

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

555 Walnut Street, 5th Floor, Forum Place  
Harrisburg, Pennsylvania 17101-1923  
(717) 783-5048  
800-684-6560

FAX (717) 783-7152  
consumer@paoca.org

May 30, 2018

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

Re: Philadelphia Gas Works Large Customer  
Transportation Service Tariff  
Docket No. R-2018-3000739

Dear Secretary Chiavetta:

Attached for electronic filing please find the Office of Consumer Advocate's Prehearing Memorandum in the above-referenced proceeding.

Copies have been served per the attached Certificate of Service.

Respectfully Submitted,

/s/ Christy M. Appleby  
Christy M. Appleby  
Assistant Consumer Advocate  
PA Attorney I.D. # 85824  
E-Mail: [CAappleby@paoca.org](mailto:CAappleby@paoca.org)

Enclosures

cc: Honorable Darlene Heep, ALJ  
Certificate of Service

\*250375

CERTIFICATE OF SERVICE

Re: Philadelphia Gas Works Large :  
Customer Transportation Service Tariff : Docket No. R-2018-3000739  
:

I hereby certify that I have this day served a true copy of the following document, the Office of Consumer Advocate's Prehearing Memorandum, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 30<sup>th</sup> day of May 2018.

SERVICE BY E-MAIL & INTER-OFFICE MAIL

Carrie B. Wright, Esquire  
Erika L. McLain, Esquire  
Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2<sup>nd</sup> Floor  
Harrisburg, PA 17120

SERVICE BY E-MAIL & FIRST CLASS MAIL, POSTAGE PREPAID

Brandon J. Pierce, Esquire  
Philadelphia Gas Works  
800 West Montgomery Avenue  
Philadelphia, PA 19122

Daniel Clearfield, Esquire  
Carl Shultz, Esquire  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8<sup>th</sup> Floor  
Harrisburg, PA 17101

Sharon Webb, Esquire  
Office of Small Business Advocate  
300 North Second Street, Suite 202  
Harrisburg, PA 17101

Charis Mincavage, Esquire  
Adeolu A. Bakare, Esquire  
Alessandra L. Hylander, Esquire  
McNees Wallace & Nurick LLC  
100 Pine Street  
P.O. Box 1166  
Harrisburg, PA 17108-1166

/s/ Christy M. Appleby  
Christy M. Appleby  
Assistant Consumer Advocate  
PA Attorney I.D. #85824  
E-Mail: [CAappleby@paoca.org](mailto:CAappleby@paoca.org)

Counsel for the Office of Consumer Advocate  
555 Walnut Street  
5<sup>th</sup> Floor, Forum Place  
Harrisburg, PA 17101-1923  
Phone: (717) 783-5048  
Fax: (717) 783-7152  
Dated: May 30, 2018  
\*250373

Darryl A. Lawrence  
Senior Assistant Consumer Advocate  
PA Attorney I.D. # 93682  
E-Mail: [DLawrence@paoca.org](mailto:DLawrence@paoca.org)

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Philadelphia Gas Works	:	
Large Customer Transportation	:	Docket Nos. R-2018-3000739
Service Tariff	:	C-2018-3001490

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PREHEARING MEMORANDUM  
OF THE  
OFFICE OF CONSUMER ADVOCATE

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Pursuant to Section 333 of the Public Utility Code, 66 Pa. C.S. § 333 and the Prehearing Conference Order issued by Administrative Law Judge Darlene Heep on May 22, 2018, the Office of Consumer Advocate (OCA) provides the following information:

**I. INTRODUCTION**

On March 23, 2018, Philadelphia Gas Works (PGW or Company) filed its Supplement No. 111 to Philadelphia Gas Works Gas Service Tariff – Pa. P.U.C. No. 2 (Supplement No. 111). The Company filed Supplement No. 111 pursuant to Paragraph 23 of the Company’s Settlement in its base rate proceeding at Docket No. R-2017-2586783. The Settlement provided that the Company would file a new Large Customer Transportation Service Tariff (Rate LT). Supplement No. 111 proposes the creation of Rate LT for existing or new Interruptible Transportation customers. The Commission suspended the operation of the Tariff Supplement No. 111 on May 17, 2018.

