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Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of January 29, 2026

2021-00185

RECEIVED: 05/28/21 FILED: 06/04/21 FINAL: 06/07/22 REOPENED: 01/12/22
 SUSPENSION DATE: 01/03/22

CASE CODE

General Rates
 Construct

UTILITIES:

Delta Natural Gas Company, Inc.

HEARINGS:

11/16/21	Formal Hearing
11/02/21	Public Meeting
11/02/21	Public Meeting
06/04/21	Informal Conference

INDEX OF EVENTS:

06/10/22	Order Entered nunc pro tunc, that: 1. The rate schedule for Small Non-Residential customers that appears in Appendix B is stricken and replaced with the rate schedule for Small Non-Residential customers attached to this Order as an Appendix. 2. The rate schedule for Farm Tap customers that appears in Appendix B is stricken and replaced with the rate schedule for Farm Tap customers attached to this Order as an Appendix. 3. All provisions of the June 7, 2022 Order that are not in conflict with the terms of this Order shall remain in effect.
06/07/22	Order Entered: 1. The Commission's January 3, 2022 Order is amended to reflect the modifications discussed in this Order. 2. The rates and charges as set forth in Appendix B to this Order are approved as fair, just and reasonable rates for Delta, and these rates and charges are approved for service rendered on and after the date of entry of this Order. 3. Within 20 days of the date of this Order, Delta shall file with the Commission, using the Commission's electronic Tariff Filing System, new tariff sheets setting forth the rates, charges, and modifications approved or as required herein and reflecting their effective date and that they were authorized by this Order. 4. All other provisions of the Commission's January 3, 2022 Order that are not in conflict with the terms of this Order shall remain in effect. 5. This matter is closed and removed from the Commission's docket.
04/14/22	Mary Ellen Wimberly Delta Natural Gas Company, Inc. Delta Notice of Filing
04/13/22	Order Entered: 1. Delta's November 8, 2021 and December 3, 2021 petitions for confidential treatment are granted. 2. The designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for five years or until further Order of this Commission. 3. Use of the designated material granted confidential treatment by this Order in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9). 4. Delta shall inform the Commission if the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment. 5. If a nonparty to this proceeding requests to inspect the material granted confidential treatment by this Order and the period during which the material has been granted confidential treatment has not expired, Delta shall have 30 days from receipt of written notice of the request to demonstrate that the material still falls within the exclusions from disclosure requirements established in KRS 61.878. If Delta is unable to make such demonstration, the requested material shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.
03/16/22	Order Entered: 1. Delta's petition for confidential treatment for Exhibit JM-1 to the direct testimony of Mr. Jonathan Morphew in support of the application, customer-identifying information contained in Tabs 55 and 66 of the application, and the compensation of Delta's president contained in Tab 60 of the application is granted in part and denied in part. 2. Delta's petition for confidential treatment for Exhibit JM-1 to the direct testimony of Delta's Director of Operations, Mr. Jonathan Morphew in support of the application and the customer-identifying information contained in Tabs 55 and 66 of its application is granted. 3. Delta's petition for confidential treatment for the compensation of Delta's president contained in Tab 60 of the application is denied. 4. The designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for an indefinite period or until

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further Order of this Commission. 5. Use of the designated material granted confidential treatment by this Order in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9). 6. Delta shall inform the Commission if the designated material granted confidential treatment becomes publicly available or no longer qualifies for confidential treatment.

