

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

**In the Matter of:**

<b>APPLICATION OF ESSENTIAL</b>	)	
<b>UTILITIES, INC., PNG COMPANIES LLC,</b>	)	
<b>PEOPLES GAS KY LLC, AND DELTA</b>	)	
<b>NATURAL GAS COMPANY, INC. FOR (1)</b>	)	<b>CASE NO. 2020-00346</b>
<b>A DECLARATORY ORDER AND (2)</b>	)	
<b>INCREASE IN RATES FOR PEOPLES GAS</b>	)	
<b>KY LLC</b>	)	

**MOTION FOR DEVIATION FROM ORDER**

Comes Essential Utilities, Inc. (“Essential”), PNG Companies LLC (“PNG”), Peoples Gas KY LLC (“Peoples KY”), and Delta Natural Gas Company, Inc. (“Delta”) (collectively, the “Applicants”), by counsel, for its Motion to Deviate from Order. In support of its Motion, the Joint Applicants state as follows:

On February 22, 2021, the Commission issued an order approving the transfer of ownership of Peoples KY to Delta. Ordering Paragraph 6 stated that the “Commission shall initiate a separate proceeding in which to investigate the reasonableness of Delta’s farm-tap rates.” The Order also noted that “the merger will more than triple the number of farm-tap customers on Delta’s system, and that market conditions have changed considerably since 2010” when Delta last filed a rate case.

The Joint Applicants respectfully request a deviation from the portion of the February 22, 2021 Order commencing an investigation of the reasonableness of Delta’s farm-tap rates. Delta presently expects to file an application to increase its rates no later than the third quarter of 2021.

Given that Delta plans to file a rate case, it will afford the Commission the opportunity to fully examine Delta's farm-tap rates. Should Delta's plan to file a rate case change, Delta will notify the Commission forthwith by filing a notice in this proceeding.

WHEREFORE, Delta respectfully requests the Commission grant a deviation from the portion of the February 22, 2021 Order commencing an investigation of the reasonableness of Delta's farm-tap rates given Delta's intention to initiate a rate case proceeding.

Dated: March 3, 2021

Respectfully submitted,



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Monica H. Braun  
Mary Ellen Wimberly  
monica.braun@skofirm.com  
Maryellen.wimberly@skofirm.com  
Stoll Keenon Ogden PLLC  
300 West Vine Street  
Suite 2100  
Lexington, KY 40507  
Telephone: (859) 231-3000  
Facsimile: (859) 259-3503  
Counsel for the Applicants

**CERTIFICATE OF COMPLIANCE**

This is to certify that this March 3, 2021, electronic filing is a true and accurate copy of the same documents being filed in paper medium; that the electronic filing has been transmitted to the Commission on March 3, 2021; that there are currently no parties in this proceeding that the Commission has excused from participation by electronic means; and that the original copy of this filing in paper medium will be filed by hand-delivery with the Commission in accordance with the Commission's emergency procedures.



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Counsel for the Applicants