



Regulation is a maze. We can show you the way!

Whitney E. Snyder
717.703.0807
wesnyder@hmslegal.com

Thomas J. Sniscak
717.703.0800
tjsniscak@hmslegal.com

Erich W. Struble
717.703.0812
ewstruble@hmslegal.com

501 Corporate Circle, Suite 302, Harrisburg, PA 17110 Phone: 717.236.1300 Fax: 717.236.4841 www.hmslegal.com

April 21, 2025

By Electronic Filing

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street – Second Floor North
Harrisburg, PA 17120

Re: Joint Petition for Generic Investigation or Rulemaking Regarding “Gas-On- Gas”
Competition Between Jurisdictional Natural Gas Distribution Companies, Docket
No. P-2011-2277868

Generic Investigation Regarding Gas-On-Gas Competition Between Jurisdictional
Natural Gas Distribution Companies, Docket No. I-2012- 2320323;
**PREHEARING CONFERENCE MEMORANDUM OF THE
PENNSYLVANIA STATE UNIVERSITY**

Dear Secretary Homsher:

Enclosed you will find The Pennsylvania State University’s Prehearing Conference
Memorandum in the above-captioned matters. Copies have been served in accordance with the
attached Certificate of Service.

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
April 21, 2025
Page 2

If you have any questions regarding this filing, please contact me.

Very truly yours,

/s/ Whitney E. Snyder

Whitney E. Snyder
Thomas J. Sniscak
Erich W. Struble

Counsel for The Pennsylvania State University

WES/das
Enclosures

cc: Katrina L. Dunderdale, Administrative Law Judge (kdunderdal@pa.gov)
Mary Swarner, Legal Assistant (mswarner@pa.gov)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Joint Petition for Generic Investigation or	:	
Rulemaking Regarding “Gas-On- Gas”	:	
Competition Between Jurisdictional Natural	:	Docket No. P-2011-2277868
Gas Distribution Companies	:	
Generic Investigation Regarding Gas-On-	:	
Gas Competition Between Jurisdictional	:	Docket No. I-2012- 2320323
Natural Gas Distribution Companies	:	

**PREHEARING CONFERENCE MEMORANDUM OF
THE PENNSYLVANIA STATE UNIVERSITY**

TO: ADMINISTRATIVE LAW JUDGE KATRINA L. DUNDERDALE:

Pursuant to the Pennsylvania Public Utility Commission’s (“PUC” or “Commission”) regulations at 52 Pa. Code § 5.222(d)(1), and the April 2, 2025 Prehearing Conference Order, The Pennsylvania State University (“PSU”), by and through its counsel in this matter, hereby submits this Prehearing Conference Memorandum in the above-captioned proceeding for the initial telephonic prehearing conference scheduled for April 22, 2025.

I. REQUEST TO UPDATE SERVICE LIST

In accordance with the Commission’s Order entered April 2, 2025, e-mail service is acceptable for PSU counsel. Hard copy service is not required at this time. E-mail service of documents in this proceeding shall be accepted on behalf of PSU by the following:

Whitney E. Snyder, Attorney I.D. No. 316625
Thomas J. Sniscak, Attorney I.D. No. 33891
Erich W. Struble, Attorney I.D. No. 310768
HMS Legal LLP
501 Corporate Circle
Suite 302
Harrisburg, PA 17110
Phone: 717.236.1300

wesnyder@hmslegal.com
tjsniscak@hmslegal.com
ewstruble@hmslegal.com

Should hard copy service become necessary as this proceeding progresses, hard copy service can be sent to the attorneys at the address listed above. For purposes of the prehearing conference, Erich Struble will be speaking on behalf of PSU.

II. PROCEDURAL HISTORY

On June 24, 2014, a recommended decision (“2014 RD”) was issued at the above-referenced Dockets.¹ Exceptions and reply exceptions were filed. On May 4, 2017, the Commission entered an order (“2017 Order”) permitting gas-on-gas competition under specific conditions and sought comments on appropriate modifications to gas-on-gas flexible rate tariffs.² Comments and reply comments were filed.

On June 13, 2019, the Commission entered an order that, *inter alia*, articulated four open issues (2019 Order).³ The Commission directed parties to work collaboratively with each other and Commission staff in the Bureau of Technical Utility Services and the Law Bureau to attempt to reach a consensus resolution of the open issues.

On March 28, 2025, the Commission issued a Secretarial Letter advising parties that the collaborative had not reached consensus solutions and setting this matter for evidentiary hearing.

III. ISSUES

The Commission has indicated the following issues remain unresolved:

1. The appropriate methodology to calculate the lowest applicable gas-on-gas flex

¹ <https://www.puc.pa.gov/pcdocs/1293496.docx> (2014 RD).

² <https://www.puc.pa.gov/pcdocs/1519501.docx> (2017 Order).

³ <https://www.puc.pa.gov/pcdocs/1623771.docx>

tariff rates available to customers who participate in gas-on-gas competition.

