senior Prosecutor

Office of Trial Staff  
Pennsylvania Public  
Utility Commission

Dated: May 17, 2011

RECEIVED  
2011 MAY 17 PM 2:50  
PA PUC  
SECRETARY'S BUREAU

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Peoples Independent Producers Group :  
 :  
 v. : Docket No. C-20054393  
 :  
 The Peoples Natural Gas Company d/b/a :  
 Dominion Peoples :

**CERTIFICATE OF SERVICE**

I hereby certify that I am serving the foregoing **Further Conference Memorandum** dated May 17, 2011, either personally, by first class mail, electronic mail, express mail and/or by fax upon the persons listed below, in accordance with the requirements of § 1.54 (relating to service by a party):

Edmund J Berger, Esquire  
Berger Law Firm, PC  
2104 Market Street  
Camp Hill, PA 17011

David T. Evrard, Esquire  
Office of Consumer Advocate  
555 Walnut Street  
Fifth Floor Forum Place  
Harrisburg, PA 17101-1923

Pamela C. Polacek, Esquire  
McNees Wallace & Nurick LLC  
100 Pine Street  
P.O. Box 1166  
Harrisburg, PA 17108

RECEIVED  
2011 MAY 17 PM 2:51  
PA PUC  
SECRETARY'S BUREAU



Richard A. Kanaskie  
Senior Prosecutor  
Office of Trial Staff  
PA Attorney I.D. #80409