

## STATE CORPORATION COMMISSION

AT RICHMOND, APRIL 11, 2025

*State Corporation Commission  
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PETITION OF

APPALACHIAN POWER COMPANY

CASE NO. PUR-2025-00028

For Approval of a Minimum Bill, Tariffs,  
and Agreements to Implement a Shared  
Solar Program, Pursuant to § 56-594.4 of the  
Code of Virginia

ORDER FOR NOTICE AND HEARING

During its 2024 Session, the Virginia General Assembly enacted Chapters 715, 716, 763 and 765 of the 2024 Virginia Acts of Assembly. Among other things, these Acts of Assembly amend the Code of Virginia (“Code”) by adding a section numbered 56-594.4, effective July 1, 2024. Code § 56-594.4, which is applicable to Appalachian Power Company (“APCo” or the “Company”), requires the State Corporation Commission (“Commission”) to “establish by regulation a shared solar program that complies with the provisions of subsections B, C, D, and E by January 1, 2025, and shall require each utility to file any tariffs, agreements, or forms necessary for implementation of the program by July 1, 2025.”

On November 25, 2024, in Case No. PUR-2024-00122, the Commission entered an Order Adopting Regulations to implement the directives in Chapters 715, 716, 763 and 765.<sup>1</sup> On December 12, 2024, the Coalition for Community Solar Access filed a Petition for Reconsideration and Clarification. On December 13, 2024, the Commission issued an Order Granting Reconsideration that: (1) continued jurisdiction over this matter to consider the

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<sup>1</sup> *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: In the matter of amending regulations governing shared solar programs*, Case No. PUR-2024-00122, Order Adopting Rules, Doc. Con. Cen. No. 241130291 (Nov. 25, 2024).

Petition; and (2) suspended the Order Adopting Regulations pending the Commission's reconsideration. On February 10, 2025, the Commission issued an Order on Reconsideration in Case No. PUR-2024-00122 that unsuspends the Order Adopting Regulations, thus finalizing the new shared solar rules, effective February 14, 2025.<sup>2</sup>

Pursuant to Code § 56-594.4 D, the Commission must establish a minimum bill for APCo, which shall:

include the costs of all utility infrastructure and services used to provide electric service and administrative costs of the shared solar program. The Commission may modify the minimum bill over time. In establishing the minimum bill, the Commission shall (i) consider further costs the Commission deems relevant to ensure subscribing customers pay a fair share of the costs of providing electric services, (ii) minimize the costs shifted to customers not in a shared solar program, and (iii) calculate the benefits of shared solar to the electric grid and to the Commonwealth and deduct such benefits from other costs.

On February 10, 2025, the Commission entered an order in this proceeding that, among other things, directed APCo to file a minimum bill proposal on or before April 1, 2025. On April 1, 2025, APCo filed its petition proposing a minimum bill ("Petition") as directed by the Commission. In addition to a proposed minimum bill rate of \$48.66 per 1,000 kWh, the Petition includes several tariff schedules that the Company requests the Commission approve, including the Company's proposed: (i) Subscriber Tariff (Schedule SSP-S); (ii) Subscriber Organization Tariff (Schedule SSP-SO); (iii) Subscriber Organization Coordination Agreement; and (iv) Subscriber Organization Registration Agreement.<sup>3</sup>

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<sup>2</sup> *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: In the matter of amending regulations governing shared solar programs*, Case No. PUR-2024-00122, Order on Reconsideration, Doc. Con. Cen. No. 250210181 (Feb. 10, 2025).

<sup>3</sup> Petition at 8.

According to the Petition, the Company largely followed the methodology approved by the Commission for Virginia Electric and Power Company in Case No. PUR-2020-00125.<sup>4</sup> The Company states that in that proceeding, the Commission found that the minimum bill should include certain fixed and volumetric costs.<sup>5</sup> APCo states that the Company includes as fixed costs the Customer Charge and the Administrative Charge. APCo proposes that the existing Customer Charge apply from the applicable tariff under which a customer takes service. The Company explains that it set the Administrative Charge to \$1.00, as it is currently in the process of determining the necessary work to reprogram its customer information and billing systems to accommodate the shared solar program.<sup>6</sup>

APCo states that the Company includes as proposed volumetric costs: (1) Statutorily Non-Bypassable Generation Charges; (2) Base Distribution Charges; (3) Distribution RAC Charges; (4) Base Transmission Charges; and (5) Transmission RAC charges.<sup>7</sup> APCo explains that the Company did not propose Base Transmission Charges, as those charges are not included in the Company's tariffs.

