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File #: 176896

August 16, 2019

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: Pennsylvania Public Utility Commission v. UGI Utilities, Inc. – Gas Division
Docket Nos. R-2019-3009647**

Dear Secretary Chiavetta:

Enclosed for filing with the Pennsylvania Public Utility Commission is the Joint Petition for Admission of Evidence in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Sincerely,



Jessica R. Rogers

JRR/kl
Enclosure

cc: Honorable Benjamin J. Myers
Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Office of Consumer Advocate, And	:	
Office of Small Business Advocate	:	Docket Nos. R-2019-3009647
	:	C-2019-3009778
v.	:	C-2019-3010038
	:	
UGI Utilities, Inc. – Gas Division	:	

JOINT STIPULATION FOR ADMISSION OF EVIDENCE

TO ADMINISTRATIVE LAW JUDGE BENJAMIN J. MYERS:

UGI Utilities, Inc. - Gas Division (“UGI Gas” or the “Company”), the Bureau of Investigation and Enforcement (“I&E”) of the Pennsylvania Public Utility Commission (“Commission”), the Office of Consumer Advocate (“OCA”), the Office of Small Business Advocate (“OSBA”), and UGI Industrial Intervenors (“UGIII”), all Parties in the above-captioned proceeding (hereinafter collectively referred to as the “Joint Petitioners”), hereby submit this Joint Stipulation for Admission of Evidence in the above-captioned proceeding (the “Evidence Stipulation”). In support of the Evidence Stipulation, the Joint Petitioners represent as follows:

1. On May 1, 2019, the Company made its 30-day pre-filing (“Book 1”) with the Commission (containing data related to the recovery of purchased gas costs) pursuant to Section 1307(f) of the Public Utility Code, 66 Pa. C.S. § 1307(f), and in accordance with the Commission’s regulations at 52 Pa. Code §§ 53.64 and 53.65.

2. On May 9, 2019, the OCA filed a Notice of Appearance, Formal Complaint, and Public Statement in the Company's PGC proceeding.

3. On May 13, 2019, I&E filed a Notice of Appearance.

4. On May 20, 2019, the OSBA filed a Notice of Appearance, Formal Complaint, Public Statement, and Verification in this proceeding.

5. On May 31, 2019, the Company filed with the Commission its definitive Purchased Gas Cost ("PGC") filing ("Book 2"), including supporting information required by the Commission's regulations, the Company's direct testimony and exhibits, and the *Pro Forma* Tariff Supplements reflecting actual and projected changes in natural gas costs for the Company's North, Central and South Rate Districts.

6. In its PGC filing, UGI Gas also proposed to implement a unified PGC rate of \$5.2064/Mcf for its entire service territory.¹

7. On June 19, 2019, UGIII filed a Petition to Intervene.

8. On June 21, 2019, a Prehearing Conference was held before Administrative Law Judge Benjamin J. Myers ("the ALJ"). UGIII's Petition to Intervene was granted at the Prehearing Conference.

9. On June 24, 2019, the ALJ issued a Scheduling Order that adopted the procedural schedule proposed by the Parties (at the Prehearing Conference).

10. On June 28, 2019, a Motion for Protective Order was filed by the Company, which was granted by ALJ Order, which issued on July 1, 2019.

¹ As described in Paragraph 16 of the Stipulation In Settlement Of Section 1307(f) Rate Investigation, the Company proposed a unified PGC rate consistent with the settlement of the Merger proceeding (at Docket Nos. A-2018-3000381, A-2018-3000382 and A-2018-3000383) and the 2019 Base Rate Proceeding (at Docket No. R-2018-3006814). However, the Company also proposed separate rates for each of its three rate districts.

11. In accordance with the procedural schedule, OCA and I&E submitted written direct testimony and exhibits on July 2, 2019.

