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March 7, 2023

VIA ELECTRONIC FILING

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

RE: Pennsylvania Public Utility Commission, et al. v. Philadelphia Gas Works 1307(f);
Docket Nos. R-2023-3038069 and C-2023-3038722; **PREHEARING
CONFERENCE MEMORANDUM OF GRAYS FERRY COGENERATION
PARTNERSHIP AND VICINITY ENERGY PHILADELPHIA, INC.**

Dear Secretary Chiavetta:

Enclosed for filing with the Commission is the Prehearing Conference Memorandum of Grays Ferry Cogeneration Partnership and Vicinity Energy Philadelphia, Inc. (collectively "Vicinity"). A copy of this Prehearing Memorandum has been served as indicated on the attached Certificate of Service.

Thank you for your attention to this matter. If you have any questions, please feel free to contact me.

Very truly yours,

Dennis A. Whitaker
Kevin J. McKeon
Todd S. Stewart
*Counsel for Grays Ferry Cogeneration
Partnership and Vicinity Energy
Philadelphia, Inc.*

TSS/jld

Enclosure

cc: Administrative Law Judge Arlene Ashton (via email – aashton@pa.gov)
Per Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party)

VIA ELECTRONIC MAIL ONLY

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*Counsel for the Philadelphia Industrial and
Commercial Gas Users Group*



DATED: March 7, 2022

Todd S. Stewart

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	Docket Nos. R-2023-3038069
Office of Consumer Advocate	:	C-2023-3038375
Office of Small Business Advocate	:	C-2023-3038286
Grays Ferry Cogeneration Partnership and	:	C-2023-3038722
Vicinity Energy Philadelphia, Inc.	:	
	:	
v.	:	
	:	
Philadelphia Gas Works	:	

**PREHEARING CONFERENCE MEMORANDUM
OF GRAYS FERRY COGENERATION PARTNERSHIP
AND VICINITY ENERGY PHILADELPHIA, INC.**

TO THE HONORABLE ARLENE ASHTON, PRESIDING ADMINISTRATIVE LAW JUDGE:

NOW COME, Grays Ferry Cogeneration Partnership and Vicinity Energy Philadelphia, Inc. (collectively "Vicinity") and submits this Prehearing Conference Memorandum in anticipation of the Prehearing Conference currently scheduled for Thursday, March 9, 2023, at 1:00 PM before Presiding Administrative Law Judge Arlene Ashton.

I. ISSUES

Vicinity is the largest customer on the PGW system and has been involved in litigation with Philadelphia Gas Works since October 2021 regarding the appropriate rates to be charged to Vicinity at the conclusion of a 25-year contract for service that predates PGW becoming subject to Commission regulation. That contract has expired, and the issue of the appropriate rates is pending before the Commission. Vicinity's primary issue is to ensure that it is not subjected to

rates that are neither just nor reasonable, including rates for sales service and rates for capacity which it currently purchases from PGW. Vicinity reserves the right to appropriately address additional issues that may arise in the course of litigation.

II. PROPOSED WITNESS

Vicinity expects to call James Crist as its witness. Vicinity reserves the right to call additional witness as may be necessary, upon notice to Your Honor and the other parties: Mr. Crist's information is:

James L. Crist
Lumen Group
4226 Yarmouth Drive, Suite 101
Allison Park, PA 15101
412-487-9708
jlcrist@aol.com

III. DISCOVERY

Vicinity has no particular discovery plan or modifications to propose but as a general matter is amenable to the sorts of modifications ordinarily proposed in these proceedings to expedite the discovery process.

IV. HEARING TIME

Based upon the number of parties and expected witnesses, two days of hearings should be sufficient.

V. SCHEDULE

Appended to the Prehearing Conference Order was a proposed schedule for this proceeding, beginning with hearings. That schedule is acceptable to Vicinity. Vicinity will work with the other parties to establish a schedule for Your Honor's consideration for the submission of testimony.

VI. CONCLUSION

Accordingly, Vicinity hereby submits its Prehearing Conference Memorandum as required by Your Honor's Prehearing Conference Order dated March 2, 2023.

Respectfully submitted,

A handwritten signature in blue ink, appearing to be 'Dennis A. Whitaker', written over the text 'Respectfully submitted,'.

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DATED: March 7, 2023