

JONES DAY

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June 28, 2011

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

Re: Pennsylvania Public Utility Commission v. UGI Utilities, Inc. – Gas Division
Docket Nos. R-2011-2238953, C-2011-2243186, and C-2248211

Dear Secretary Chiavetta:

Enclosed for filing with the Pennsylvania Public Utility Commission is the Petition to Intervene of Shipley Energy Company and Shipley Choice LLC in the above-referenced proceeding.

As shown by the Certificate of Service attached to the Petition to Intervene, all parties to this proceeding are being duly served. Please date stamp an extra copy of this transmittal letter and the Petition to Intervene and kindly return them to me for record-keeping purposes.

Very truly yours,



Jane Borthwick Story
PA Bar No. 205641
*Attorney for Shipley Energy Company and
Shipley Choice LLC*

Enclosure

cc: Per Certificate of Service
Hon. Kandace F. Melillo, ALJ

PH-1234949v1

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PENNSYLVANIA PUBLIC UTILITY	:	
COMMISSION	:	
	:	Docket No. R-2011-2238953
v.	:	Docket No. C-2011-2243186
	:	Docket No. C-2011-2248211
UGI UTILITIES, INC. – GAS DIVISION	:	

PETITION TO INTERVENE

Pursuant to Pa. Code §§ 5.71-5.75, Shipley Energy Company and Shipley Choice LLC (collectively, “Shipley”) hereby file this Petition to Intervene in the above-captioned proceeding.

In support thereof, Shipley states as follows:

1. Shipley is a Pennsylvania corporation with a business address of 500 E. King St., York, PA 17403.
2. Shipley is a licensed natural gas supplier (Docket Nos. A-125015 and A-2010-2201675) that offers service to residential, commercial, industrial and governmental customers in the State of Pennsylvania, including customers in the service territory of UGI Utilities, Inc. – Gas Division (“UGI Utilities”).
3. The Pennsylvania Public Utility Commission recently approved the transfer of Shipley Energy Company’s natural gas license from Shipley Energy Company to Shipley Choice LLC (Docket Nos. A-125015 and A-2010-2201675). Shipley Energy Company and Shipley Choice LLC are still addressing some administrative issues associated with this change. Shipley anticipates that these issues will be resolved by August 1, 2011. Shipley will notify the Pennsylvania Public Utility Commission when the transition is complete.

4. The contact information for Shipley's attorneys is as follows:

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Shipley requests that the names and addresses of its attorneys be added to the service lists of the Pennsylvania Public Utility Commission ("PUC" or "Commission") and the parties to this proceeding.

5. On June 1, 2011, UGI Utilities submitted its annual purchased gas cost ("PGC") filing to the Commission pursuant to Section 1307(f) of the Public Utility Code, 66 Pa. C.S. § 1307(f), which authorizes certain natural gas distribution companies to make annual PGC filings with the Commission to reflect increases or decreases in natural gas costs.

6. Eligibility to intervene in Commission proceedings is governed by the Commission's rule at 52 Pa. Code § 5.72, under which a "right or interest" sufficient to warrant intervention includes an interest which may be directly affected and which is not adequately represented by existing participants, and as to which the petitioner may be bound by the action of the Commission in the proceeding.

7. Consistent with 52 Pa. Code § 5.72, Shipley has a significant interest in this proceeding that is not adequately represented by any other party of record. As a licensed, competitive natural gas supplier offering service in UGI Utilities' service territory, Shipley has a direct interest in the gas cost and related issues that may directly affect its business, including the

¹ A Motion for Admission Pro Hac Vice on behalf of Jason F. Leif will be filed in the above-captioned proceeding to permit Mr. Leif to represent Shipley in this matter before the Pennsylvania Public Utility Commission.

composition and allocation of UGI Utilities' purchased gas costs and its supply procurement policies. The gas cost rates that will be set in this proceeding will be those against which Shipley will compete to retain existing customers and obtain new ones. Accordingly, Shipley has a unique and substantial interest in this matter that cannot be represented by any other party to this proceeding. Moreover, as a natural gas supplier operating on the UGI Utilities system, Shipley will be bound by the actions of the Commission in this proceeding. Consequently, Shipley satisfies the standards for intervention under Section 5.72 of the Commission's regulations, 52 Pa. Code § 5.72.

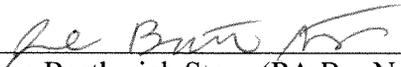
8. Shipley intends to participate actively in this matter, fully examine UGI Utilities' PGC filing and conduct discovery regarding that filing, and reserves the right to raise issues in this proceeding as the investigation progresses into UGI Utilities' PGC rates and cost allocations for 2011.

9. Shipley understands that a Prehearing Conference has already been held in this matter and accepts the record as it currently stands.

10. Shipley's further participation in this matter will be done in conjunction with other natural gas suppliers, such as CenterPoint Energy Services, Inc., which has previously intervened in this matter, and with other natural gas suppliers that are petitioning to intervene in this matter. As part of that coordinated effort, Shipley intends to serve discovery requests, file testimony, and otherwise participate in this matter as part of a coordinated group of natural gas suppliers.

WHEREFORE, for the foregoing reasons, Shipley respectfully requests that the Commission grant this Petition to Intervene and provide Shipley with full party status in this proceeding.

Respectfully submitted,


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*Attorneys for Shipley Energy Company and Shipley
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Dated: June 28, 2011

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code. § 1.54 (relating to service by a party).

VIA ELECTRONIC FILING AND FIRST CLASS MAIL

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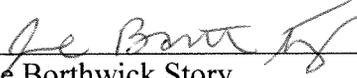
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Dated this 28th day of June, 2011.