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File #: 215014

May 20, 2026

VIA ELECTRONIC FILING

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17101

Re: Application of UGI Utilities, Inc. for (1) Certificate of Public Convenience Evidencing Approval Under 66 Pa.C.S. §§1102(a)(3) and 1103(a) for the Transfer of the Auburn City Gate Station, Located in Auburn Township, Susquehanna County, Pennsylvania, to UGI Auburn Gathering, LLC, an Affiliate of UGI Utilities, Inc.; (2) Approval of the Proposed Transfer of the Auburn City Gate Station Pursuant to 66 Pa.C.S. §2102(b); and (3) Approval of a Modification of an Existing Affiliated Interest Agreement Pursuant to 66 Pa.C.S. §2103.

Docket No. A-2026-3060375

Docket No. G-2026-3060435

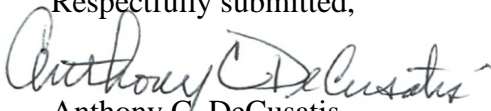
Docket No. G-2026-3060551

Dear Secretary Homsher:

Enclosed for filing is the above-captioned Petition of UGI Utilities, Inc. – Gas Division: (1) For Leave to Withdraw its Preliminary Objections and Its Motion for Leave and Answer Filed in Response to the Petition to Intervene and Protest of BKV Operating, LLC; and (2) to Transfer this Matter to the Pennsylvania Public Utility Commission’s Bureau of Technical Utility Services in the above-referenced transactions.

Copies will be provided per the attached Certificate of Service.

Respectfully submitted,


Anthony C. DeCusatis

ADC/sll

Matthew L. Homsher, Secretary
May 20, 2026
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Enclosures

cc: Certificate of Service

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).

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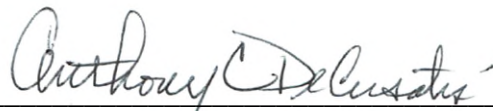
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Date: May 20, 2026



Anthony C. DeCusatis

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

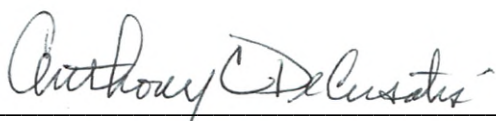
Application of UGI Utilities, Inc. for: :
(1) Certificate of Public Convenience :
Evidencing Approval Under 66 Pa.C.S. :
§§1102(a)(3) and 1103(a) for the Transfer of :
the Auburn City Gate Station, Located in :
Auburn Township, Susquehanna County, : Docket No. A-2026-3060375
Pennsylvania, to UGI Auburn Gathering, : Docket No. G-2026-3060435
LLC, an Affiliate of UGI Utilities, Inc.; : Docket No. G-2026-3060551
:
(2) Approval of the Proposed Transfer of the :
Auburn City Gate Station Pursuant to 66 :
Pa.C.S. §2102(b); and :
:
(3) Approval of a Modification of an Existing :
Affiliated Interest Agreement Pursuant to 66 :
Pa.C.S. §2103. :
:

NOTICE TO PLEAD

YOU ARE HEREBY ADVISED THAT PURSUANT TO 52 PA. CODE §5.101(B) YOU MAY FILE AN ANSWER TO THE ENCLOSED PETITION WITHIN TWENTY (20) DAYS OF THE DATE OF SERVICE HEREOF. YOUR ANSWER MUST BE FILED WITH THE SECRETARY OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION, P.O. 3265, HARRISBURG, PA 17105-3265. COPIES SHOULD BE SERVED ON THE UNDERSIGNED, OTHER PARTIES, AND THE ADMINISTRATIVE LAW JUDGE.

Respectfully submitted,

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Attorneys for UGI Utilities Inc.