2. The uniform tariff provisions to be utilized by jurisdictional natural gas distribution companies in implementing gas-on-gas flex rates.

3. The circumstances under which the extension of service to a potential gas-on-gas customers at full tariffed rates should be permitted.

4. Whether a separate rate schedule should be established for gas-on-gas flex rate customers.

IV. WITNESSES

PSU may offer the testimony of James L. Crist, P.E., in support of its positions. Mr. Crist's business address, telephone number and e-mail address are:

James L. Crist, P.E.
Lumen Group, Inc.
4226 Yarmouth Drive, Suite 101
Allison Park, PA 15101
(412) 487-9708
JLCrist@aol.com

PSU requests that copies of all interrogatories, answers to interrogatories, testimony and exhibits submitted be e-mailed directly to Mr. Crist at JLCrist@aol.com.

If called, Mr. Crist may present testimony regarding any issue raised in this proceeding.

V. PROCEDURAL SCHEDULE

PSU is amenable to working with the other parties to develop a mutually satisfactory schedule.

VI. DISCOVERY

PSU takes no position on modification of the discovery schedule at this time, but is willing to work with the parties on mutually agreeable modifications.

Respectfully Submitted,

/s/ Whitney E. Snyder

Whitney E. Snyder, Attorney I.D. No. 316625

Thomas J. Sniscak, Attorney I.D. No. 33891

Erich W. Struble, Attorney I.D. No. 310768

HMS Legal LLP

501 Corporate Circle

Suite 302

Harrisburg, PA 17110

Phone: 717.236.1300

wesnyder@hmslegal.com

tjsniscak@hmslegal.com

ewstruble@hmslegal.com

Counsel for

The Pennsylvania State University

Dated: April 21, 2025

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

VIA ELECTRONIC MAIL ONLY

Dominick A Sisinni Esquire
National Fuel Gas Distribution Corporation
PO Box 2081
1100 State Street
Erie PA 16512
sisinnid@natfuel.com

Meagan Moore Esquire
Jennifer Petrisek Esquire
William H Roberts II Esquire
Peoples Natural Gas Company LLC
375 North Shore Drive
Pittsburgh PA 15212
meagan.moore@peoples-gas.com
jennifer.petrisek@peoples-gas.com
william.h.robertsii@peoples-gas.com

Pamela C Polacek Esquire
McNees Wallace & Nurick
2448 Charleston Road
PO Box 129
Venetia PA 15367
ppolacek@ctenterprises.org

Tishekia Williams Esquire
Duquesne Light Company
411 Seventh Avenue
15th Floor
Pittsburgh PA 15219
twilliams@duqlight.com

*Counsel for Industrial Energy Consumers of
PA*

David W Gray Esquire
Equitable Gas Company LLC
225 North Shore Drive
Third Floor
Pittsburgh PA 15212
dgray@equitablegas.com

Mark C Morrow Esquire
UGI Corporation
460 North Gulph Road
King of Prussia PA 19406-2807
morrowm@ugicorp.com

Theodore J Gallagher Esquire
NiSource Corporate Services Company
121 Champion Way
Suite 100
Canonsburg PA 15317
tjgallagher@nisource.com

Michael S Swerling Esquire
PECO Energy Company
2301 Market Street S23-1
Philadelphia PA 19101-8699
michael.swerling@exeloncorp.com

*Counsel for Columbia Gas of Pennsylvania
Inc.*

Allison C Kaster Esquire
PA PUC BIE Legal Technical Second Floor
West
400 North Street
Harrisburg PA 17120
akaster@pa.gov

Darryl A Lawrence Esquire
Office Of Consumer Advocate
5th Floor Forum Place
555 Walnut Street
Harrisburg PA 17101-1923
dlawrence@paoca.org

Donna M J Clark Esquire
Energy Association of Pennsylvania
800 North Third Street
Suite 205
Harrisburg PA 17101
dclark@energypa.org

Charis Mincavage Esquire
Susan E Bruce Esquire
Rebecca Kimmel Esquire
McNees Wallace & Nurick
100 Pine Street
PO Box 1166
Harrisburg PA 17108
cmincavage@mwn.com
sbruce@mcneeslaw.com
rkimmel@mcneeslaw.com

*Counsel for Industrial Energy Consumers of
Pennsylvania*

Todd Pappasergi, Esquire
Pennsylvania Independent Oil & Gas
Association
212 Locust Street
Suite 300
Harrisburg, PA 17101-1510
todd@pioga.org
Steven C. Gray, Esquire
Office of Small Business Advocate
Forum Place
555 Walnut Street, 1st Floor
Harrisburg, PA 17101
sgray@pa.gov

Amy Neufeld Esquire
500 North Third Street Suite 800
Harrisburg PA 17110
amy.neufeld@exeloncorp.com

Counsel for Exelon Business Services Company

/s/ Whitney E. Snyder

Whitney E. Snyder
Thomas J. Sniscak
Erich W. Struble

Dated this 21st day of April, 2025