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File #: 165082

October 31, 2017

VIA ELECTRONIC FILING

Rosemary Chiavetta
Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

**Re: Centre Park Historic District v. UGI Utilities, Inc.
Docket No. C-2015-2516051**

**City of Reading v. UGI Utilities, Inc.
Docket No. C-2016-2530475**

Secretary Chiavetta:

UGI Utilities, Inc. (“UGI” or the “Company”) respectfully requests that the Pennsylvania Public Utility Commission (“Commission”) permit the Company to withdraw its Exceptions to the Initial Decision issued by Administrative Law Judge Mary D. Long (the “ALJ”), provided that UGI retains the right to raise these issues and arguments in briefing and, if necessary, in exceptions from an Initial Decision issued after the conclusion of the evidentiary hearings.

In its Exceptions to the Initial Decision, UGI sought the Commission’s review and clarification of three specific issues: (1) whether UGI can be held to violate Commission’s meter regulations at locations where no meter is installed; (2) whether Section 59.18 impliedly requires gas utilities to consider or comply with local historic district regulations and permit requirements; and (3) whether the Complainants’ relief can be granted in this proceeding.

In their Replies to Exceptions, the Complainants largely do not address the merits of UGI’s arguments. Rather, they contend that the ALJ reached the correct result, that UGI’s Exceptions were filed to delay the resolution of this case, and, according to the Complainants, that UGI has no confidence in the ALJ’s abilities to adjudicate this matter.

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Contrary to the Complainants' assertions, UGI has no desire to prolong or otherwise delay the resolution of this case, nor does the Company have any lack of faith in the abilities of the ALJ to adjudicate this matter. The Company is looking forward to a prompt and final resolution of this matter regarding the location of its meters and the application of the Commission's amended 52 Pa. Code § 59.18. The prompt and final resolution of this matter, including the application of 52 Pa. Code § 59.18, will facilitate UGI and other natural gas utilities in maintaining compliance with the Commission's regulations when installing and relocating meters.

UGI did not file its Exceptions to the Initial Decision to delay the final resolution of this matter as asserted by the Complainants. Rather, UGI was constrained procedurally by the Commission's regulations, which require a party to file Exceptions to an Initial Decision in order to preserve its rights. *See* 52 Pa. Code § 5.536. The purpose of UGI's Exceptions to the Initial Decision was to ensure that the Company did not waive important legal issues, including the proper scope of this complaint proceeding, for further review by the Commission and/or appellate courts.

In an effort to move the proceeding forward, the Company respectfully requests that the Commission reserve judgment on these important issues, allow UGI to withdraw its Exceptions, and permit the parties to raise these issues and arguments in briefing and in exceptions from an Initial Decision issued after the conclusion of the evidentiary hearings. UGI believes this process would be more efficient and expedient and would enable the Commission to address all of these issues in one final order after the evidentiary hearings.

Copies of this correspondence are being served as indicated on the enclosed Certificate of Service. Should you have any questions concerning this matter, please do not hesitate to contact the undersigned.

Respectfully submitted,



Devin Ryan

DR/jl

cc: Honorable Mary D. Long
Certificate of Service

CERTIFICATE OF SERVICE
(Docket Nos. C-2015-2516051 and C-2016-2530475)


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 52 Pa. Code § 1.54 (relating to service by a participant).

VIA E-MAIL & FIRST CLASS MAIL

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Date: October 31, 2017


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