Date: May 20, 2026

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of UGI Utilities, Inc. for:	:	
	:	
(1) Certificate of Public Convenience	:	
Evidencing Approval Under 66 Pa.C.S.	:	
§§1102(a)(3) and 1103(a) for the Transfer of	:	
the Auburn City Gate Station, Located in	:	
Auburn Township, Susquehanna County,	:	
Pennsylvania, to UGI Auburn Gathering,	:	
LLC, an Affiliate of UGI Utilities, Inc.;	:	Docket No. A-2026-3060375
	:	Docket No. G-2026-3060435
(2) Approval of the Proposed Transfer of the	:	Docket No. G-2026-3060551
Auburn City Gate Station Pursuant to 66	:	
Pa.C.S. §2102(b); and	:	
	:	
(3) Approval of a Modification of an	:	
Existing Affiliated Interest Agreement	:	
Pursuant to 66 Pa.C.S. §2103.	:	

**PETITION OF UGI UTILITIES, INC. – GAS DIVISION: (1) FOR LEAVE TO
WITHDRAW ITS PRELIMINARY OBJECTIONS AND ITS MOTION FOR LEAVE
AND ANSWER FILED IN RESPONSE TO THE PETITION TO INTERVENE AND
PROTEST OF BKV OPERATING, LLC.; AND (2) TO TRANSFER THIS MATTER
TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION’S BUREAU OF
TECHNICAL UTILITY SERVICES**

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

I. SUMMARY AND OVERVIEW

1. UGI Utilities, Inc. – Gas Division (“UGI Gas”) hereby petitions: (1) for leave to withdraw the Preliminary Objections it filed on March 27, 2026, in response to the Petition to Intervene and Protest (“Petition and Protest”) of BKV Operating, LLC (“BKV”);¹ (2) for leave to

¹ 52 Pa. Code § 5.94(a) provides:

Except as provided in subsection (b), a party desiring to withdraw a pleading in a contested proceeding may file a petition for leave to withdraw the appropriate document with the Commission and serve it upon the other parties. The petition must set forth the reasons for the withdrawal. A party may object to the petition

withdraw the Motion for Leave to Answer BKV’s Petition to Intervene and Protest, filed on March 30, 2026 (“Motion”); (3) for leave to withdraw the corresponding Answer, filed on March 30, 2026 (together with the Motion, “Motion for Leave and Answer”); and (4) to transfer this matter to the Pennsylvania Public Utility Commission’s (“Commission”) Bureau of Technical Utility Services.

2. UGI Gas is filing this Petition because a settlement has been achieved between BKV and parties in two proceedings at the Federal Energy Regulatory Commission (“FERC”) initiated by the filing, on October 10, 2025, of the *Joint Abbreviated Application of UGI Auburn, LLC and UGI Auburn Gathering, LLC for Certificate of Public Convenience and Necessity, Blanket Certificates and Request for Waivers* at FERC Docket No. CP26-9 (“Abbreviated FERC Application”), and initiated by the filing, on October 14, 2025, of a separate application in FERC Docket No. CP26-10 (collectively, “FERC Proceedings”).² The settlement between the parties to the FERC Proceedings also settled issues that were raised by BKV in opposition to the UGI Gas application (“UGI Gas Application”) in this proceeding.

3. Additionally, BKV is filing a Notice of Withdrawal of the Protest it filed on March 9, 2026, in the above-referenced proceeding. Section 5.94(b) of the Commission’s regulations³ provides that a Protest may be withdrawn by filing a notice of withdrawal directed to the Commission or the presiding officer stating the reasons for the withdrawal. UGI Gas stipulates that BKV’s notice of withdrawal satisfies the requirements of Section 5.94(b) and, therefore, should be effective upon filing.

within 10 days of service. After considering the petition, an objection thereto and the public interest, the presiding officer or the Commission will determine whether the withdrawal will be permitted.

² The Abbreviated FERC Application sought approvals, *inter alia*, for: (1) UGI Auburn Gathering, LLC to lease capacity to UGI Auburn, LLC; and (2) the issuance of a certificate of public convenience and necessity to UGI Auburn, LLC to operate the leased capacity as an interstate pipeline subject to the jurisdiction of the FERC under the Natural Gas Act, 15 U.S.C. §§ 717 *et seq.*

³ 52 Pa. Code § 5.94(b).

4. Upon granting the Petition for Leave to withdraw UGI Gas’s Preliminary Objections and the filing of BKV’s Notice of Withdrawal of its Protest, this matter will be uncontested.

5. UGI Gas has discussed the relief requested herein with BKV and Procter & Gamble Paper Products Company (“P&G”). Neither opposes this Petition.

II. PARTIES AND PROCEDURAL HISTORY

6. There are three parties to this proceeding, consisting of UGI Gas, BVK, and P&G.

7. On February 6, 2026, UGI Gas initiated this proceeding by filing the UGI Gas Application seeking: (1) a certificate of public convenience evidencing Commission approval under 66 Pa.C.S. §1102(a)(3) to transfer the Auburn City Gate Station to UGI Auburn Gathering, LLC (“UGI Gathering”); (2) approval of the transfer, pursuant to 66 Pa.C.S. §2102(b), as a transaction between affiliated companies; and (3) approval, pursuant to 66 Pa.C.S. §2103, to modify a capacity lease between UGI Energy Services, LLC (“UGIES”), as lessor, and UGI Gas, as lessee, to substitute UGI Gathering as successor in interest to UGIES, with all other terms and conditions of the capacity lease remaining the same.

8. Pursuant to Secretarial letter dated February 10, 2026, copies of the Secretary-approved Notice of filing of the UGI Gas Application were published: (1) in the *Pennsylvania Bulletin* on February 21, 2026;⁴ and (2) in a newspaper of general circulation in the applicable area. On February 23, 2026, UGI Gas filed with the Commission a proof of publication of the Notice in a newspaper of general circulation in the applicable area.⁵

⁴ See 56 Pa.B. 1085 (Feb. 21, 2026).

⁵ On March 27, 2026, Notices of Appearance were filed by Anthony C. DeCusatis and Lindsay A. Berkstresser on behalf of UGI Gas.

9. On March 9, 2026, BKV filed a combined Petition to Intervene and Protest at Docket No. A-2026-3060375 (“Petition and Protest”).⁶ Administrative Law Judge Alphonso Arnold III (“ALJ”) has not yet ruled on the Petition and Protest.

10. In its Petition and Protest, BKV asked the Commission to summarily deny the UGI Gas Application. In the alternative, BKV asked the Commission: (1) to stay this proceeding pending the resolution of the FERC proceeding initiated by the filing of the Abbreviated FERC Application at FERC Docket No. CP26-9,⁷ which BKV averred was related to this one; and (2) to refer this matter to the Office of Administrative Law Judge for investigation and hearings.⁸ BKV indicated that a resolution of the FERC proceeding could have an effect on the resolution of this case.⁹

11. On March 9, 2026, UGI Gas, through its counsel, filed a letter with the Commission setting forth an agreement with P&G to extend by 30 days, from March 9 through April 8, 2026, the time for filing an intervention or protest in the above-referenced proceeding.

12. Also on March 9, 2026, P&G filed a Petition to Intervene in its capacity as a delivery service customer of UGI Gas,¹⁰ but did not file a Protest. P&G has subsequently indicated it does not intend to protest the UGI Gas Application. On March 31, 2026, the ALJ issued an Order granting P&G’s Petition to Intervene.

⁶ On March 27, 2026, BKV filed an Amended Petition and Protest that: (1) incorporated the additional docket numbers at G-2026-3060435 and G-2026-3060551, pertaining to UGI Gas’s requests for approval of affiliated interest transactions; and (2) set forth BKV’s Pennsylvania address in Paragraph No. 14. References herein to numbered paragraphs will be to those in the Amended Petition and Protest.

⁷ *Joint Abbreviated Application of UGI Auburn, LLC and UGI Auburn Gathering, LLC for Certificate of Public Convenience and Necessity, Blanket Certificates and Request for Waivers*, FERC Docket No. CP26-9. See Paragraph No. 2, *supra*.

⁸ See, e.g., Petition and Protest ¶ 1.

⁹ See Petition and Protest ¶ 57.

¹⁰ P&G Petition to Intervene ¶¶ 6-7.

13. On March 27, 2026, an Entry of Appearance on behalf of BKV was filed by Ashley L. Beach. Also on March 27, 2026, the Motion for Admission *Pro Hac Vice* of R. Taylor Speer and Cordon M. Smart as counsel for BKV was filed.

14. On March 27, 2026, UGI Gas filed Preliminary Objections to BKV's Petition and Protest.

15. On March 30, 2026, BKV filed an unopposed Motion for Extension of Time to file an Answer to UGI Gas's Preliminary Objections by noon on April 10, 2026. On March 31, 2026, the ALJ issued an Order granting BKV's unopposed Motion.