12. On July 19, 2019, the Company submitted written rebuttal testimony and exhibits.

13. On July 29, 2019, OCA and I&E submitted written surrebuttal testimony.

14. As a result of settlement discussions held in this proceeding, and the efforts of the Parties to examine the issues raised, a settlement in principle was achieved prior to the date for evidentiary hearings.² On July 29, 2019, counsel for the Company advised the ALJ of the settlement in principle and requested that the procedural schedule be suspended and that the evidence be admitted by stipulation.

15. Thereafter, on July 31, 2019, the ALJ advised the parties that the evidentiary hearings would be canceled and that the parties' written testimony and exhibits could be admitted into the record by stipulation. The ALJ also directed the parties to file the Joint Petition For Settlement Of Section 1307(f) Rate Investigation and statements in support by the scheduled Reply Brief due date of August 16, 2019.

16. The Joint Petitioners request that the ALJ admit the testimony and the exhibits listed below into the record in the above-captioned consolidated proceeding:

I. Testimony and Exhibits of UGI Gas

17. UGI Gas Exhibit 1: Book 1, filed on May 1, 2019, containing the information submitted pursuant to 52 Pa. Code §§ 53.64(c) and 53.65 of the Commission's regulations and 66 Pa. C.S. 1317(c) in support of 66 Pa. C.S. § 1307(f) Purchased Gas Costs for 2019 for UGI Gas.

² UGI Gas and I&E are parties to the Joint Petition For Settlement Of Section 1307(f) Rate Investigation ("Settlement"). OCA, OSBA, and UGIII have indicated that they do not oppose the Settlement, and have filed Statements of Non-Opposition.

18. UGI Gas Exhibit 2: Book 2, filed on May 31, 2019, containing the computation of annual purchased gas cost filing submitted pursuant to 52 Pa. Code §§ 53.61, et. seq., of the Commission's regulations and 66 Pa. C.S. § 1317(c) in support of 66 Pa. C.S. § 1307(f) Purchased Gas Costs for 2019 for UGI Gas. Book 2 includes the following direct testimony and exhibits:

- UGI Gas Statement No. 1 – Direct Testimony of Tracy A. Hazenstab.
- UGI Gas Statement No. 2 – Direct Testimony of Angelina M. Borelli, including UGI Gas Exhibits AMB-1 through AMB-7.
- UGI Gas Statement No. 3 – Direct Testimony of William J. McAllister, including UGI Gas Exhibit WJM-1.

19. UGI Gas Statement No. 4-S – Supplemental Direct Testimony of Megan Mattern, including UGI Gas Exhibit MM-1.

20. UGI Gas Statement No. 1-R – Rebuttal Testimony of Tracy A. Hazenstab.

21. UGI Gas Statement No. 2-R – Rebuttal Testimony of Angelina M. Borelli, including UGI Gas Exhibit AMB-1R.

22. UGI Gas Statement No. 3-R – Rebuttal Testimony of William J. McAllister, including UGI Gas Exhibit WJM-1R.

23. UGI Gas Statement No. 4-R – Rebuttal Testimony of Megan Mattern.

II. Testimony and Exhibits of I&E

24. I&E Statement No. 1 – Direct Testimony of Christopher Keller, including I&E Exhibit No. 1, and Appendix A.

25. I&E Statement No. 1-SR – Highly Confidential Surrebuttal Testimony of Christopher Keller, including Highly Confidential I&E Exhibit No. 1-SR.

III. Testimony and Exhibits of OCA

26. OCA Statement No. 1 – Direct Testimony of Jerome D. Mierzwa, including OCA Schedule JDM-1 and Schedule JDM-2, and a signed verification.

27. OCA Statement No. 1-R – Rebuttal Testimony of Jerome D. Mierzwa and a signed verification.

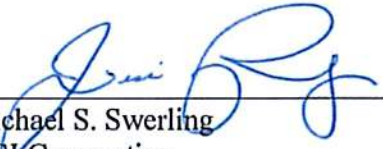
28. OCA Statement No. 1-S – Surrebuttal Testimony of Jerome D. Mierzwa and a signed verification.

29. Verifications for the testimony and exhibits of UGI Gas and I&E are attached hereto as **Appendices A and B**, respectively, whereas OCA’s verifications were attached to their pre-served testimony.

