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File #: 162080

October 5, 2018

***VIA ELECTRONIC FILING***

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor North  
P.O. Box 3265  
Harrisburg, PA 17105-3265

**Re: Petition of UGI Utilities, Inc. - Electric Division for Approval of Phase III of its Energy Efficiency and Conservation Plan - Docket No. M-2018-3004144**

Dear Secretary Chiavetta:

Enclosed for filing is the Prehearing Conference Memorandum of UGI Utilities, Inc. – Electric Division, in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,

  
Devin Ryan

DTR/jl  
Enclosures

cc: Certificate of Service  
Honorable Benjamin J. Myers

**CERTIFICATE OF SERVICE**

**Docket No. M-2018-3004144**

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 E-MAIL & FIRST CLASS MAIL**

Steven C. Gray, Esquire  
Office of Small Business Advocate  
300 North Second Street, Suite 202  
Harrisburg, PA 17101

Richard A. Kanaskie, Esquire  
PA Public Utility Commission  
Bureau of Investigation & Enforcement  
Commonwealth Keystone Building  
400 North Street, 2nd Floor West  
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Christy M. Appleby, Esquire  
Darryl A. Lawrence, Esquire  
Office of Consumer Advocate  
555 Walnut Street  
Forum Place, 5th Floor  
Harrisburg, PA 17101-1923

Joseph L. Vullo, Esquire  
1460 Wyoming Avenue  
Forty Fort, PA 18704  
*Commission on Economic Opportunity*

Date: October 5, 2018



Devin T. Ryan

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of UGI Utilities, Inc. – Electric :  
Division for Approval of Phase III of its : Docket No. M-2018-3004144  
Energy Efficiency and Conservation Plan :

**PREHEARING CONFERENCE MEMORANDUM OF  
UGI UTILITIES, INC. – ELECTRIC DIVISION**

**TO ADMINISTRATIVE LAW JUDGE BENJAMIN J. MYERS:**

Pursuant to 52 Pa. Code § 5.222(d) and the Prehearing Conference Order dated September 19, 2018, UGI Utilities, Inc. – Electric Division (“UGI Electric” or “Company”) hereby submits this Prehearing Conference Memorandum.

**I. BACKGROUND**

On August 21, 2018, UGI Electric filed the above-captioned Petition with the Pennsylvania Public Utility Commission (“Commission”), which included the Company’s supporting written direct testimony and exhibits. This filing was made pursuant to the Commission’s December 23, 2009 Secretarial Letter at Docket No. M-2009-2142851 (“*December 23, 2009 Secretarial Letter*”), which provided guidance on voluntary Energy Efficiency and Conservation Plans (“EE&C Plans”) submitted by electric distribution companies that are not subject to Act 129 of 2008, P.L. 1592, 66 Pa.C.S §§ 2806.1 and 2806.2 (“Act 129”).

In its Petition, UGI Electric requested Commission approval of the Company’s voluntary Phase III Energy Efficiency and Conservation Plan (“Phase III EE&C Plan”). The voluntary Phase III EE&C Plan includes a portfolio of energy efficiency programs and conservation practices, fuel switching measures, and energy education initiatives that are designed to encourage energy efficiency.

On September 7, 2018, the Office of Small Business Advocate (“OSBA”) filed a Notice of Appearance, Public Statement, Answer, and Verification.

On September 10, 2018, the Office of Consumer Advocate (“OCA”) filed a Notice of Intervention, Public Statement, and Answer.

On September 19, 2018, the Prehearing Order was issued by Administrative Law Judge Benjamin J. Myers (“ALJ”), which, among other things, scheduled a prehearing conference for October 10, 2018, at 10:00 AM and directed the parties to file prehearing memoranda on or before October 5, 2018.

On September 26, 2018, the Commission on Economic Opportunity (“CEO”) filed a Petition to Intervene.

## **II. SERVICE OF DOCUMENTS**

UGI Electric’s attorneys in this proceeding are Danielle Jouenne, Esquire, Anthony D. Kanagy, Esquire, and Devin T. Ryan, Esquire. UGI Electric requests that Devin T. Ryan be listed as the recipient for service. Mr. Ryan’s contact information is provided below:

Devin T. Ryan (ID # 316602)  
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UGI Electric also requests that Ms. Jouenne and Mr. Kanagy be added to any informal e-mail distribution lists in this proceeding. Ms. Jouenne’s e-mail address is jouenned@ugicorp.com, and Mr. Kanagy’s email address is akanagy@postschell.com. In addition, UGI Electric agrees to receive service of documents electronically in this proceeding.

