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Via E-File

October 21, 2024

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street, Second Floor
Harrisburg, PA 17120

**Re: *Pennsylvania Public Utility Commission, Bureau of
Investigation and Enforcement v. Columbia Gas of
Pennsylvania, Inc.***
Docket No. C- 2024-3050579

Dear Secretary Chiavetta:

Enclosed for filing in the referenced matter please find Columbia Gas of Pennsylvania, Inc.'s Prehearing Memorandum.

Please do not hesitate to contact the undersigned if you have any questions.

Very truly yours,


Theodore J. Gallagher

enclosure

cc: Certificate of Service (w/enc.)
ALJ Conrad A. Johnson (w/enc.)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation	:	
& Enforcement	:	
	:	Docket No. C-2024-3050579
v.	:	
	:	
Columbia Gas of Pennsylvania, Inc.	:	

**PREHEARING MEMORANDUM OF
COLUMBIA GAS OF PENNSYLVANIA, INC.**

TO: ADMINISTRATIVE LAW JUDGE CONRAD A. JOHNSON:

Pursuant to 52 Pa. Code § 5.222(d), Columbia Gas of Pennsylvania, Inc. (“Columbia” or “Company”) hereby submits this Prehearing Conference Memorandum in advance of the prehearing conference scheduled for October 22, 2024.

I. HISTORY OF THIS PROCEEDING

On or about August 6, 2024, the Commission’s Bureau of Investigation & Enforcement (“I&E”) filed a formal complaint related to damage by a Columbia contractor to a mismarked sewer line that occurred on or about May 3, 2022. As recited in the complaint, “Northern Pipeline Construction (“NPL”) was excavating with a backhoe to install a new 4-inch gas main on behalf of Columbia Gas ... when it struck a mismarked three-quarter inch copper water line belonging to the Municipal Authority of Westmoreland County.” Complaint at ¶ 21. I&E alleges that the incident occurred because Columbia did not employ the proper levels of subsurface utility engineering when it designed the project in violation of Section 181.1(1) of the PA One Call Law and that Columbia violated Section 184 of the PA One Call Law by failing to use best efforts to

comply with the Common Ground Alliance Best Practices. The Commission served the Complaint upon Columbia on August 6, 2024, and Columbia filed its answer on August 20, 2024 (Efile confirmation #2654093) in which the Company denied the violations that I&E alleged in its formal complaint.

On August 29, 2024, the Honorable Administrative Law Judge Conrad A. Johnson issued a Prehearing Conference Order, directing that the parties file prehearing memoranda and discuss the potential for settlement in advance of the October 22, 2024.

The parties reached settlement of this case on October 16, 2024.

II. SERVICE OF DOCUMENTS

Columbia's attorney in this proceeding is:

Theodore J. Gallagher, Esquire
121 Champion Way, Suite 100
Canonsburg, PA 15317
Phone: 724-809-0525
E-mail: tjgallagher@nisource.com

Columbia requests that Theodore J. Gallagher be listed as the recipient for service.

Columbia agrees to receive service of documents electronically in this proceeding.

III. WITNESSES AND ISSUES

Since the parties have reached a settlement in this case, the Company does not expect to present witnesses.

IV. PROCEDURAL SCHEDULE

Since the parties have reached a settlement in this case, Columbia is not currently suggesting a schedule for the submission of testimony, hearings, or briefs.

V. DISCOVERY

Since the parties have reached a settlement in this case, Columbia does not anticipate that

the parties will engage in discovery.

VI. SETTLEMENT

As noted above, the parties have reached a settlement in this matter.

Respectfully submitted,



Theodore J. Gallagher (ID # 90842)
121 Champion Way, Suite 100
Canonsburg, PA 15317
Phone: 724-416-6355
E-mail: tjgallagher@nisource.com

Date: October 21, 2024

*Attorney for Columbia Gas of
Pennsylvania, Inc.*

CERTIFICATE OF SERVICE

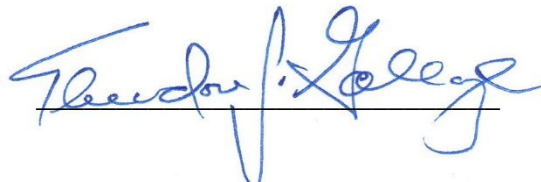
I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

**VIA FIRST CLASS MAIL
and EMAIL**

Grant Rosul
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
400 North Street
Harrisburg, PA 17120
grosul@pa.gov

Michael L. Swindler
Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
400 North Third Street
Harrisburg, PA 17120
mwindler@pa.gov

Date: October 21, 2024

A handwritten signature in blue ink, appearing to read "Theodore F. Geary", written over a horizontal line.