30. The admission by stipulation of the foregoing testimony and exhibits is subject to Commission approval of the Joint Petition For Settlement Of Section 1307(f) Rate Investigation filed concurrently with this Evidence Stipulation on August 16, 2019. The Joint Petitioners reserve their respective rights to submit additional testimony and to cross-examine witnesses in the event the Joint Petition For Settlement Of Section 1307(f) Rate Investigation is not approved.

WHEREFORE, the Joint Petitioners, by their respective counsel, respectfully request that Administrative Law Judge Benjamin J. Myers admit the foregoing testimony and exhibits into the record in this proceeding.

Respectfully submitted,

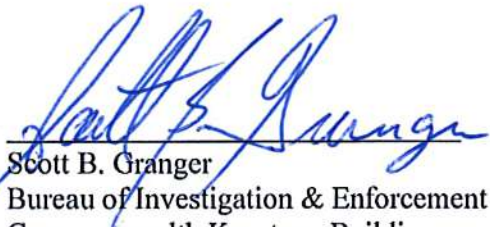


Michael S. Swerling
UGI Corporation
460 North Gulph Road
King of Prussia, PA 19406-2807

Date: 8/16/19

Jessica R. Rogers
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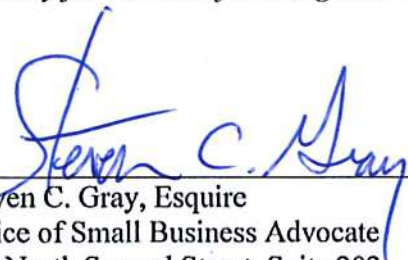
Attorneys for UGI Utilities Inc. – Gas Division



Scott B. Granger
Bureau of Investigation & Enforcement
Commonwealth Keystone Building
400 North Street, 2nd Floor West
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Date: 8/16/19

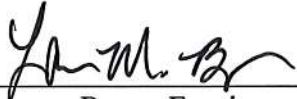
Attorney for Bureau of Investigation & Enforcement



Steven C. Gray, Esquire
Office of Small Business Advocate
300 North Second Street, Suite 202
Harrisburg, PA 17101

Date: 8/16/19

Counsel for the Office of Small Business Advocate



Lauren Burge, Esquire
J.D. Moore, Esquire
Office of Consumer Advocate
555 Walnut Street
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Harrisburg, PA 17101-1923

Counsel for the Office of Consumer Advocate

Date: 8/16/19



Pamela C. Polacek
Vasiliki Karandrikas
Errin McCaulley
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA 17108-1166

Counsel for the UGI Industrial Intervenors

Date: 8/16/2019

APPENDIX A

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	Docket Nos. R-2019-3009647
Office of Consumer Advocate, And	:	C-2019-3009778
Office of Small Business Advocate	:	C-2019-3010038
	:	
v.	:	
	:	
UGI Utilities, Inc. – Gas Division	:	

VERIFICATION

I, William J. McAllister, being a Principal Analyst – Rates for UGI Utilities, Inc., hereby state that the testimony set forth in UGI Gas Statement Nos. 3 and 3-R is true and correct to the best of my knowledge, information, and belief and that if asked orally at a hearing in this matter my answers would be as set forth therein. I am also sponsoring UGI Gas Exhibit WJM-1 and UGI Gas Exhibit WJM-1R. I hereby state that the aforementioned exhibits are true and correct to the best of my knowledge, information, and belief.

I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date:

July 29, 2019

William J. McAllister

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	Docket Nos. R-2019-3009647
Office of Consumer Advocate, And	:	C-2019-3009778
Office of Small Business Advocate	:	C-2019-3010038
	:	
v.	:	
	:	
UGI Utilities, Inc. – Gas Division	:	

VERIFICATION

I, Angelina M. Borelli, being the Director - Gas and Electric Supply for UGI Utilities, Inc., hereby state that the testimony set forth in UGI Statement Nos. 2 and 2-R is true and correct to the best of my knowledge, information and belief, and that if asked orally at a hearing in this matter, my answers would be as set forth therein. I further state that I am sponsoring certain portions of the Company's 2019 1307(f) filing (Book 2) and the preliminary supporting information filed on May 1, 2019 (Book 1), as shown on the Table of Contents and Witness Index and described in UGI Statement No. 2, and hereby state that they are true and correct to the best of my knowledge, information and belief.