02/17/22	Monica H. Braun Delta Natural Gas Company, Inc. Responses to Rehearing Data Requests
02/15/22	Monica H. Braun Delta Natural Gas Company, Inc. Notice of Filing
02/03/22	COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION ON REHEARING TO DELTA NATURAL GAS COMPANY
01/27/22	<p>Order Entered: 1. Delta's motion for rehearing is granted. 2. Delta's motion for clarification is granted. 3. The procedural schedule set forth in the Appendix to this Order shall be followed. 4. Any party filing a paper with the Commission shall file an electronic copy in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. The Commission directs the parties to the Commission's July 22, 2021 Order in Case No. 2020-00085 regarding filings with the Commission. 5. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause. 6. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.</p>
01/21/22	Order Entered: 1. Delta's November 5, 2021 petition for confidential treatment is granted in part and denied in part.
01/12/22	Monica Braun Delta Natural Gas Company, Inc. Motion for Clarification
01/04/22	POST CASE: Mary Ellen Wimberly Delta Natural Gas Company, Inc. Delta Notice of Filing
01/03/22	<p>Final Order Entered: 1. The rates and charges proposed by Delta are denied. 2. The Stipulation, attached to this Order as Appendix A (without exhibits), is approved with the modifications discussed in this Order. 3. The rates and charges as set forth in Appendix B to this Order are approved as fair, just and reasonable rates for Delta, and these rates and charges are approved for service on and after January 4, 2022. 4. Delta's collection charge shall be reduced to \$5.00. 5. Delta's reconnection charge shall be reduced to \$9.00.</p> <p>6. Delta's Light Pilot Charge is approved at \$35.00 per hour, with a minimum charge of one hour, and shall be included in Delta's tariff.</p> <p>7. Delta shall include the following language in the Application for Service section of its tariff: "To confirm the identity of prospective customers, Delta requires the following information: Name; Complete Social Security Number, last four digits of Social Security Number, or Driver's License Number. In addition, when service is turned on, the prospective customer will be required to present photo identification, or an alternate form of identification for someone who does not have photo identification, confirming his or her identity."</p>
12/14/21	Mary Ellen Wimberly Delta Natural Gas Company, Inc. Delta Notice of Final Rate Case Expense Update
12/13/21	Monica Braun Delta Natural Gas Company, Inc. Deltas Post-Hearing Brief
12/10/21	J. Michael West Office of the Attorney General OAGs Post-Hearing Brief
12/09/21	Notice of Filing Hearing Documents
12/08/21	<p>Order Entered: 1. Delta's petition for confidential treatment is granted in part and denied in part. 2. Delta's petition for confidential treatment for all tax documents provided in response to Item No. 16; customer names listed in Tabs 55 and 66 to Delta's application; and Mix of Gas Supply spreadsheet, Tab 29 provided in response to Item No. 54 is granted for an indefinite period. 3. Exhibit JM-2 Nicholasville 8-inch Transmission Line Estimate spreadsheet provided in response to Item No. 54 is granted for five years. 4. Delta's petition for confidential treatment for executive compensation documentation provided in response to Staff's First Request Items No. 37, 38, and 39 is denied. 5. The designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for the designated period or until further Order of this Commission. 6. Use of the designated material granted confidential treatment by this Order in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9). 7. Delta shall inform the Commission if the designated material granted confidential treatment becomes publicly available or no longer qualifies for confidential treatment.</p>
12/07/21	<p>Order Entered: 1. Delta's August 12, 2021 petition for confidential treatment is granted. 2. The designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for an indefinite period or until further Order of this Commission. 3. Use of the designated material granted confidential treatment by this Order in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9).</p>

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12/07/21 Order Entered: 1. Delta's petition for confidential treatment is granted in part and denied in part. 2. Delta's petition for confidential treatment for documents responsive to Attorney General's First Request Items No. 90 and 95(c) and Staff's Second Requests Items No. 10(d), 10(e), 10(f), and 50(a) is granted for an indefinite period or until further Order of this Commission. 3. Delta's petition for confidential treatment for documents responsive to Attorney General's First Request Items No. 8(b) and 22(a) is granted for a period of five years or until further Order of this Commission.

12/03/21 Mary Ellen Wimberly Delta Natural Gas Company, Inc. Responses to Commission Staffs Post-Hearing Request for Information

11/19/21 Order Entered: 1. Delta's petition for confidential treatment is granted. 2. The designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for five years or until further Order of this Commission. 3. Use of the designated material granted confidential treatment by this Order in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9). 4. Delta shall inform the Commission if the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment.

