### **COMMONWEALTH OF KENTUCKY**

# **BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of:

# ELECTRONIC APPLICATION OF DELTA)NATURAL GAS COMPANY, INC. FOR AN)ADJUSTMENT OF ITS RATES AND A)CERTIFICATE OF PUBLIC)CONVENIENCE AND NECESSITY)

CASE NO. 2021-00185

# DELTA NATURAL GAS COMPANY, INC. MOTION FOR DEVIATION FROM NOTICE REQUIREMENTS

Pursuant to 807 KAR 5:001, Section 22 and 807 KAR 5:011, Section 15, Delta Natural Gas Company, Inc. ("Delta" or the "Company") hereby moves the Kentucky Public Service Commission ("Commission") for a deviation from notice requirements contained in 807 KAR 5:001, Section 17 and 807 KAR 5:011, Section 8.

On May 28, 2021, Delta filed its Application for an Adjustment of Rates and a Certificate of Public Convenience and Necessity with the Commission. As part of this Application, Delta provided at Tab 6 a copy of its customer notice and listed the newspapers that would run the notice for three consecutive weeks beginning May 24, 2021.

On June 3, 2021, Delta received a deficiency for elements of the customer notice. In an informal conference with Commission Staff on June 4, 2021, Delta explained that republishing the notice in newspapers would be very costly. Given the significant cost associated with republishing newspaper notice, the fact the rates in the original notice were correct, and the changes in the revised notice were only textual, good cause exists for a deviation from the notice regulations. On June 4, 2021, Delta published the revised customer notice on Delta's website, posted the revised

notice in its offices,<sup>1</sup> and filed the revised notice with the Commission in the record of this proceeding. Pursuant to 807 KAR 5:001, Section 22 and 807 KAR 5:011, Section 15, Delta hereby moves the Commission for a deviation from 807 KAR 5:001, Section 17 and 807 KAR 5:011, Section 8 to permit the publication of the revised notice by the methods described in this Motion.

Dated: June 6, 2021

Respectfully submitted,

Nanz Ellen Winberl

Monica H. Braun Mary Ellen Wimberly Katelyn L. Brown monica.braun@skofirm.com Maryellen.wimberly@skofirm.com Katelyn.brown@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 Delta Natural Gas Company, Inc.

## **CERTIFICATE OF COMPLIANCE**

This is to certify that this June 6, 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 June 6, 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.

Many Ellen Winbaly

<sup>&</sup>lt;sup>1</sup> Due to COVID-19, Delta's district offices are currently open to customer traffic only through the drive through window and will reopen to foot traffic on June 14, 2021. The revised notice has been posted on the front door of Delta's offices until the lobbies reopen to customers, at which time the revised notice will be posted in the offices' lobbies.