APCo asserts that its proposed minimum bill also includes five Non-Bypassable charges, which are statutorily mandated: Rider Percentage of Income Payment Program (PIPP); Rider Broadband Capacity (BC); Rate Adjustment Clause (RAC); Rider RPS Compliance A.5; Rider PCAP Capacity A.5; and Rider Renewables Capacity A.6.<sup>8</sup> Additionally, APCO explains

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<sup>4</sup> *Id.* at 4.

<sup>5</sup> *Id.*

<sup>6</sup> *Id.*; Direct Testimony of William K. Castle ("Castle Direct") at 7.

<sup>7</sup> Petition at 4.

<sup>8</sup> *Id.*; Direct Testimony of Nicole M. Coon ("Coon Direct") at 4-5.

that its proposed minimum bill includes base distribution charges from the applicable tariff under which a customer takes service, including the Rider Energy Efficiency RAC and the Company's Transmission RAC for transmission charges.<sup>9</sup>

The Company states that prior to the consideration of benefits, the Company's proposed gross minimum bill equals \$89.25 for a customer who uses 1,000 kWh of grid electricity per month and subscribes for the same amount.<sup>10</sup>

The Company asserts that it calculated benefits consistent with how the benefits of utility-scale, distribution-interconnected solar facilities have been presented to and approved by the Commission in the past. The Company proposes to include credits for shifted PJM Interconnection, LLC ("PJM") zonal transmission costs, avoided load-based ancillary service costs, and Renewable Energy Certificates ("REC") generated by the shared solar facilities, which would be used to comply with the Company's Renewable Energy Portfolio Standard obligations under the Virginia Clean Economy Act.<sup>11</sup> APCo proposes that the REC credit on the minimum bill be the renewable energy premium charge in Optional Rider W.W.S. for each applicable subscriber's schedule.<sup>12</sup>

For the proposed shifted transmission and ancillary services credit on the minimum bill, the Company proposes to use the avoided cost rates for transmission and ancillary services that it calculated and proposed in the Company's ongoing net metering case, Case No.

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<sup>9</sup> Petition at 4.

<sup>10</sup> *Id.* at 5.

<sup>11</sup> *Id.*

<sup>12</sup> *Id.*

PUR-2024-00161.<sup>13</sup> To calculate the proposed transmission benefit, the Company states that it compared the average hourly monthly load profile of a typical residential customer with the average hourly generation profile of a representative solar array. The Company explains that it divided the average avoided transmission credit component, which is based on the Annual Network Integration Transmission Rates for the AEP Transmission Zone, by the total net excess generation to produce the proposed credit rate.<sup>14</sup> The Company states that it based its proposed ancillary service cost component rate on its actual 2023 PJM Ancillary Services charges.<sup>15</sup>

In sum, the Company states that it determined the total proposed shared solar benefits to be \$40.59 per 1,000 kWh.<sup>16</sup> The resultant minimum bill (net of benefits) the Company proposes in the Petition is thus \$48.66 per 1,000 kWh.<sup>17</sup> According to the Petition, the proposed \$48.66 minimum bill minimizes cost shifts to non-participating customers by appropriately compensating shared solar subscribers for the benefits provided by shared solar facilities while ensuring those subscribers contribute their fair share towards the Company's cost of providing retail electric service.<sup>18</sup>

NOW THE COMMISSION, upon consideration of this matter, is of the opinion and finds that APCo should provide public notice of its Application; hearings should be scheduled for the purpose of receiving testimony from public witnesses and evidence on the Application;

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<sup>13</sup> *Id.* at 6; Coon Direct at 7.

<sup>14</sup> Petition at 7.

<sup>15</sup> *Id.*

<sup>16</sup> Petition at 5; Castle Direct at 3.

<sup>17</sup> Petition at 5.

<sup>18</sup> *Id.* at 7.

interested persons should have an opportunity to file comments on the Application or to participate as respondents in this proceeding; and Commission Staff (“Staff”) should be directed to investigate the Application and file testimony and exhibits containing its findings and recommendations thereon.