Further, I state that I am sponsoring UGI Exhibit AMB-1, UGI Exhibit AMB-2, UGI Exhibit AMB-3, UGI Exhibit AMB-4, UGI Exhibit AMB-5, UGI Exhibit AMB-6, and UGI Exhibit AMB-7 that are attached to my direct testimony, as well as UGI Gas Exhibit AMB-1R attached to my rebuttal testimony, and hereby state that they are true and correct to the best of my knowledge, information and belief.

I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 7/26/19

Angeline Boulton

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	Docket Nos. R-2019-3009647
Office of Consumer Advocate, And	:	C-2019-3009778
Office of Small Business Advocate	:	C-2019-3010038
	:	
v.	:	
	:	
UGI Utilities, Inc. – Gas Division	:	

VERIFICATION

I, Tracy A. Hazenstab, a Senior Analyst – Rates of UGI Utilities, Inc., hereby state that the testimony set forth in UGI Gas Statement Nos. 1 and 1-R is true and correct to the best of my knowledge, information and belief, and that if asked orally at a hearing in this matter, my answers would be as set forth therein. I further state that I am sponsoring certain portions of the Company's 2019 1307(f) filing (Book 2) and the preliminary supporting information filed on May 1, 2019 (Book 1), as shown on the Table of Contents and Witness Index and described in UGI Gas Statement No. 1, and hereby state that they are true and correct to the best of my knowledge, information and belief.

I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date:

July 29, 2019

Tracy A. Hazenstab

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	Docket Nos. R-2019-3009647
Office of Consumer Advocate, And	:	C-2019-3009778
Office of Small Business Advocate	:	C-2019-3010038
	:	
v.	:	
	:	
UGI Utilities, Inc. – Gas Division	:	

VERIFICATION

I, Megan Mattern, being the Controller and Principal Accounting Officer of UGI Utilities, Inc., hereby state that the testimony set forth in UGI Gas Statement Nos. 4-S and 4-R is true and correct to the best of my knowledge, information, and belief and that if asked orally at a hearing in this matter my answers would be as set forth therein. I am also sponsoring UGI Gas Exhibit MM-1. I hereby state that the aforementioned exhibit is true and correct to the best of my knowledge, information, and belief.

I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 7/26/19



APPENDIX B

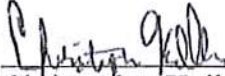
**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PENNSYLVANIA PUBLIC UTILITY COMMISSION	:	
V.	:	
	:	
	:	Docket No. R-2019-3009647
	:	
UGI UTILITIES, INC. – GAS DIVISION	:	

**WITNESS VERIFICATION
THE BUREAU OF INVESTIGATION AND ENFORCEMENT**

I, Christopher Keller, on behalf of the Bureau of Investigation and Enforcement, hereby verify that the documents preliminarily identified as:

I&E Statement No. 1, I&E Exhibit No. 1, I&E Statement No. 1-SR NON-PROPRIETARY, I&E Exhibit No. 1-SR NON-PROPRIETARY, I&E Statement No. 1-SR PROPRIETARY, and, I&E Exhibit No. 1-SR PROPRIETARY were prepared by me or under my direct supervision and control. Furthermore, the facts contained therein are true and correct to the best of my knowledge, information and belief and I expect to be able to prove the same at an Evidentiary Hearing in this matter. This Verification is made subject to the penalties of 18 Pa. C.S. § 4904 relating to unsworn falsification to authorities.



Christopher Keller
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement

Dated: July 30, 2019

CERTIFICATE OF SERVICE

(Docket No. R-2019-3009647)

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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(Expert Witness for OCA)

Date: August 16, 2019



Jessica R. Rogers