On April 11, 2018, the Office of Small Business Advocate (OSBA) filed its Notice of Intervention and Public Statement. On April 27, 2018, Philadelphia Industrial Customer Gas Users Group (PICGUG) filed a Formal Complaint. On May 25, 2018, the Office of Consumer Advocate filed its Notice of Intervention and Public Statement. This filing was assigned to Administrative

Law Judge Darlene Heep for the scheduling of hearings and investigation into the lawfulness, justness and reasonableness of the proposed Rate LT tariff.

## **II. ISSUES AND SUB-ISSUES**

The OCA has identified the following issues to be addressed in this proceeding:

(1) Whether the proposed Rate LT tariff is appropriately designed and results in rates that are just and reasonable.

(2) Whether the Company's proposed tariff changes are consistent with Commission regulations, statutes and applicable case law.

The OCA reserves the right to raise additional issues, as necessary.

## **III. WITNESSES**

The OCA intends to present the testimony, as may be necessary, of Jerome D. Mierzwa. If testimony is necessary, Mr. Mierzwa will present testimony in written form and will also attach various exhibits, documents, and explanatory information that will assist in the preparation of the OCA's case. In order to expedite the resolution of this proceeding, the OCA requests that copies of all interrogatories, testimony, and answers to interrogatories be mailed directly to its expert witness at the following address, as well as mailing a copy to counsel for the OCA:

Jerome D. Mierzwa  
Exeter Associates, Inc.  
10480 Little Patuxent Parkway  
Suite 300  
Columbia, MD 21044  
Telephone: 410-992-7500  
E-mail: [jmierzwa@exeterassociates.com](mailto:jmierzwa@exeterassociates.com)

The OCA specifically reserves the right to call additional witnesses, as necessary. As soon as the OCA has determined if an additional witness or witnesses will be necessary for any portion of its case, all parties of record will be notified.

**IV. SERVICE ON THE OCA**

The OCA will be represented in this case by Assistant Consumer Advocate Christy M. Appleby and Senior Assistant Consumer Advocate Darryl A. Lawrence. Two copies of the documents should be served on the OCA as follows:

Christy M. Appleby  
Assistant Consumer Advocate  
Office of Consumer Advocate  
5<sup>th</sup> Floor, Forum Place  
555 Walnut Street  
Harrisburg, Pa. 17101-1923  
Telephone: (717) 783-5048  
E-mail: [cappleby@paoca.org](mailto:cappleby@paoca.org)  
[dlawrence@paoca.org](mailto:dlawrence@paoca.org)

The OCA requests that any documents served electronically also be directed to OCA's consultant, Mr. Mierzwa.

**V. PROCEDURAL SCHEDULE**

The OCA will work with the parties to develop a mutually agreeable procedural schedule. It is the OCA's understanding that PGW is proposing to voluntarily extend the proposed tariff to May 19, 2019 and to provide a status report to the ALJ on or about August 31, 2018. The OCA can agree with the Company's proposed extension of the procedural schedule to allow the parties the opportunity to discuss settlement.

## VI. SETTLEMENT

The OCA is willing to participate in settlement discussions.

Respectfully Submitted,

/s/ Christy M. Appleby

Christy M. Appleby  
Assistant Consumer Advocate  
PA Attorney I.D. # 85824  
E-Mail: CAppleby@paoca.org

Darryl A. Lawrence  
Senior Assistant Consumer Advocate  
PA Attorney I.D. # 93682  
E-Mail: DLawrence@paoca.org

Counsel for:  
Tanya J. McCloskey  
Acting Consumer Advocate

Office of Consumer Advocate  
5th Floor, Forum Place  
555 Walnut Street  
Harrisburg, PA 17101-1923  
Phone: (717) 783-5048  
Fax: (717) 783-7152

DATE: May 30, 2018  
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