11/18/21 COMMISSION STAFF'S POST-HEARING REQUEST FOR INFORMATION TO DELTA NATURAL GAS COMPANY, INC.

11/18/21 Order Entered: 1. Delta's September 7, 2021 motion for an extension of time in which to file a lead/lag study is granted. 2. Delta's November 9, 2021 motion for leave to tender a Joint Stipulation and Recommendation is granted. However, the Commission retains the authority to rule on the substance of the Joint Stipulation and Recommendation in its final Order in this proceeding. 3. Post-hearing data requests, if any, shall be filed on or before November 19, 2021. 4. Responses to post-hearing data requests shall be filed on or before December 3, 2021. 5. Delta shall file a brief addressing Delta's perspective on farm tap customers and its position on the timing of acquisition of property in advance of receiving a CPCN on or before December 13, 2021. 6. The parties may file their respective memorandum briefs in support of the Joint Stipulation and Recommendation on or before December 13, 2021. 7. This case shall stand submitted for a decision by the Commission effective 12:01 a.m., December 14, 2021.

11/17/21 Monica Braun Delta Natural Gas Company, Inc. Affidavit of Counsel

11/17/21 J. Michael West Office of the Attorney General Stipulation Affidavit

11/17/21 J. Michael West Office of the Attorney General Corrected Testimony of Richard Baudino

11/15/21 IT IS THEREFORE ORDERED that Delta's motion for deviation from the notice requirements contained in Commission regulation 807 KAR 5:001, Section 9(2) is granted.

11/15/21 Monica Braun Delta Natural Gas Company, Inc. Supplemental Responses to Tab 45, PSC 1-3, PSC 1-12

11/15/21 Monica Braun Delta Natural Gas Company, Inc. Witness List

11/12/21 Monica Braun Delta Natural Gas Company, Inc. Proof of Publication and Motion for Deviation

11/12/21 Order Entered: 1. The Attorney General's motion seeking Commission approval for virtual appearance of Bion Ostrander and Richard Baudino at the November 16, 2021 through November 18, 2021 hearing is denied. 2. Due to COVID-19 concerns, Mr. Ostrander and Mr. Baudino will be permitted to appear virtually at the November 16, 2021 through November 18, 2021 hearing. 3. Commission Staff shall contact participants with instructions for participating remotely.

11/12/21 Order Entered: 1. Delta's motion is granted. 2. Mr. Moul shall appear and testify at the November 16, 2021 through November 18, 2021 hearing in this matter via video conferencing. 3. Commission Staff shall provide the parties with details for joining the hearing via video link.

11/09/21 Monica Braun Delta Natural Gas Company, Inc. Motion for Leave to File and Approval of Stipulation

11/08/21 Mary Ellen Wimberly Delta Natural Gas Company, Inc. Responses to Commission Staffs Fifth Request for Information

11/05/21 Monica Braun Delta Natural Gas Company, Inc. Rebuttal Testimony

11/05/21 J. Michael West Office of the Attorney General Motion to allow Witnesses to testify virtually

11/04/21 Mary Ellen Wimberly Delta Natural Gas Company, Inc. Motion for Witness to Appear Virtually

10/29/21 Mary Ellen Wimberly Delta Natural Gas Company, Inc. Notice of Withdrawal of Counsel

10/27/21 J. Michael West Office of the Attorney General OAGs Response to Staff Data Requests

10/27/21 J. Michael West Office of the Attorney General OAGs Response to Deltas DRs

10/26/21 Mary Ellen Wimberly Delta Natural Gas Company, Inc. Supplemental Responses to AG 1-54(c) and Tab 59

10/21/21 COMMISSION STAFF'S FIFTH REQUEST FOR INFORMATION TO DELTA NATURAL GAS COMPANY, INC.