To promote administrative efficiency and timely service of filings upon participants, the Commission will, among other things, direct the electronic filing of testimony and pleadings unless they contain confidential information, and require electronic service on parties to this proceeding.

Accordingly, IT IS ORDERED THAT:

(1) All pleadings in this matter shall be submitted electronically to the extent authorized by 5 VAC 5-20-150, *Copies and format*, of the Commission’s Rules of Practice and Procedure (“Rules of Practice”).<sup>19</sup> Confidential and Extraordinarily Sensitive Information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. Any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk’s Office Document Control Center at (804) 371-9838 to arrange the delivery.

(2) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Rules of Practice, the Commission directs that service on parties and the Staff in this matter shall be accomplished by electronic means. Concerning Confidential or Extraordinarily Sensitive Information, parties and the Staff are instructed to work together to agree upon the manner in which documents containing such information shall be served upon one another, to the extent practicable, in an

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<sup>19</sup> 5 VAC 5-20-10 *et seq.*

electronically protected manner, even if such information is unable to be filed in the Office of the Clerk, so that no party or the Staff is impeded from preparing its case.

(3) As provided by Code § 12.1-31 and 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Rules of Practice, a Hearing Examiner is appointed to rule on any discovery matters that may arise during the course of this proceeding. A copy of each discovery filing made with the Commission's Clerk's Office in this matter shall also be sent electronically to the Office of the Hearing Examiners.<sup>20</sup>

(4) The Commission schedules a telephonic hearing for the receipt of testimony from public witnesses on the Company's Petition, as follows:

- (a) A hearing for the receipt of testimony from public witnesses on the Company's Petition shall be convened telephonically at 10 a.m. on June 9, 2025.
- (b) To promote fairness for all public witnesses, each witness will be allotted five minutes to provide testimony.
- (c) On or before May 27, 2025, any person desiring to offer testimony as a public witness shall provide to the Commission: (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission: (i) by filling out a form on the Commission's website at [scc.virginia.gov/case-information/webcasting/](http://scc.virginia.gov/case-information/webcasting/); or (ii) by calling (804) 371-9141 to register.
- (d) Beginning at 10 a.m. on June 9, 2025, the Commission will telephone sequentially each person who has signed up to testify as provided above.
- (e) This public witness hearing will be webcast at [scc.virginia.gov/case-information/webcasting/](http://scc.virginia.gov/case-information/webcasting/).

(5) The evidentiary portion of the hearing on the Petition shall be convened at 10 a.m. on June 9, 2025, or at the conclusion of the public witness portion of the hearing, whichever is later,

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<sup>20</sup> Such electronic copies shall be sent to: [OHEParalegals@scc.virginia.gov](mailto:OHEParalegals@scc.virginia.gov).

in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, to receive the testimony and evidence of the Company, any respondents, and the Staff.

(6) An electronic copy of the Company's Petition may be obtained by submitting a written request to counsel for the Company: Andrew J. Flavin, Troutman Pepper Locke LLP, 1001 Haxall Point, Richmond, Virginia 23219, or [andy.flavin@troutman.com](mailto:andy.flavin@troutman.com). Interested persons may also download unofficial copies from the Commission's website: [scc.virginia.gov/case-information/](http://scc.virginia.gov/case-information/).

(7) On or before April 23, 2025, the Company shall cause the following notice to be published as display advertising (not classified) on one (1) occasion in newspapers of general circulation throughout the Company's service territory within Virginia:

NOTICE TO THE PUBLIC OF THE PETITION OF  
APPALACHIAN POWER COMPANY  
PROPOSING A MINIMUM BILL, TARIFFS, AND  
AGREEMENTS TO IMPLEMENT A SHARED SOLAR  
PROGRAM PURSUANT TO VIRGINIA CODE § 56-594.4  
CASE NO. PUR-2025-00028

During its 2024 Session, the Virginia General Assembly enacted Chapters 715, 716, 763 and 765 of the 2024 Virginia Acts of Assembly. Among other things, these Acts of Assembly amend the Code of Virginia ("Code") by adding a section numbered 56-594.4, effective July 1, 2024. Code § 56 594.4, which is applicable to Appalachian Power Company ("APCo" or the "Company"), requires the State Corporation Commission ("Commission") to "establish by regulation a shared solar program that complies with the provisions of subsections B, C, D, and E by January 1, 2025, and shall require each utility to file any tariffs, agreements, or forms necessary for implementation of the program by July 1, 2025."

