



COMMONWEALTH OF PENNSYLVANIA

June 8, 2022

**E-FILED**

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

**Re: Pennsylvania Public Utility Commission v. PECO Energy Company – Gas  
Division / Docket No. R-2022-3032250**

Dear Secretary Chiavetta:

Enclosed for filing please find the Prehearing Memorandum, on behalf of the Office of Small Business Advocate (“OSBA”), in the above-captioned proceeding.

Copies will be served on all known parties in this proceeding, as indicated on the attached Certificate of Service.

If you have any questions, please do not hesitate to contact me.

Sincerely,

/s/ Steven C. Gray

Steven C. Gray  
Senior Supervising  
Assistant Small Business Advocate  
Attorney ID No. 77538

cc: Robert D. Knecht  
Parties of Record

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>Pennsylvania Public Utility Commission</b>	:	
	:	
v.	:	<b>Docket No. R-2022-3032250</b>
	:	
<b>PECO Energy Company- Gas Division</b>	:	

**PREHEARING MEMORANDUM  
OF THE OFFICE OF SMALL BUSINESS ADVOCATE**

**I. INTRODUCTION**

The Office of Small Business Advocate (“OSBA”) is authorized to represent the interests of small business customers of utility services before the Pennsylvania Public Utility Commission (“Commission”) pursuant to the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 – 399.50 (“the Act”). In order to discharge this statutory duty, the Small Business Advocate deems it necessary to participate as a party to these proceedings. Representing the OSBA in the above-referenced matter is Assistant Small Business Advocate Steven C. Gray. Please address all correspondence in that matter as follows:

Steven C. Gray, Esq.  
Senior Supervising  
Assistant Small Business Advocate  
Office of Small Business Advocate  
555 Walnut Street  
Forum Place, 1<sup>st</sup> Floor  
Harrisburg, PA 17101  
(717) 783-2525  
(717) 783-2831 (fax)  
[sgray@pa.gov](mailto:sgray@pa.gov)

## **II. FILING BACKGROUND**

On May 31, 2022, pursuant to Section 1307(f) of the Public Utility Code, PECO Energy Company – Gas Division (“PECO” or the “Company”) submitted the Company’s annual Purchased Gas Cost (“PGC”) rate filing.

The Office of Small Business Advocate (“OSBA”) filed a Complaint on June 7, 2022.

## **III. IDENTIFICATION OF WITNESS AND TENTATIVE ISSUES**

Assisting in the development and presentation of the OSBA’s case in this proceeding will be:

Mr. Robert D. Knecht  
Industrial Economics, Incorporated  
5 Plymouth Road  
Lexington, MA 02421  
[RDK@indecon.com](mailto:RDK@indecon.com)

The OSBA will participate in this proceeding to assure that the interests of small business customers are adequately represented and protected.

At the time of this writing, the OSBA is still reviewing the materials submitted by PECO. Nevertheless, the OSBA has identified the following list of issues that it will evaluate in this proceeding:

1. Whether the Company’s actual and forecast lost and unaccounted-for gas rates are reasonable.
2. Whether the Company’s gas price hedging strategy is reasonable.
3. Whether the Company’s design day demand forecasting and peak day capacity requirements are reasonable.

The OSBA reserves the right to pursue additional issues that may arise throughout this proceeding.

## **IV. SERVICE OF DOCUMENTS**

In accordance with 52 Pa. Code § 1.54(b)(3)(i), the OSBA agrees to accept electronic mail delivery of documents on the due date<sup>1</sup> as satisfying the in-hand requirement. At the time of this writing, hard copy delivery of documents to the OSBA is not possible. The OSBA requests that email delivery of documents also be provided to its witnesses identified above.

In addition to email copies of pleadings, briefs, and exceptions, the OSBA requests email copies of responses to discovery propounded by the OSBA or any other party.

**V. SETTLEMENT**

The OSBA notes its willingness to enter into settlement discussions at the appropriate phase of this proceeding.

**VI. HEARING AND BRIEFING SCHEDULE**

At the time of this writing, the parties are working to develop a procedural schedule.

Respectfully submitted,

/s/ Steven C. Gray

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Steven C. Gray, Esq.  
Senior Supervising  
Assistant Small Business Advocate  
Attorney ID # 77538

Office of Small Business Advocate  
555 Walnut Street  
Forum Place, 1<sup>st</sup> Floor  
Harrisburg, PA. 17101  
(717) 783-2525  
(717) 783-2831 (fax)

Dated: June 8, 2022

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<sup>1</sup> In accordance with 52 Pa. Code § 1.56(a)(5), documents must be received by 4:30 pm.

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**PENNSYLVANIA PUBLIC UTILITY  
COMMISSION**

v.

**PECO ENERGY COMPANY – GAS  
DIVISION**

:  
:  
:  
: **DOCKET NO. R-2022-3032250**  
:  
:  
:

**CERTIFICATE OF SERVICE**

I hereby certify that true and correct copies of the foregoing have been served via email (*unless other noted below*) upon the following persons, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

Administrative Law Judge Darlene Heep  
Pennsylvania Public Utility Commission  
Office of Administrative Law Judge  
801 Market Street, Suite 4063  
Philadelphia, PA 19107  
[dheep@pa.gov](mailto:dheep@pa.gov)  
Shalea Delvillar, [sdelvillar@pa.gov](mailto:sdelvillar@pa.gov)

Aron J. Beatty, Esquire  
David T. Evrard, Esquire  
Office of Consumer Advocate  
555 Walnut Street, 5th Floor  
Harrisburg, PA 17101  
[abeatty@paoca.org](mailto:abeatty@paoca.org)  
[devrard@paoca.org](mailto:devrard@paoca.org)  
(*Counsel for OCA*)

Carrie B. Wright, Esquire  
Bureau of Investigation & Enforcement  
400 North Street  
Commonwealth Keystone Building  
Harrisburg, PA 17120  
[carwright@pa.gov](mailto:carwright@pa.gov)  
(*Counsel for BIE*)

Courtney L. Schultz, Esquire  
Shane P. Simon, Esquire  
PECO Energy Company  
1500 Market Street, 38th Floor  
Philadelphia, PA 19102  
[Courtney.schultz@saul.com](mailto:Courtney.schultz@saul.com)  
[Shane.simon@saul.com](mailto:Shane.simon@saul.com)

Brandon J. Pierce, Esq.  
Jack R. Garfinkle, Esq.  
PECO Energy Company  
2301 Market Street, S23-1  
Philadelphia, PA 19103  
[Jack.garfinkle@exeloncorp.com](mailto:Jack.garfinkle@exeloncorp.com)  
[brandon.pierce@exeloncorp.com](mailto:brandon.pierce@exeloncorp.com)

Jo-Anne S. Thompson, Esq.  
Adeolu A. Bakare, Esq.  
Charis Mincavage, Esq.  
McNees Wallace & Nurick LLC  
100 Pine Street  
P.O. Box 1166  
Harrisburg, PA 17108  
[jthompson@mcneeslaw.com](mailto:jthompson@mcneeslaw.com)  
[abakare@mcneeslaw.com](mailto:abakare@mcneeslaw.com)  
[cmincavage@mcneeslaw.com](mailto:cmincavage@mcneeslaw.com)

DATE: June 8, 2022

/s/ Steven C. Gray

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Steven C. Gray  
Senior Supervising  
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Attorney ID No. 77538