BEFORE THE

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility Commission :

:

v. : R-2022-3034229

: P-2022-3034264

Philadelphia Gas Works :

# **PREHEARING CONFERENCE ORDER**

History

On August 2, 2022, Philadelphia Gas Works (PGW), Utility Code 125042, filed Supplement No. 152 to Gas Service Tariff - Pa. P.U.C. No. 2 to become effective

October 1, 2022, and a Petition for Approval on Less than Statutory Notice of Tariff Supplement Revising Weather Normalization Adjustment. The tariff supplement proposed changes would add a control cap to PGW’s Weather Normalization Adjustment (WNA) Clause so that its customers would not be billed a WNA charge or credit greater than 25% of total delivery charge excluding the WNA.

On August 22, 2022, the Office of Consumer Advocate (OCA) filed an Answer to the filings. The OCA stated that PGW did not provide evidence as to how it determined that a 25% cap was the appropriate level of protection for customers. The OCA also stated that the only reasonable approach is to suspend the WNA mechanism until a revised formula, free from its current defects, can be developed.

Pursuant to the Public Utility Code, 66 Pa. C.S. § 1308(b), by Order dated September 15, 2022, the Commission suspended the proceedings until April 1, 2023 and sent the matter to the Office of Administrative Law Judge for evidentiary hearings and a Recommended Decision. The matter was assigned to Administrative Law Judge Marta Guhl.

A telephonic prehearing conference in this matter is scheduled to be held on Wednesday, September 28, 2022 10:00 a.m. To participate in the prehearing conference, the parties must contact the Toll-free Bridge Number **866-675-3641** and then enter the Passcode Participant Number **37082098** to join the conference.

**Discussion**

The Commission's regulation concerning prehearing conferences in rate proceedings is located at 52 Pa.Code §5.224. We will discuss the following:

1) A proposed plan and schedule of discovery;

2) Possibility of settlement;

3) Issues;

4) Amount of hearing time needed;

5) Witnesses;

6) Schedule for submission of testimony, hearings and briefs;

7) Whether public input hearings are necessary and proposed dates; and

8) Any other appropriate matter.

Counsel should submit a prehearing memorandum addressing the agenda items on or before noon on Tuesday, September 27, 2022. Counsel can e-mail the memoranda to the presiding officer and the other counsel.

The following is a proposed schedule for hearings and briefs:

Hearings for cross-examination of all Week of November 14, 2022

witnesses, oral Rebuttal/Surrebuttal

Close of Record Monday, November 21, 2022

Main Briefs Due Monday, December 12, 2022

Reply Briefs Due Thursday, December 22, 2022

Public Meeting March 16, 2023

End of Suspension Period April 1, 2023

Any documents filed in this proceeding should be served on the presiding officer via electronic mail and on any active parties. 52 Pa.Code § 1.54(a) and (d).

Since documents can be submitted to the presiding officer and the participants by e-mail, available e-mail addresses will be included on the counsel service list. Please check the list for omissions and errors and contact our office to make corrections. My e-mail address is mguhl@pa.gov. My legal assistant’s, Athena Delvillar, email address is sdelvillar@pa.gov.

# ORDER

THEREFORE,

IT IS ORDERED:

1. That the parties shall comply with the procedural rules and regulations discussed herein.

Date: September 19, 2022 /s/

Marta Guhl

Administrative Law Judge

**R-2022-3034229 - Supplement No. 152 To Gas Service Tariff – Pa. P.U.C. of Philadelphia Gas Works**   
  
**P-2022-3034264 – Petition of Philadelphia Gas Works for Approval on Less than Statutory Notice of Tariff Supplement Revising Weather Normalization Adjustment**

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