On November 25, 2024, in Case No. PUR-2024-00122, the Commission entered an Order Adopting Regulations to implement the directives in Chapters 715, 716, 763 and 765. On December 12, 2024, the Coalition for Community Solar Access filed a

Petition for Reconsideration and Clarification. On December 13, 2024, the Commission issued an Order Granting Reconsideration that: (1) continued jurisdiction over this matter to consider the Petition; and (2) suspended the Order Adopting Regulations pending the Commission's reconsideration. On February 10, 2025, the Commission issued an Order on Reconsideration in Case No. PUR-2024-00122 that unsuspends the Order Adopting Regulations, thus finalizing the new shared solar rules, effective February 14, 2025.

Pursuant to Code § 56-594.4 D, the Commission must establish a minimum bill for APCo, which shall:

include the costs of all utility infrastructure and services used to provide electric service and administrative costs of the shared solar program. The Commission may modify the minimum bill over time. In establishing the minimum bill, the Commission shall (i) consider further costs the Commission deems relevant to ensure subscribing customers pay a fair share of the costs of providing electric services, (ii) minimize the costs shifted to customers not in a shared solar program, and (iii) calculate the benefits of shared solar to the electric grid and to the Commonwealth and deduct such benefits from other costs.

On February 10, 2025, the Commission entered an order in this proceeding that, among other things, directed APCo to file a minimum bill proposal on or before April 1, 2025. On April 1, 2025, APCo filed its petition proposing a minimum bill ("Petition") as directed by the Commission. In addition to a proposed minimum bill rate of \$48.66 per 1,000 kWh, the Petition includes several tariff schedules that the Company requests the Commission approve, including the Company's proposed (i) Subscriber Tariff (Schedule SSP-S); (ii) Subscriber Organization Tariff (Schedule SSP-SO); (iii) Subscriber Organization Coordination Agreement; and (iv) Subscriber Organization Registration Agreement.

According to the Petition, the Company largely followed the methodology approved by the Commission for Virginia Electric and Power Company in Case No. PUR-2020-00125. The Company states that in that proceeding, the Commission found that the minimum bill should include certain fixed and volumetric costs. APCo states that the Company includes as fixed costs the

Customer Charge and the Administrative Charge. APCo proposes that the existing Customer Charge apply from the applicable tariff under which a customer takes service. The Company explains that it set the Administrative Charge to \$1.00, as it is currently in the process of determining the necessary work to reprogram its customer information and billing systems to accommodate the shared solar program.

APCo states that the Company includes as proposed volumetric costs: (1) Statutorily Non-Bypassable Generation Charges; (2) Base Distribution Charges; (3) Distribution RAC Charges; (4) Base Transmission Charges; and (5) Transmission RAC charges. APCo explains that the Company did not propose Base Transmission Charges, as those charges are not included in the Company's tariffs.

APCo asserts that its proposed minimum bill also includes five Non-Bypassable charges, which are statutorily mandated: Rider Percentage of Income Payment Program (PIPP); Rider Broadband Capacity (BC); Rate Adjustment Clause (RAC); Rider RPS Compliance A.5; Rider PCAP Capacity A.5; and Rider Renewables Capacity A.6. Additionally, APCO explains that its proposed minimum bill includes base distribution charges from the applicable tariff under which a customer takes service, including the Rider Energy Efficiency RAC and the Company's Transmission RAC for transmission charges.

The Company states that prior to the consideration of benefits, the Company's proposed gross minimum bill equals \$89.25 for a customer who uses 1,000 kWh of grid electricity per month and subscribes for the same amount.

The Company asserts that it calculated benefits consistent with how the benefits of utility-scale, distribution-interconnected solar facilities have been presented to and approved by the Commission in the past. The Company proposes to include credits for shifted PJM Interconnection, LLC ("PJM") zonal transmission costs, avoided load-based ancillary service costs, and Renewable Energy Certificates ("REC") generated by the shared solar facilities, which would be used to comply with the Company's Renewable Energy Portfolio Standard obligations under the Virginia Clean Economy Act. APCo proposes that the REC credit on the minimum bill be the renewable energy premium charge in Optional Rider W.W.S. for each applicable subscriber's schedule.

