



McNees Wallace & Nurick LLC  
100 Pine Street  
P.O. Box 1166  
Harrisburg, PA 17108-1166

**Charis Mincavage**  
Direct Dial: 717.237.5437  
Direct Fax: 717.260.1725  
cmincavage@mcneelaw.com

January 12, 2022

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2<sup>nd</sup> Floor  
Harrisburg, PA 17120

**VIA ELECTRONIC FILING**

**RE: Pennsylvania Public Utility Commission v. Philadelphia Gas Works; Docket No. R-2022-3036472**

Dear Secretary Chiavetta:

Attached for filing with the Pennsylvania Public Utility Commission is the Prehearing Memorandum of the Philadelphia Industrial and Commercial Gas Users Group ("PICGUG"), in the above-referenced proceedings.

As evidenced by the attached Certificate of Service, all parties to this proceeding are being duly served with a copy of this document. Thank you.

Sincerely,

A handwritten signature in black ink that reads 'Charis Mincavage'.

Charis Mincavage  
MCNEES WALLACE & NURICK LLC

c: Marta Guhl, Administrative Law Judge (via e-mail)  
Athena DelVillar Legal Assistant (via e-mail)  
Certificate of Service

## CERTIFICATE OF SERVICE

I hereby certify that I am this day serving a true copy of the foregoing document upon the participants listed below in accordance with the requirements of 52 Pa. Code Section 1.54 (relating to service by a participant).

### VIA E-MAIL

Daniel Clearfield, Esq.  
Carl Shultz, Esq.  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8<sup>th</sup> Floor  
Harrisburg, PA 17101  
[dclearfield@eckertseamans.com](mailto:dclearfield@eckertseamans.com)  
[cshultz@comcast.net](mailto:cshultz@comcast.net)

Craig W. Berry, Esq.  
Philadelphia Gas Works  
800 W. Montgomery Avenue  
Philadelphia, PA 19122  
[craig.berry@pgworks.com](mailto:craig.berry@pgworks.com)

Dennis A. Whitaker, Esq.  
Kevin J. McKeon, Esq.  
Todd S. Stewart, Esq.  
Hawke McKeon & Sniscak LLP  
100 N. 10th Street  
Harrisburg, PA 17101  
[dawhitaker@hmslegal.com](mailto:dawhitaker@hmslegal.com)  
[kjmckeon@hmslegal.com](mailto:kjmckeon@hmslegal.com)  
[tsstewart@hmslegal.com](mailto:tsstewart@hmslegal.com)

Andrew J. Zerby, Esq.  
Aron J. Beatty, Esq.  
Harrison W. Breitman, Esq.  
Office of Consumer Advocate  
555 Walnut Street  
5<sup>th</sup> Floor, Forum Place  
Harrisburg, PA 17101-1923  
[azerby@paoca.org](mailto:azerby@paoca.org)  
[abeatty@paoca.org](mailto:abeatty@paoca.org)  
[hbreitman@paoca.org](mailto:hbreitman@paoca.org)



---

Charis Mincavage

Counsel to the Philadelphia Industrial and  
Commercial Gas Users Group

Dated this 12<sup>th</sup> day of January, 2023, at Harrisburg, Pennsylvania

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
	:	
v.	:	Docket No. R-2022-3036472
	:	
Philadelphia Gas Works	:	

---

**PREHEARING MEMORANDUM OF THE  
PHILADELPHIA INDUSTRIAL AND COMMERCIAL GAS USERS GROUP**

---

Pursuant to the January 5, 2023, Prehearing Conference Order issued by Administrative Law Judge ("ALJ") Marta Guhl, the Philadelphia Industrial and Commercial Gas Users Group ("PICGUG") hereby submits this Prehearing Memorandum in the above-captioned proceeding.

**I. HISTORY OF THE PROCEEDING**

On November 1, 2022, Philadelphia Gas Works ("PGW") submitted Supplement No. 156 to its Gas Service Tariff Pa. P.U.C. No. 2, to become effective on January 1, 2023. On November 11, 2022, Grays Ferry Cogeneration Partnership and Vicinity Energy Philadelphia Inc., filed formal complaints to Supplement No. 156 at Docket Numbers C-2022-3036783 and C-2022-3036774, respectively, opposing PGW's tariff filing. On December 22, 2022, the Commission issued an Order temporarily approving Supplement No. 156 and assigning the matter to the Office of Administrative Law Judge. A Prehearing Conference has been scheduled in this proceeding for January 13, 2023.

## **II. COUNSEL**

PICGUG is represented in this matter by:

Charis Mincavage (Pa. I.D. 82039)  
Adeolu A. Bakare (Pa. I.D. 208541)  
Sarah Hibbert (Pa. I.D. 329068)  
McNEES WALLACE & NURICK LLC  
100 Pine Street  
P.O. Box 1166  
Harrisburg, PA 17108-1166  
Phone: (717) 232-8000  
Fax: (717) 237-5300  
[cmincavage@mcneeslaw.com](mailto:cmincavage@mcneeslaw.com)  
[abakare@mcneeslaw.com](mailto:abakare@mcneeslaw.com)  
[shibbert@mcneeslaw.com](mailto:shibbert@mcneeslaw.com)

## **III. ANTICIPATED ISSUES AND SUB-ISSUES**

Because Grays Ferry Cogeneration Partnership and Vicinity Energy Philadelphia, Inc. (collectively, "Vicinity") have filed a Joint Petition for Leave to Withdraw their Formal Complaints ("Joint Petition"), PICGUG does not have any issues to pursue at this time.

## **IV. PROPOSED WITNESSES**

In light of the aforementioned Joint Petition, PICGUG does not expect to call any witnesses in this proceeding.

**V. HEARINGS, DISCOVERY, AND SETTLEMENT**

In light of the aforementioned Joint Petition, PICGUG would work amicably with the parties to determine whether any evidentiary hearings or settlement are necessary or viable in this proceeding, as well as determine a plan of discovery if needed.

Respectfully submitted,

McNEES WALLACE & NURICK LLC

By 

---

Charis Mincavage (Pa. I.D. 82039)

Adeolu A. Bakare (Pa. I.D. 208541)

Sarah Hibbert (Pa. I.D. 329068)

100 Pine Street

P.O. Box 1166

Harrisburg, PA 17108-1166

Phone: (717) 232-8000

Fax: (717) 237-5300

[cmincavage@mcneeslaw.com](mailto:cmincavage@mcneeslaw.com)

[abakare@mcneeslaw.com](mailto:abakare@mcneeslaw.com)

[shibbert@mcneeslaw.com](mailto:shibbert@mcneeslaw.com)

Counsel to the Philadelphia Industrial  
and Commercial Gas Users Group

Dated: January 12, 2023