

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION
AT RICHMOND, DECEMBER 11, 2020

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APPLICATION OF

VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUR-2020-00271

For approval of an extension and modifications to special rates, terms and conditions pursuant to § 56-235.2 of the Code of Virginia

ORDER FOR NOTICE AND HEARING

On November 20, 2020, Virginia Electric and Power Company ("Dominion" or "Company"), pursuant to § 56-235.2 of the Code of Virginia ("Code"), filed with the State Corporation Commission ("Commission") an application ("Application") for approval of the special rate and contract for electric service entered into on October 20, 2020, by and between Amazon Data Services, Inc. ("ADS"), and Dominion ("Revised Special Rate Contract").¹ The Revised Special Rate Contract replaces and extends the current special rate contract ("Current Special Rate Contract") that was approved by the Commission in Case No. PUE-2015-00103.²

The Current Special Rate Contract expires on December 31, 2020. Dominion therefore also seeks authority to continue serving and billing ADS under the Current Special Rate Contract and attendant tariff until the Commission issues a decision on the Revised Special Rate Contract.³

¹ Application at 1.

² *Id.* at 1, 3; *Application of Virginia Electric and Power Company, For approval of special rates, terms and conditions pursuant to § 56-235.2 of the Code of Virginia and new rate schedules SCR – GS-3 and SCR – GS-4*, Case No. PUE-2015-00103, 2016 S.C.C. Ann. Rept. 293, Final Order (Jan. 19, 2016). The Company is not seeking to extend an Energy Management Services Agreement that is part of the Current Special Rate Contract. *See* Application at 4.

³ Application at 2.

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ADS is a high-load factor, Virginia jurisdictional customer of Dominion that owns and operates several cloud computing data centers in Virginia. ADS is a subsidiary of Amazon.com, Inc. ("Amazon"), and an affiliate of Amazon Web Services. In its Application, Dominion states that ADS, Amazon, and Amazon Web Services have made long-term corporate commitments to achieve 100% renewable energy usage for their global infrastructure footprint.⁴

As set forth in the Application, the Revised Special Rate Contract is comprised of: (i) a base contract proposed for a term extending through December 31, 2025, and continuing thereafter by automatic one-year renewals, unless otherwise terminated with notice; and (ii) a single market-based rate schedule ("SCR Rate Schedule") for the Company's provision of electric service to some or all of ADS's qualifying current and future accounts.⁵ According to Dominion, the inclusion of the new market-based rate, which contains higher variable and lower fixed charges than are currently in Rate Schedules GS-3 and GS-4 and follows the Company's New MBR Rate Schedule approved by the Commission in Case No. PUR-2018-00192, is a key component in the SCR Rate Schedule.⁶ The market-based rate detailed in the SCR Rate Schedule is designed to be representative of the Company's PJM Interconnection, L.L.C. ("PJM") wholesale market costs to serve ADS, plus an administrative margin.⁷ According to the Company, this optional market-based retail rate would create a more direct financial correlation between ADS's wholesale transactions in the PJM market and its retail load billing, which would

⁴ *Id.* at 3.

⁵ *Id.* at 5; Direct Testimony of Robert J. Trexler at 6. The Current Special Rate Contract includes two separate schedules. *See* Application at 4.

⁶ Application at 4-5; *Application of Virginia Electric and Power Company, For approval to establish a rate schedule designated Rate Schedule MBR, pursuant to § 56-234 A of the Code of Virginia*, Case No. PUR-2018-00192, Doc. Con. Cen. No. 200120040, Final Order (Jan. 14, 2020).

⁷ Application at 5.

allow ADS to continue to invest in renewable energy and work towards its renewable energy goals.⁸

The Company asserts that, to qualify for service under the SCR Rate Schedule, ADS's accounts must: (i) receive electricity supply service and electric delivery service from Dominion at their service locations; (ii) have peak demand of 5 megawatts or more; and (iii) meet the additional criteria set forth in the Revised Special Rate Contract.⁹

Dominion states that the proposed Revised Special Rate Contract and SCR Rate Schedule reflect the implementation of certain non-bypassable charges established in Virginia law.¹⁰ The Company further states that the Revised Special Rate Contract would protect the public interest, would not unreasonably prejudice or disadvantage any customer or class of customers, and would not jeopardize the continuation of reliable utility service.¹¹ According to the Company, the SCR Rate Schedule would likely result in altered levels of base rate revenue as compared to the Company's traditional rate schedules, though the amount of such revenue differences would depend on the amount of load that actually migrates from Rate Schedules GS-3 and GS-4 to the Revised SCR Rate Schedule and, ultimately, on fuel and market prices.¹² Dominion also asserts that other than the administrative costs of preparing for this proceeding and negotiating the

⁸ Direct Testimony of Robert J. Trexler at 5, 8.

⁹ Application at 5.

¹⁰ *Id.* at 4.

¹¹ *Id.* at 6-9.

¹² Direct Testimony of Robert J. Trexler at 14-15.

Revised Special Rate Contract, it does not expect to incur direct costs specifically related to the Revised Special Rate Contract.¹³

Finally, in conjunction with the filing of its Application, on November 20, 2020, the Company filed the Motion of Virginia Electric and Power Company for Entry of a Protective Order and Additional Protective Treatment ("Motion for Protective Ruling") and a proposed protective order that establishes procedures governing the use of confidential and extraordinarily sensitive information in this proceeding.

NOW THE COMMISSION, upon consideration of this matter, is of the opinion and finds that this matter should be docketed; Dominion should provide public notice of its Application; a public witness hearing and an evidentiary hearing should be scheduled for the purpose of receiving testimony and evidence on the Application; interested persons should have an opportunity to file comments on the Application or to participate as respondents in this proceeding; and the Commission's Staff ("Staff") should be directed to investigate the Application and file testimony and exhibits containing its findings and recommendations thereon.

We also find that the Company's request for authority to continue serving and billing ADS under the Current Special Rate Contract and attendant tariff until such time as the Commission issues a decision on the proposed Revised Special Rate Contract should be granted.

Further, we find that a Hearing Examiner should be assigned to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Company's Motion for Protective Ruling and filing a final report containing the Hearing Examiner's findings and recommendations.

¹³ Application at 10.

The Commission takes judicial notice of the ongoing public health emergency related to the spread of the coronavirus, or COVID-19, and the declarations of emergency issued at both the state and federal levels.¹⁴ The Commission has taken certain actions, and may take additional actions going forward, which could impact the procedures in this proceeding.¹⁵ Consistent with these actions, in regard to the terms of the procedural framework established below, 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) This matter is docketed and assigned Case No. PUR-2020-00271.

(2) All pleadings in this matter should be submitted electronically to the extent authorized by Rule 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice").¹⁶ Confidential and Extraordinarily Sensitive information

¹⁴ See, e.g., Executive Order No. 51, Declaration of a State of Emergency Due to Novel Coronavirus, COVID-19, issued March 12, 2020, by Gov. Ralph S. