

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
Office of Small Business Advocate	:	
Office of Consumer Advocate	:	R-2025-3059430
Kory Boothe	:	C-2026-3061698
Mary Hibbard	:	C-2026-3061790
Elizabeth Saxton	:	C-2026-3062281
	:	
v.	:	
	:	
UGI Utilities, Inc. – Electric Division	:	

**PREHEARING ORDER**

On March 27, 2026, UGI Utilities, Inc. – Electric Division (“UGI Electric” or “the Company”) filed proposed Supplement No. 92 to UGI Electric Tariff - Pa. P.U.C. No. 6, seeking a general rate increase containing proposed changes in rates, rules, and regulations calculated to produce \$17.283 million (11.89%) in additional annual revenues.

On March 31, 2026, the Bureau of Investigation and Enforcement (“I&E”) filed a Notice of Appearance.

On April 7, 2026, the Office of Small Business Advocate (“OSBA”) filed a Formal Complaint at C-2026-3061591.

Also, on April 7, 2026, Mary Hibbard filed a Formal Complaint at C-2026-3061790.

On April 8, 2026, the Office of Consumer Advocate (“OCA”) filed a Formal Complaint at C-2026-3061676.

Also, on April 8, 2026, the Commission on Economic Opportunity (“CEO”) filed a Petition to Intervene.

On April 9, 2026, Kory Boothe filed a Formal Complaint at C-2026-3061698.

On April 16, 2026, the Commission issued an order, pursuant to 66 Pa. C.S. §1308(d), that suspended the filing by operation of law until January 1, 2027, unless otherwise directed by Order of the Commission.

On May 6, 2026, Elizabeth Saxton filed a formal complaint at C-2026-3062281.

The Prehearing Conference convened as scheduled on May 7, 2026. Counsels for UGI Electric, I&E, OCA, OSBA and CEO (“collectively referred to as Parties”). No individual complainants attended the prehearing conference. This prehearing order memorializes the matters decided and agreed upon by the Parties attending the prehearing conference.

#### Consolidation

The complaints of the statutory advocates along with individual complainants Kory Boothe, Mary Hibbard and Elizabeth Saxton are consolidated with the above-docketed rate proceeding. Any additional complaints filed following Prehearing Conference held on May 7, 2026 are deemed consolidated without further order.

Petitions to Intervene

There was no objection to the petition to intervene of CEO. That petition is granted.

Service List

A service list of the Parties is attached to this order.

Any party that did not appear at the May 7, 2026 Prehearing Conference will be treated as an inactive participant to this proceeding. Inactive participants will receive the administrative law judges' written orders, notices of hearings and copies of any Commission decisions and orders. Inactive participants will not participate in discovery, testify at the evidentiary hearing, or cross-examine witnesses. Inactive participants will not receive copies of the hearing exhibits or briefs filed by the active participants. Any participant entering their appearance after the May 7, 2026 Prehearing Conference must designate whether they want to be treated as an active participant in writing to the Administrative Law Judges and the active participants of record.

Litigation Schedule

The Parties will comply with the following litigation schedule:

Public Input Hearings	June 10-11, 2026
Direct Testimony	June 18, 2026
1 <sup>st</sup> Settlement Conference deadline	June 25, 2026
Rebuttal Testimony	July 17, 2026

2 <sup>nd</sup> Settlement Conference	July 24, 2026
Surrebuttal Testimony	August 5, 2026
Rejoinder Outlines	August 10, 2026
In-Person Hearings	August 12-14, 2026
Main Briefs	September 8, 2026
Reply Briefs	September 18, 2026

Additionally, as agreed to at the prehearing conference, non-revenue witnesses will be called to testify on August 12, 2026 and OCA will be allowed to present the testimony of two witnesses<sup>1</sup> telephonically on August 13, 2026.

The Parties are reminded of the Commission’s requirements for the preparation and filing of written testimony. 52 Pa. Code § 5.412. Written testimony must be accompanied by all exhibits to which it relates. **Worksheet and calculations which are used as exhibits must be provided in Excel format by email to the Administrative Law Judges and other Parties within two business days of the testimony being served.** Technical terms and concepts are to be clearly defined and explained in the testimonies and briefs. **The Parties are to agree on a list of common acronyms and use them consistently in all written testimony and briefs.**

The above-stated dates are in-hand dates for service on the Parties and the Administrative Law Judges. The Parties at the Prehearing Conference and the Administrative Law Judges agree to accept electronic service of such material<sup>2</sup>, so

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<sup>1</sup> The OCA witnesses are Dante Mugrace and Barbera Alexander.

<sup>2</sup> For parties accepting electronic service, the documents are to be served electronically on the date indicated, by 4:00 p.m. unless otherwise indicated.

long as the subject email is received by the date due. The Administrative Law Judges' e-mail addresses are: Administrative Law Judge Steven K. Haas ([sthaas@pa.gov](mailto:sthaas@pa.gov)) and Administrative Law Judge Chad L. Allensworth ([callenswor@pa.gov](mailto:callenswor@pa.gov)).

The evidentiary hearings will begin promptly at 10:00 a.m. The Parties must confer before commencement of the hearing to schedule their witnesses so as to avoid "holes" or "dead time" during the hearing. In the event that a partial settlement is achieved, the Parties should be prepared to proceed at the hearing to present evidence on the non-resolved issues.

#### Hearing Procedures

In its prehearing memo, OCA requested that the Prehearing Conference Order and Evidentiary Hearing Notice clarify issues regarding hearing exhibits as follows:

A. Evidentiary hearing exhibits need not include all pre-served testimony which is circulated to the ALJs and parties in this proceeding in accordance with the above-referenced procedural schedule. However, such pre-served testimony may be identified for movement into the record at the hearing through an inventory of pre-served testimony which is provided as a hearing exhibit.

B. Evidentiary hearing exhibits may be provided to the ALJs and parties by 10 am the day before the start of evidentiary hearings with the exception of hearing exhibits related to rejoinder which may be provided by the end of the day on same day.

As stated at the prehearing conference, these and other prehearing matters will be addressed in a later order.

## Public Input Hearings

The Parties have agreed to one day of in-person public input hearings and one day of public input hearings conducted by telephone with two sessions each day.

Public input hearings are scheduled for June 10, 2026 and June 11, 2026. In-person public input hearings will be held on June 10, 2026 at the Courtyard by Marriot Wilkes-Barre Arena located at 879 Schecther Drive, Wilkes Barre, PA 18702 at 1:00 p.m. and 6:00 p.m. Telephonic Public input hearings are scheduled for June 11, 2026. UGI Electric shall publish notice of the date, time and registration instructions for the public input hearings in newspapers of general circulation in UGI Electric's service territory, weekly, for two consecutive weeks, if possible, in consideration of necessary lead time for publication. UGI Electric shall file proof of publication with the Commission's Secretary's Bureau. UGI Electric is further ordered to publish notice of the public input hearings on its website, social media and through any other electronic means available.

Public input hearing notices will be issued setting forth procedures to be followed regarding registration and participation at the public input hearings, which shall include the following. Pre-registration will be required for telephonic hearings to be completed no later than 10:00 a.m. on the day of the telephonic Public Input Hearing at which the witness seeks to testify.

Hearing exhibits proposed for telephonic public input hearings shall be required to be submitted electronically to the Administrative Law Judges by 10:00 a.m. the day before the Public Input Hearing at which the witness seeks to testify at [sthaas@pa.gov](mailto:sthaas@pa.gov), [callenswor@pa.gov](mailto:callenswor@pa.gov), and to our legal assistant [caerberly@pa.gov](mailto:caerberly@pa.gov). The proposed exhibits shall be submitted in a form acceptable for admission into the record by the Commission Secretary and must be received timely by the Administrative Law

Judges consistent with this order with attachments that are properly uploaded and readily able to be opened, viewed and transferred to the active Parties. The proposed exhibits will be forwarded by the Office of Administrative Law Judges electronically to counsel for active parties, where appropriate.

The proposed exhibits may not be considered in the event of the failure to comply with the requirements set forth in this Order.

The Company shall be required to, at a minimum, generate a notice of the Public Input Hearings that contains all relevant information as to date, time, location, and phone numbers and access codes and further be required to advertise the notice: (1) in the general readership section (not legal section) of local newspapers within the service territory; (2) on its website; and (3) in social media posts which the Company utilizes to advertise generally. The active parties involved in the proceeding, including the statutory parties shall be provided a copy of the Company's proposed public input hearing notices/announcements prior to their publication and distribution and have input into which publications the ads are placed. The active Parties shall confer in an effort to agree upon notice/announcement language as soon as possible if they have not already done so.

Telephonic Public Input Hearing Notices shall include language similar to the following, and include the phone numbers and access codes for the public to participate in the telephone public input hearings set forth below:

At the above date and time, you must call into the Public Input Hearing in Order to participate. You will not be called by the Presiding Officers. To participate in the Public Input Hearing you must dial the toll-free Conference number below, you must enter the PIN number below when instructed, and you must speak your name when prompted, and

press #. The telephone system will then connect you to the hearing. The number you will call is:

**Toll-free Bridge Number: 866.675.4281**

**PIN Number: 85057514**

In addition, if you require an interpreter to participate in the hearings, every reasonable effort will be made to have an interpreter present. Please email the Presiding Officers' legal assistant Cadi Eberly at [caeberly@pa.gov](mailto:caeberly@pa.gov) or call the office at 717-787-1399 as soon as possible but at least ten (10) business days prior to the hearing to submit your request.

TTY-based Telecommunications Relay Service number for persons who are deaf or hearing-impaired is: 711.

### Issues

In their respective prehearing memoranda, the Parties identified various issues they may wish to pursue. The reader is directed to these documents to review a recitation of these issues. Additional issues may arise as the discovery process develops.

### Discovery

The Parties shall engage in informal discovery whenever and wherever possible in an attempt to resolve any discovery disputes amicably. 52 Pa. Code § 5.322. If this process fails, the Parties have recourse to the Commission's procedures for formal discovery, as herein modified. 52 Pa. Code §§ 5.321, *et seq.* The Parties must not send the Administrative Law Judge discovery material or cover letters, unless attached to a motion to compel. **All motions to compel must contain a certification of counsel of the informal discovery undertaken and their efforts to resolve their discovery**

**disputes informally.** If a motion to compel fails to contain such certification, the Administrative Law Judges will contact the Parties and direct them to pursue informal discovery.

The Parties must endeavor to complete discovery upon the filing of surrebuttal testimony absent extraordinary circumstances. Motions to compel discovery filed after July 29, 2026 may not be ruled upon in advance of the evidentiary hearing.

In its prehearing memo, OCA proposed modifications to the Commission's procedures for formal discovery with an effective date of May 7, 2026. UGI Electric objected to the effective date of the modifications proposed by OCA and requested an effective date of May 11, 2026 for the proposed modifications. Following a discussion with the Parties at the Prehearing Conference, OCA's proposed modifications to discovery are adopted with an effective date of May 8, 2026.

All discovery due dates shall be "in-hand" and electronic or fax service on the due date will satisfy the "in-hand" requirement.

#### Pre-Served Testimony and Exhibits

No written testimony will be admitted into evidence unless accompanied by a verification or affidavit of the witness.

Confidential Security Information ("CSI") as defined by 35 P.S. § 2141 *et seq.* should not be transmitted by email or other electronic means. The Parties are to avoid introducing CSI into the record and should develop alternative means, such as joint stipulations or redaction when proposing testimony or exhibits. If there is no other alternative to establish a material fact other than by CSI, the Parties are to contact the

Administrative Law Judges immediately and in advance of the evidentiary hearing.

### Settlement and Stipulations

The Parties are reminded it is the Commission's policy to encourage settlements. 52 Pa. Code § 5.231(a). The Parties are strongly urged to seriously explore this possibility. Submission of a fully executed joint settlement petition, together with all Parties' statements in support of the joint petition/settlement, must be filed with the Secretary for the Commission and received in-hand by the Administrative Law Judges no later than the close of business on September 8, 2026.

The Parties must agree on a common outline for statements in support, including headings and subheadings. Each party need not address every issue, but the same headings and subheadings must be presented in the same order. Statements in support shall be specific and explain the benefit of the settlement terms to your client beyond the savings of litigation time and expense and how the settlement is in the public interest. An example is a summary of what was requested in the initial filing, your client's position, how the settlement terms differ from the original position or request, and the anticipated effect of the settlement on your client and/or the ratepayers.

A settlement petition must include an appendix table which sets for the following information: the current rates for each customer class in each rate zone, the rate increase proposed in the initial filing for each customer class in each rate zone and the rates proposed for each customer class in each rate zone in the petition for settlement. Presentation of rate impacts should be clear and consistent regarding whether the impacts include supply rates in effect at the time of the settlement or are exclusively related to distribution rates. All of these costs and comparisons shall be stated in dollar/cents amounts and in percentages.

If settlement is not feasible, the Parties are encouraged to stipulate to any matters they reasonably can to expedite this proceeding, lessen the burden of time and expenses in litigation on all Parties and conserve precious administrative hearing resources. 52 Pa. Code §§ 5.232 and 5.234. All stipulations entered into by the Parties must be reduced to writing, signed by the Parties to be bound thereby, and moved into the record during the hearing in this case. An exception to this requirement may occur when circumstances of time and expediency warrant. If so, an oral presentation of a stipulation is permissible, if it is followed by a reduction to writing as herein directed.

#### Cross-Examination

Friendly cross-examination or cumulative cross-examination during hearings will not be permitted. 52 Pa. Code §§ 5.76; 5.243.

#### Briefs and Reply Briefs

The Parties must comply with 52 Pa. Code §§ 5.501, et seq., regarding the preparation and filing of briefs. Briefs must include proposed findings of fact, proposed conclusions of law and proposed ordering paragraphs. Page limitations on briefs will be discussed on or before the last day of hearing. The Parties shall submit to each Administrative Law Judge one copy by email. The electronic version of a brief must be prepared in Microsoft Office Word format. If in doubt, please email the Office of Administrative Law Judge for clarification.

**IMPORTANT NOTICE:** All briefs must conform to the “Instructions for Briefs” attached hereto as Appendix A and made a part of this order. **Also, Rate Case Tables will be electronically provided to the Parties. These Tables must be used by UGI Electric and all Parties in this proceeding.** If any party fails to follow these instructions in the smallest detail, that party’s position will not be considered, regardless

of where the record may support it or the position of any other party to this proceeding. Your anticipated cooperation will be appreciated.

In its prehearing memoranda, OCA requested that the Instructions for Briefs provide that the common outline provided by the ALJs will include Roman numeral-level headers for an Overall Position on Rate Increase section following the Summary of Argument section, as well as Alternative Ratemaking, Customer Service / Quality of Service, Customer Assistance Programs, Energy Efficiency, and Tariff Issues (not otherwise briefed) sections of the brief which follow Rate Structure / Rate Design and precede the Conclusion. OCA recommended removing any “Fair Value” heading from the Rate Base section. OCA’s proposals for the common briefing outline are attached as Appendix B to OCA’s Prehearing Memorandum filed in this proceeding.

The Parties are directed to confer regarding OCA’s proposal and attempt to agree upon a Common Brief Outline and any other briefing requirements in addition to those set forth herein or attached in Appendix A hereto, and to submit their proposed agreement to the Administrative Law Judges on or before August 12, 2026. In the event the Parties are unable to reach an agreement on a Common Brief Outline and other briefing requirements, proposal from any active Parties shall be submitted to the Administrative Law Judges, including a copy in WORD format, not later than August 12, 2026.

Modification

Any of the provisions of this Prehearing Order may be modified upon motion and good cause shown by any party in interest.

Date: May 29, 2026

\_\_\_\_\_  
/s/  
Steven K. Haas  
Administrative Law Judge

\_\_\_\_\_  
/s/  
Chad L. Allensworth  
Administrative Law Judge

Special Instructions for Briefs and Exceptions  
in Major General Rate Increase Proceedings

1. Each brief shall follow the general organization shown in the attached standardized format.
2. Each brief shall contain a table of contents with page references to a summary of argument and to each topic addressed in the argument.
3. Adjustments contained in each brief shall:
  - a. be based on a specific test year, to be selected before the close of the record;
  - b. be complete and self contained, include accurate reference to the appropriate record sources, be on a before-income-tax basis (never on a net income or revenue requirement basis) and be on a consistent jurisdictional basis (if record support cannot be located, the adjustment may/will be rejected);
  - c. be detailed to demonstrate the step-by-step calculation of that adjustment together with appropriate accurate record references (once again, if the record support cannot be located for the necessary steps, the adjustment may/will be rejected);
  - d. include concomitant rate base, revenue, expense, depreciation expense, and tax (i.e., taxes other, State Income, and federal Income) adjustments set forth, together with the details of their calculation;
  - e. include within the brief calculations which are the basis for proposed adjustments, but which are incomplete in the record.

4. Tables showing all proposed rate base and income adjustments, organized as shown in the attached Table I and Table II, shall be submitted with each brief which includes such adjustments.

a. The starting point of Table I “Income Summary” shall be the utility’s final pro forma showing at present rates. The ALJS shall specify the starting point to be the most recent update admitted into evidence. The update, admission, and ALJS ruling shall be cited on the table.

b. The effect of deferred or accrued taxes on the various tax adjustments presented in Table II “Summary of Adjustments” shall be indicated by a footnote.

5. The following schedules shall be submitted with each brief.

a. A schedule showing the precise derivation of any adjustment to proposed cash working capital allowance.

i. The schedule describing an adjustment to a Utility’s claim for Cash Working Capital shall separately list (1) adjustments originating from Table II “Summary of Adjustments” and (2) adjustments resulting from the proposed revenue increase. Any effect on deferred and/or accrued taxes shall be shown in a separate column or footnote.

ii. Net Revenue and Expense Lag Days for all Cash Working Capital Adjustments shall be calculated to at least one decimal place.

b. A schedule showing all tax and jurisdictional

allocation factors utilized (any deviations from standard or obvious factors should be explained on the schedule on in the brief).

c. A schedule listing, for the party or Parties filing the brief, each exhibit or other document admitted into the record, along with the date the document was identified and the date the document was admitted.

6. Rate structure proposals shall be reasonably specific and explicit, shall, as appropriate, refer accurately to record support and shall be summarized at the end of the “Rate Structure” topic heading of each brief.

7. Parties shall, as feasible and appropriate, discuss alternative rate design proposals for overall rate increases at and below the requested increase.

8. Regarding the filing of exceptions, the following instructions are provided:

a. Each exception shall be separately identified and, as necessary, discussed.

b. Each exception shall include, before any discussion is provided, the following elements (see examples attached):

i. a reference to the relevant part of the Recommended Decision, at least to the relevant pages;

ii. a reference to related discussions in the excepting party’s brief and, as appropriate, to other briefs; and

iii. a concise statement of the exception.

c. The exceptions shall follow the order of

presentation provided in the table of contents to the Recommended Decision.

d. If a party takes exception concerning a topic not included within the Recommended Decision or the table of contents thereto, the appropriate exception shall be included at the end of the appropriate major topic heading (such as “Rate Base” or “Expenses”).

e. If a party seeks to correct computations associated with the Recommended Decision, replacement computations, with source references to briefs or the record, shall be provided

OCA APPENDIX B  
OCA's Proposed Common Briefing Outline  
For General Rate Increase Proceeding

- I. Introduction
- II. Summary of Argument
- III. Overall Position on Rate Increase
- IV. Rate Base
  - A. Plant in Service
  - B. Depreciation Reserve
  - C. Additions to Rate Base
  - D. Deductions from Rate Base
- V. Revenues
- VI. Expenses
- VII. Taxes
- VIII. Rate of Return
- IX. Rate Structure and Rate Design
  - A. Cost of Service Study
  - B. Revenue Allocation
  - C. Rate Design/ Tariff Structure
  - D. Summary and Alternatives
- X. Customer Service / Quality of Service
- XI. Customer Assistance Programs
- XII. Tariff Issues (Not Briefed Above)
- XIII. Miscellaneous Issues
- XIV. Conclusion

Note: Appropriate modifications may be made. For instance, a party might add "Affiliated Interest Expenses" as a major topic heading or might brief only rate structure and not use other topic headings. A summary and alternatives should be provided under "Rate Structure" but the "Rate Base" and "Rate Structure" formats shown may be modified, as appropriate. Additional subheadings should be used, as appropriate.

**R-2025-3059430 - PA PUBLIC UTILITY COMMISSION v. UGI UTILITIES INC -  
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