For the proposed shifted transmission and ancillary services credit on the minimum bill, the Company proposes to use the avoided cost rates for transmission and ancillary services that it calculated and proposed in the Company's ongoing net metering case, Case No. PUR-2024-00161. To calculate the proposed transmission benefit, the Company states that it compared the average hourly monthly load profile of a typical residential customer with the average hourly generation profile of a representative solar array. The Company explains that it divided the average avoided transmission credit component, which is based on the Annual Network Integration Transmission Rates for the AEP Transmission Zone, by the total net excess generation to produce the proposed credit rate. The Company states that it based its proposed ancillary service cost component rate on its actual 2023 PJM Ancillary Services charges.

In sum, the Company states that it determined the total proposed shared solar benefits to be \$40.59 per 1,000 kWh. The resultant minimum bill (net of benefits) the Company proposes in the Petition is thus \$48.66 per 1,000 kWh. According to the Petition, the proposed \$48.66 minimum bill minimizes cost shifts to non-participating customers by appropriately compensating shared solar subscribers for the benefits provided by shared solar facilities while ensuring those subscribers contribute their fair share towards the Company's cost of providing retail electric service.

Interested persons are encouraged to review the Petition and supporting documents in full for additional details.

The Commission entered an Order for Notice and Hearing in this proceeding that, among other things, scheduled public hearings on APCo's Petition. A hearing for the receipt of testimony from public witnesses on the Company's Petition shall be convened telephonically by the Commission at 10 a.m. on June 9, 2025. On or before May 27, 2025, any person desiring to offer testimony as a public witness shall provide to the Commission: (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission: (i) by filling out a form on the Commission's website at [scc.virginia.gov/case-information/webcasting/](https://scc.virginia.gov/case-information/webcasting/); or (ii) by calling (804) 371-9141 to register. This public witness hearing will be webcast at [scc.virginia.gov/case-information/webcasting/](https://scc.virginia.gov/case-information/webcasting/).

Beginning at 10 a.m. on June 9, 2025, the Commission will telephone sequentially each person who has signed up to testify as provided above.

On June 9, 2025, at 10 a.m., or at the conclusion of the public witness portion of the hearing, whichever is later, in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, the Commission will convene a hearing to receive testimony and evidence related to the Petition from the Company, any respondents, and the Commission Staff ("Staff").

To promote administrative efficiency and timely service of filings upon participants, the Commission has directed the electronic filing of testimony and pleadings, unless they contain confidential information, and required electronic service on parties to this proceeding.

An electronic copy of the Company's Petition may be obtained by submitting a written request to counsel for the Company: Andrew J. Flavin, Troutman Pepper Locke LLP, 1001 Haxall Point, Richmond, Virginia 23219, or [andy.flavin@troutman.com](mailto:andy.flavin@troutman.com). Interested persons may also download unofficial copies of the Petition and the public versions of other documents filed in this case from the Commission's website: [scc.virginia.gov/case-information/](http://scc.virginia.gov/case-information/).

On or before May 27, 2025, any interested person may submit comments on the Petition by following the instructions found on the Commission's website: [scc.virginia.gov/case-information/submit-public-comments](http://scc.virginia.gov/case-information/submit-public-comments). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All such comments shall refer to Case No. PUR-2025-00028.

On or before May 1, 2025, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation with the Clerk of the Commission at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission at the address listed above. Such notice of participation shall include the email addresses of such parties or their counsel, if available. The respondent simultaneously shall serve a copy of the notice of

participation on counsel to the Company, any other respondents and Staff electronically as described above. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice and Procedure, 5 VAC 5-20-10 *et seq.* ("Rules of Practice"), any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2025-00028. For additional information about participation as a respondent, any person or entity should obtain a copy of the Commission's Order for Notice and Hearing.

On or before May 12, 2025, each respondent may file with the Clerk of the Commission, at [sec.virginia.gov/clk/efiling](https://sec.virginia.gov/clk/efiling), any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address listed above. Each witness's testimony shall include a summary not to exceed one page. All testimony and exhibits shall be served electronically on the Staff, the Company, and all other respondents simultaneous with their filing. In all filings, respondents shall comply with the Rules of Practice, as modified herein, including, but not limited to: 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2025-00028.

Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified by the Commission's Order for Notice and Hearing, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Rules of Practice.

The Company's Petition, the Commission's Rules of Practice, the Commission's Order for Notice and Hearing, and the public versions of other documents filed in the case may be viewed at: [sec.virginia.gov/case-information/](https://sec.virginia.gov/case-information/).

APPALACHIAN POWER COMPANY

(8) On or before April 23, 2025, the Company shall serve a copy of this Order for Notice and Hearing on the following local officials, to the extent the position exists, in each county, city, and town in which the Company provides service in the Commonwealth of Virginia: the chairman of the board of supervisors and county attorney of each county, and the mayor or manager (or equivalent official) and city or town attorney of every city and town. Service shall be made electronically where possible; if electronic service is not possible, service shall be made by either personal delivery or first-class mail to the customary place of business or residence of the person served.

(9) On or before May 7, 2025, the Company shall file proof of the notice and service required by Ordering Paragraphs (7) and (8), including the name, title, address, and electronic mail address (if applicable) of each official served, with the Clerk of the Commission at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling).

(10) On or before May 27, 2025, any interested person may submit comments on the Petition by following the instructions found on the Commission's website: [scc.virginia.gov/case-information/submit-public-comments](http://scc.virginia.gov/case-information/submit-public-comments). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2025-00028.

(11) On or before May 1, 2025, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation with the Clerk of the Commission at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission

at the address listed in Ordering Paragraph (10). Such notice of participation shall include the email addresses of such parties or their counsel, if available. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company, any other respondents and Staff as described in Ordering Paragraph (2). Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2025-00028.

(12) Within five (5) business days of receipt of a notice of participation as a respondent, the Company shall serve upon the respondent a copy of the Petition and supporting materials, unless these materials already have been provided to the respondent.

(13) On or before May 12, 2025, each respondent may file with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](https://scc.virginia.gov/clk/efiling), any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address listed in Ordering Paragraph (10). Each witness's testimony shall include a summary not to exceed one page. A copy of all testimony and exhibits shall be served on the Staff, the Company, and all other respondents as described in Ordering Paragraph (2). In all filings, respondents shall comply with the Rules of Practice, as modified herein, including, but not limited to: 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2025-00028.

(14) The Staff shall investigate the Petition. On or before May 12, 2025, the Staff shall file with the Clerk of the Commission its testimony and exhibits, and each Staff witness's testimony shall include a summary not to exceed one page. The Staff shall serve a copy thereof on counsel to the Company and all respondents as described in Ordering Paragraph (2).

(15) On or before May 21, 2025, APCo shall file with the Clerk of the Commission any rebuttal testimony and exhibits that it expects to offer, and each rebuttal witness's testimony shall include a summary not to exceed one page. The Company shall serve a copy of its rebuttal testimony and exhibits on the Staff and all respondents as described in Ordering Paragraph (2).

(16) Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified by Ordering Paragraph (1), all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

(17) The Commission's Rule of Practice 5 VAC 5-20-260, *Interrogatories to parties or requests for production of documents and things*, shall be modified for this proceeding as follows: responses and objections to written interrogatories and requests for production of documents shall be served within five (5) calendar days after receipt of the same. In addition to the service requirements of 5 VAC 5-20-260 of the Rules of Practice, on the day that copies are filed with the Clerk of the Commission, a copy of the interrogatory or request for production shall be served electronically on the party to whom the interrogatory or request for production is directed or the assigned Staff attorney, if the interrogatory or request for production is directed to

the Staff.<sup>21</sup> Except as modified herein, discovery shall be in accordance with Part IV of the Commission's Rules of Practice, 5 VAC 5-20-240 *et seq.*

(18) This matter is continued.

A COPY hereof shall be sent electronically by the Clerk of the Commission to all persons on the official Service List in this matter. The Service List is available from the Clerk of the Commission.

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<sup>21</sup> The assigned Staff attorneys are identified on the Commission's website, [scc.virginia.gov/case-information/](http://scc.virginia.gov/case-information/), by clicking "Docket Search," then clicking "Search by Case Information," and entering the case number, PUR-2025-00028, in the appropriate box.