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August 23, 2012

*Via Electronic Filing*

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
P. O. Box 3265  
Harrisburg, PA 17105-3265

In re: Docket No. P-2011-2277868  
Petition for Generic Investigation or Rulemaking Re "Gas-On-Gas Competition"

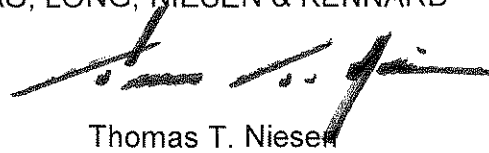
Dear Secretary Chiavetta:

We are counsel to Equitable Gas Company, LLC and are enclosing for filing its Petition to Intervene in the above matter. Please enter the appearance of the undersigned, Charles E. Thomas, Jr., and David W. Gray for Equitable Gas Company, LLC. Our mailing and email addresses and telephone and fax numbers are presented in paragraph 2 of the Petition. Please contact me if you need anything further.

Very truly yours,

THOMAS, LONG, NIESEN & KENNARD

By



Thomas T. Niesen

cc: Certificate of Service (w/encl.)  
John M. Quinn (w/encl.)  
David W. Gray, Esquire (w/encl.)

120823-Chiavetta (Petition to Intervene).wpd

Before The  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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Administrative Law Judge  
Elizabeth H. Barnes, Presiding

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Petition for Generic Investigation or : Docket No. P-2011-2277868  
Rulemaking Regarding "Gas-On-Gas :  
Competition" Between Jurisdictional :  
Natural Gas Distribution Companies :

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PETITION OF EQUITABLE GAS COMPANY, LLC  
TO INTERVENE

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AND NOW, comes Equitable Gas Company, LLC ("Equitable" or "Company"), by its attorneys, and, pursuant to 52 Pa. Code § 5.71, *et seq.*, petitions to intervene in the above referenced proceeding. In support of its petition, Equitable states as follows:

1. This proceeding concerns the joint petition, filed December 8, 2011, of the Bureau of Investigation and Enforcement, Office of Consumer Advocate, Office of Small Business Advocate, Peoples TWP LLC ("Peoples TWP") and Peoples Natural Gas Company ("Peoples") asking the Public Utility Commission ("Commission") to institute an investigation or rulemaking to address distribution rate discounting among natural gas distribution companies ("NGDC") with overlapping service territories, often referred to as "gas-on-gas competition."

2. The names, mailing and e-mail addresses, telephone and fax numbers of Equitable's counsel for this matter are as follows:

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3. By secretarial letter dated July 25, 2012, the Commission notified all jurisdictional NGDCs of the joint petition. The Commission states in its letter that it has determined that separately resolving NGDC gas-on-gas competition issues in individual base rate proceedings could lead to inequitable results and that the treatment of flexed revenues for ratemaking purposes should be resolved through a generic investigation. The secretarial letter invites interested parties to intervene in the proceeding.

4. Equitable provides natural gas distribution service to approximately 260,000 customers in Western Pennsylvania. As stated at paragraph 8.b of the joint petition, in settlement of its 2008 base rate proceeding at Docket No. R-2008-2029325, Equitable agreed to join with the OCA in petitioning the Commission to open a generic investigation concerning gas-on-gas competition in Western Pennsylvania.

5. Paragraph 14 of the joint petition acknowledges that “[a]ll interested parties should be permitted to participate” and, as noted above, the secretarial letter of July 25 invites interested parties to intervene. Equitable’s interest in a generic investigation or rulemaking involving gas-on-gas competition is clear based on the averments presented by joint petitioners in the joint petition.<sup>1</sup> Equitable, moreover,

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<sup>1</sup> Commission proceedings involving Equitable are cited in paragraphs 8.b., 11 and 12 of the joint petition.

agreed in settlement of its 2008 base rate proceeding to participate in a generic investigation. Equitable's participation in this proceeding would be consistent with the aforementioned settlement term.

WHEREFORE Equitable Gas Company, LLC requests that the Public Utility Commission grant its petition to intervene in the proceeding at Docket No. P-2011-2277868.

Respectfully submitted,

By 

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Attorneys for Equitable Gas Company, LLC

DATE: August 23, 2012

EGC Petition to Intervene.wpd

Before The  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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Administrative Law Judge  
Elizabeth H. Barnes, Presiding

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Petition for Generic Investigation or : Docket No. P-2011-2277868  
Rulemaking Regarding "Gas-On-Gas :  
Competition" Between Jurisdictional :  
Natural Gas Distribution Companies :

CERTIFICATE OF SERVICE

I hereby certify that I have this 23<sup>rd</sup> day of August 2012 served a true and correct copy of the Petition of Equitable Gas Company, LLC to Intervene, upon the persons and in the manner set forth below:

EMAIL AND/OR FIRST CLASS MAIL, POSTAGE PREPAID

The Honorable Elizabeth H. Barnes  
Administrative Law Judge  
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