

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC TARIFF FILING OF COLUMBIA)	
GAS OF KENTUCKY, INC. TO EXTEND ITS)	CASE NO.
SMALL VOLUME GAS TRANSPORTATION)	2021-00386
SERVICE)	

ORDER

On September 30, 2021, Columbia Gas of Kentucky, Inc. (Columbia Kentucky) submitted a tariff filing through the Commission’s electronic Tariff Filing System to continue its Small Gas Transportation Service tariff and Small Volume Aggregation Service tariff, commonly known collectively as the “CHOICE program,” under the program’s current terms and conditions, through March 31, 2025. Extension of the CHOICE program was last approved in Case No. 2017-00115¹ and is scheduled to run through March 31, 2022. The September 30, 2021 tariff filing proposed an effective date of April 1, 2022. On October 18, 2021, the Commission issued an Order finding that an investigation was necessary to determine the reasonableness of the proposed tariffs to extend the CHOICE program, and that such investigation should occur through a formal proceeding rather than through the more informal tariff filing process. The Commission issued a procedural schedule attached as an Appendix to the October 18, 2021 Order.

The Commission, on its own motion, finds that a revised procedural schedule should be established to permit the Commission time to adequately consider Columbia

¹ Case No. 2017-00115, *Tariff Filing of Columbia Gas of Kentucky, Inc. to Extend its Small Volume Gas Transportation Service* (Ky. PSC June 19, 2017).

Kentucky's request to continue the CHOICE Program, and to ensure a robust record is developed. To that end, the Commission finds that Columbia Kentucky should serve a copy of its tariff filing, the October 18, 2021 Order, and this Order on all approved CHOICE program marketers by December 31, 2021. The procedural schedule set forth in the Appendix to this Order replaces the October 18, 2021 procedural schedule.

IT IS THEREFORE ORDERED that:

1. The October 18, 2021 procedural schedule is void.
2. Columbia Kentucky shall serve a copy of its tariff filing, the October 18, 2021 Order, and this Order on all approved CHOICE program marketers by December 31, 2021
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. 2020-00085² regarding filings with the Commission.
5. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding that is not adequately represented in the case, or (2) that the person requesting permissive intervention is likely to present issues or develop

² Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. Further, KRS 278.040(2) requires that a person seeking intervention must have an interest in the rates or service of a utility, as those are the only matters that are subject to the Commission's jurisdiction. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts that the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of utility service consumed by the movant or a general statement regarding a potential impact of possible modification of rates will not be deemed sufficient to establish a special interest. In addition, any motion to intervene filed after the date established in the procedural schedule shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

6. Columbia Kentucky shall give notice of any scheduled hearing in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2). In addition, the notice of hearing shall include the following statement: "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 listing on the PSC website, psc.ky.gov." At the time publication is requested, Columbia Kentucky shall forward a duplicate of the notice and request to the Commission.

7. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

8. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

9. 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.

10. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

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By the Commission



ATTEST:


Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2021-00386 DATED DEC 07 2021

Last day for intervention requests to be accepted.....	01/14/2022
Columbia Kentucky may file direct testimony no later than.....	01/18/2022
All initial requests for information to Columbia Kentucky shall be filed no later than	02/04/2022
Columbia Kentucky shall file responses to initial requests for information no later than.....	02/18/2022
All supplemental requests for information to Columbia Kentucky shall be filed no later than	03/04/2022
Columbia Kentucky shall file responses to supplemental requests for information no later than	03/18/2022
Intervenor testimony, if any, in verified prepared form shall be filed no later than	03/25/2022
All requests for information to Intervenors shall be filed no later than.....	04/01/2022
Intervenors shall file responses to requests for information no later than.....	04/18/2022
Columbia Kentucky shall file, in verified form, its rebuttal testimony no later than	04/29/2022
Last day for Parties to request a Public Hearing or submit a request for the matter be decided based upon the written record	05/06/2022

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