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10/18/21	Order Entered: Delta's request for deviation from the filing requirements found in 807 KAR 5:001, Section 15(2)(d)(2) is denied.
10/14/21	Monica Braun Delta Natural Gas Company, Inc. Base Period Update
10/14/21	Monica Braun Delta Natural Gas Company, Inc. Request for Publication of Hearing
10/13/21	Mary Ellen Wimberly Delta Natural Gas Company, Inc. Verification of Paul Moul
10/13/21	COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO THE ATTORNEY GENERAL OF THE COMMONWEALTH OF KENTUCKY, BY AND THROUGH THE OFFICE OF RATE INTERVENTION
10/13/21	Monica Braun Delta Natural Gas Company, Inc. Deltas First Requests to the Office of the Attorney General
10/08/21	Mary Ellen Wimberly Delta Natural Gas Company, Inc. Responses to Commission Staff Fourth Request for Information
09/27/21	Larry Cook Kentucky Office of the Attorney General OAG Direct Testimony of BION OSTRANDER
09/23/21	COMMISSION STAFF'S FOURTH REQUEST FOR INFORMATION TO DELTA NATURAL GAS COMPANY, INC.
09/22/21	Monica Braun Delta Natural Gas Company, Inc. Supplemental Responses to AG 1-35 and AG 2-27
09/21/21	Monica Braun Delta Natural Gas Company, Inc. Supplemental Responses to Certain AG First and Second Requests for Information
09/21/21	J. Michael West Office of the Attorney General Testimony of Richard Baudino
09/20/21	Mary Ellen Wimberly Delta Natural Gas Company, Inc. Delta Notice of Witness Re-Substitution
09/17/21	Monica Braun Delta Natural Gas Company, Inc. Supplemental Response to Filing Requirement Tab 45, PSC 1-3, PSC 1-12
09/13/21	Monica Braun Delta Natural Gas Company, Inc. Supplemental Response to PSC 3-29
09/08/21	Monica Braun Delta Natural Gas Company, Inc. Responses to Attorney General Second Request for Information
09/08/21	Monica Braun Delta Natural Gas Company, Inc. Responses to Commission Staff Third Request for Information
09/07/21	Monica Braun Delta Natural Gas Company, Inc. Motion for Extension of Time
08/25/21	J. Michael West Office of the Attorney General Supplemental Data Requests
08/24/21	COMMISION STAFF'S THIRD REQUEST FOR INFORMATION TO DELTA NATURAL GAS COMPANY, INC.
08/17/21	Mary Ellen Wimberly Delta Natural Gas Company, Inc. Verification of Dylan DAscendis
08/13/21	Monica Braun Delta Natural Gas Company, Inc. Delta Responses to Return on Equity Requests
08/12/21	Monica Braun Delta Natural Gas Company, Inc. Supplemental Responses to Filing Requirement Tab 45, PSC 1-3, PSC 1-12
08/12/21	Monica Braun Delta Natural Gas Company, Inc. Responses to AG Follow Up Requests
08/06/21	Order Entered: 1. Delta's motion for an extension of time is granted. 2. Delta shall submit its responses to Items 20, 21, 23, 25, 26, and Items 29 through 37 of Staff's Second Request and Items 9 through 12 of the Attorney General's First Request by August 13, 2021. 3. Delta shall submit responses to all other Items contained in Staff's Second Request for Information and the Attorney General's First Request for Information by July 28, 2021. 4. The procedural schedule issued on June 16, 2021, is stricken and replaced with the procedural schedule attached as an Appendix to this Order.
08/06/21	Order Entered: 1. An in person hearing in this matter shall be held on Tuesday, November 16, 2021, Wednesday, November 17, 2021, and Thursday, November 18, 2021, at 9 a.m. Eastern Standard Time, in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky. 2. Telephonic public comments shall be accepted at the beginning of the hearing. Instructions for telephonic and written public comment shall be posted on the PSC website, psc.ky.gov, prior to the beginning of the hearing. 3. Delta Natural Gas Company, Inc. (Delta) shall give notice of the hearing in compliance with 807 KAR 5:001, Section 9(2)(b). In addition, the notice of hearing shall include the following statements: "This hearing will be streamed live and may be viewed on the PSC website, psc.ky.gov.", and "Public comments may be made at the beginning of the hearing. Those wishing to make oral public comments may do so by following the instructions listed on the PSC website, psc.ky.gov." At the time the notice is mailed or publication is requested, Delta shall forward a duplicate of the notice and request to the Commission. 4. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video transcript shall be made of the hearing.
07/28/21	Monica Braun Delta Natural Gas Company, Inc. Responses to Attorney General First Request for Information
07/28/21	Monica Braun Delta Natural Gas Company, Inc. Petition for Confidential Protection for Commission Staff Second Request for Information and Attorney General First Request for Information

