



COMMONWEALTH OF PENNSYLVANIA

August 12, 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. Leatherstocking Gas Company, LLC
/ Docket No.: R-2022-3032764**

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/ Sharon E. Webb

Sharon E. Webb
Assistant Small Business Advocate
Attorney ID No. 73995

Enclosures

cc: Parties of Record
Kevin C. Higgins

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
	:	
v.	:	Docket Nos. R-2022-3032764
	:	
Leatherstocking Gas Company LLC	:	

**OFFICE OF SMALL BUSINESS ADVOCATE
PREHEARING MEMORANDUM**

I. INTRODUCTION

The Office of Small Business Advocate (“OSBA”) is authorized to represent the interests of small business consumers of utility services before the Pennsylvania Public Utility 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 this proceeding. Representing the OSBA in this matter is Sharon E. Webb, Assistant Small Business Advocate. Please address all correspondence as follows:

Sharon E. Webb
Assistant Small Business Advocate
Office of Small Business Advocate
555 Walnut Street, 1st Floor
Harrisburg, PA 17101
(717) 783-2525
(717) 783-2831 (fax)
swebb@pa.gov

II. IDENTIFICATION OF WITNESSES AND TENTATIVE ISSUES

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

Mr. Kevin C. Higgins
Energy Strategies LLC
111 East Broadway, Suite 1200
Salt Lake City, Utah 84111
(801) 355-4365
(801) 521-9142 – Fax
khiggins@energystrat.com

The OSBA requests that all parties serve copies of all documents, including discovery, testimony and briefs, upon Mr. Higgins, simultaneously with service upon the OSBA. The OSBA anticipates that it will present testimony by Mr. Higgins.

The OSBA will participate in the proceeding to assure that the interests of small business customers are adequately represented and protected. The OSBA has identified the following issues:

1. Whether the rates, terms, and other provisions of Supplement No. 17 to Tariff Gas - Pa. P.U.C. No. 1 ("Supplement No. 17")--which was filed on July 1, 2022, by Leatherstocking Gas Company LLC ("Leatherstocking" or "Company") - would result in the implementation of rates which would be unjust, unreasonable, unduly discriminatory and otherwise contrary to law, particularly as they pertain to small business customers.
2. Whether the materials filed by the Company are sufficient to justify the rate increase requested, particularly as pertains to small business customers.
3. Whether the Company's requested return on common equity will provide an excessive return on the Company's investments and is unjust, unreasonable and contrary to law.

As appropriate and necessary, the OSBA will investigate and analyze the claims of all parties, setting forth the OSBA's positions through the presentation of testimony by its expert witness, the cross-examination of witnesses appearing for other parties, and the briefing of the issues that arise in this proceeding.

The OSBA reserves the right to pursue additional issues as they arise throughout the proceeding.

III. HEARING AND BRIEFING SCHEDULE

The OSBA will work with the other parties to create a mutually acceptable procedural schedule in this matter.

Respectfully submitted,

/s/ Sharon E. Webb

Sharon E. Webb
Assistant Small Business Advocate
Attorney ID No. 73995

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Harrisburg, PA 17101
(717) 783-2525
(717) 783-2831 (fax)

Dated: August 12, 2022

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PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
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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).

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DATE: August 12, 2022

/s/ Sharon E. Webb

Sharon E. Webb
Assistant Small Business Advocate
Attorney ID No. 73995