### **III. WITNESSES, ISSUES, AND EVIDENCE**

A list of witnesses and the general subject matter of their testimony is provided below. The testimony and related exhibits fully support UGI Electric’s voluntary Phase III EE&C Plan and demonstrate that the Plan, including the proposed cost-recovery mechanism, is just and reasonable, complies with the guidance provided in the *December 23, 2009 Secretarial Letter*, and should be approved by the Commission. UGI Electric reserves the right to call additional witnesses, as necessary, to address other issues that may arise during the course of this proceeding. Moreover, the Company avers that all issues in this proceeding should be limited to UGI Electric’s Phase III EE&C Plan.

<b><u>Witness</u></b>	<b><u>Statement</u></b>	<b><u>General Subject Matter</u></b>
Theodore M. Love Partner Green Energy Economics Group, Inc. 147 South Oxford Street Brooklyn, NY 11217 718-395-9458	UGI Electric Statement No. 1	Summary of Phase III EE&C Plan and Objectives; Development of the Phase III EE&C Plan; Changes Made for Phase III; Benefits and Costs of the Phase III EE&C Plan; Implementation; Administration and Evaluation, Measurement, and Verification (“EM&V”) of the Phase III EE&C Plan
Tracy A. Hazenstab Senior Analyst – Rates UGI Utilities, Inc. 2525 N. 12 <sup>th</sup> Street, Suite 360 Reading, PA 19605 814-574-4168	UGI Electric Statement No. 2	Projection of EE&C Plan Costs; Cost Recovery; Phase III Energy Efficiency and Conservation Rider (“Phase III EEC Rider”); <i>Pro Forma</i> Tariff Supplement

### **IV. PROCEDURAL SCHEDULE**

UGI Electric proposes the following procedural schedule:

Other Parties’ Written Direct Testimony	November 6, 2018
Parties’ Written Rebuttal Testimony	December 4, 2018

Parties' Written Surrebuttal Testimony	December 12, 2018
Evidentiary Hearing in Harrisburg, PA	December 19, 2018
Main Briefs	January 17, 2019
Reply Briefs	January 31, 2019

UGI Electric observes that the Commission anticipates that voluntary EE&C Plan proceedings should conclude with a recommended decision within 12 months of the petition filing date. *See December 23, 2009 Secretarial Letter*, p. 1. However, the Company's current Phase II EE&C Plan is set to expire on May 31, 2019. Therefore, UGI Electric respectfully requests that the procedural schedule adopted in this proceeding be able to accommodate a final ruling by the Commission on the Phase III EE&C Plan no later than the public meeting scheduled for May 23, 2019.

**V. DISCOVERY**

To date, the Company has received interrogatories from the OCA and OSBA and has responded to them or is in the process of responding to them. UGI Electric is not aware of any discovery issues and does not propose any special orders regarding discovery. The Company is willing to work with the parties, through informal discovery, to expedite any additional discovery. Further, UGI Electric proposes that discovery conclude prior to the evidentiary hearing.

**VI. PUBLIC INPUT HEARINGS**

UGI Electric is not aware of any substantial consumer interest with respect to this proceeding. UGI Electric does not propose that any public input hearings be held absent substantial public interest in this proceeding and specific requests for such hearings.

**VII. PROTECTION OF CONFIDENTIAL INFORMATION**

UGI Electric will submit a Motion for Protective Order for consideration by the ALJ. The Company will seek the concurrence of the other parties as to the form of the Protective Order before submitting the Motion.

**VIII. SETTLEMENT**

To date, no settlement discussions have been held. However, UGI Electric is willing to work with the parties to resolve this proceeding through settlement. Further, UGI Electric would be willing to enter into a partial settlement, stipulate to certain facts, or both, in order to narrow the issues in this proceeding.

Respectfully submitted,



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Dated: October 5, 2018

Counsel for UGI Utilities, Inc. – Electric  
Division