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07/28/21 Monica Braun Delta Natural Gas Company, Inc. Delta Responses to Commission Staff Second Request for Information

07/27/21 Monica Braun Delta Natural Gas Company, Inc. Motion for Extension of Time and Notice of Adoption of Testimony

07/14/21 J. Michael West Office of the Attorney General Initial Data Requests

07/12/21 COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION TO DELTA NATURAL GAS COMPANY, INC.

07/02/21 Monica Braun Delta Natural Gas Company, Inc. Proof of Publication of Customer Notice

06/23/21 Response E-mail to Vicki Chappel

06/16/21 Order Entered: 1. Delta's proposed rates are suspended for six months, up to and including January 3, 2022. 2. The procedural schedule set forth in the Appendix to this Order shall be followed. 3. a. Responses to requests for information in paper medium shall be appropriately bound, tabbed and indexed, with the original and an electronic version to the Commission. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. Each response shall include the name of the witness responsible for responding to the questions related to the information provided. b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

06/11/21 Mary Ellen Wimberly Delta Natural Gas Company, Inc. Excel Files in Response to Question No. 54 of Commission Staffs First Request for Information

06/11/21 Mary Ellen Wimberly Delta Natural Gas Company, Inc. Delta Natural Gas Company, Inc. Response to Commission Staffs First Request for Information

06/11/21 Response E-mail to Marilou Johnson

06/09/21 Order Entered: t Delta's motion to deviate from the notice requirements set forth in 807 KAR 5:001, Section 17(2)(b)(3) and 807 KAR 5:011, Section 8 is granted.

06/07/21 Order Entered: 1. A virtual informal conference is scheduled on June 4, 2021, at 9:30 a.m. Eastern Daylight Time. 2. Counsel for Delta shall contact participants by electronic mail to provide details for joining the conference.

06/07/21 Deficiency cured letter

06/07/21 Memorandum dated 06/07/2021 for Informal Conference of 06/04/2021; Comments, if any, due within five days

06/06/21 Mary Ellen Wimberly Delta Natural Gas Company, Inc. Motion for Deviation from Notice Requirements

06/04/21 Order Entered: 1. The motion of the Attorney General to intervene is granted. 2. The Attorney General shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order. 3. The Attorney General shall comply with all provisions of the Commission's regulations, 807 KAR 5:001, Section 8, related to the service and electronic filing of documents. 4. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of entry of this Order, the Attorney General shall file a written statement with the Commission that:

a. Certifies that it, or its agent, possesses the facilities to receive electronic transmissions; and

b. Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding should be served.

06/04/21 Monica Braun Delta Natural Gas Company, Inc. Response to Deficiency Letter

06/03/21 Monica Braun Delta Natural Gas Company, Inc. Motion for Informal Conference

06/03/21 Deficiency letter, information due 06/23/2021

06/03/21 J. Michael West Office of the Attorney General OAGs Motion to Intervene

06/01/21 Monica Braun Delta Natural Gas Company, Inc. Notice of Filing

05/28/21 Monica Braun Delta Natural Gas Company, Inc. Application for an Adjustment of Rates and a Certificate of Public Convenience and Necessity

05/13/21 COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO DELTA NATURAL GAS COMPANY, INC.

04/28/21 Acknowledge Receipt of Filing

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04/28/21 Delta Natural Gas Company, Inc. Notice of Intent to File an Application for an Adjustment of Gas Rates
Using Electronic Filing Procedures

Total Number of Cases: 1