16. On March 30, 2026, UGI Gas filed its Motion for Leave and Answer.

17. On April 10, 2026, BKV filed its Answer to UGI Gas's Preliminary Objections.

18. On April 20, 2026, BKV filed its Answer to UGI Gas's New Matter. BKV's Answer to New Matter included a Confidential Exhibit A that was filed under seal. On April 21, 2026, BKV, through its counsel, filed a letter with the Commission withdrawing Confidential Exhibit A to allow additional time for a protective order to be entered so that Confidential Exhibit A could be shared with other parties.

19. On April 24, 2026, the ALJ issued an Order granting the Motion for Admission *Pro Hac Vice* of Messrs. Speer and Smart.

20. A Notice of Initial Telephonic Prehearing Conference was issued on March 19, 2026, scheduling a Prehearing Conference for April 15, 2026. On March 25, 2026, the ALJ issued a Prehearing Order noting the Prehearing Conference date and requiring Prehearing Conference Memoranda to be filed by noon on April 14, 2026.

21. A Notice of Cancellation and Rescheduling of the Prehearing Conference was issued on April 13, 2026, that rescheduled the Prehearing Conference to May 5, 2026. On April 13, 2026,

the ALJ issued Prehearing Order #2 noting the rescheduled Prehearing Conference date and requiring Prehearing Conference Memoranda to be filed by noon on May 4, 2026.

22. On April 28, 2026, the ALJ issued an Order Holding Proceedings in Abeyance in response to an April 24, 2026, email informing the ALJ that UGI Gas and BKV had reached a settlement in principle and desired that the proceeding be held in abeyance to allow the parties to finalize the settlement.

23. On May 4, 2026, a Prehearing Cancellation Notice was issued. Also on May 4, 2026, the ALJ issued Order #2 Holding Proceedings in Abeyance that granted a further request to hold the proceedings in abeyance until May 15, 2026; informed the parties that they were not required to file Prehearing Conference Memoranda; and stated that a Prehearing Conference would not be scheduled until he heard from the parties.

24. On May 15, 2026, counsel for BKV notified the ALJ that the parties were requesting until May 20, 2026, to finalize the settlement. On the same day, the ALJ issued an order continuing the abeyance until May 20, 2026.

III. THE SETTLEMENT RESOLVES THE CONTESTED ISSUES IN THIS CASE

25. As previously explained, the parties to the FERC Proceedings reached a settlement, which settles the issues that BKV raised in this proceeding in opposition to the UGI Gas Application.

26. As explained in Paragraph No. 3, *supra*, BKV is filing a Notice of Withdrawal of its Protest. As also previously explained, P&G did not protest the UGI Gas Application. Additionally, by this Petition, UGI Gas requests leave to withdraw the Preliminary Objections it filed on March 27, 2026. BKV and P&G have authorized UGI Gas to represent herein that they do not oppose

UGI Gas's Petition for Leave to withdraw its Preliminary Objections and its Motion for Leave and Answer.

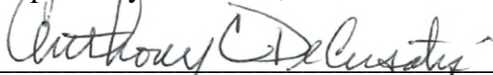
IV. TRANSFER OF THIS CASE TO THE BUREAU OF TECHNICAL UTILITY SERVICES

27. Upon the filing of BKV's Notice of Withdrawal of its Protest and the ALJ's issuance of an Order granting UGI Gas's Petition for Leave to withdraw its Preliminary Objections and its Motion for Leave and Answer, this matter will be uncontested. Accordingly, UGI Gas hereby requests that this matter be transferred to the Bureau of Technical Utility Services to be processed as an unopposed application. UGI Gas acknowledges that, upon such a transfer, the Bureau of Technical Utility Services will follow its internal processes for review and resolution of this matter.

V. CONCLUSION

WHEREFORE, for the reasons set forth above, the ALJ should: (1) grant the Petition for Leave to withdraw UGI Gas's Preliminary Objections and its Motion for Leave and Answer; and (2) approve the transfer of this matter to the Bureau of Technical Utility Services as an unopposed application.

Respectfully submitted,



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Attorneys for UGI Utilities, Inc. – Gas Division

Date: May 20, 2026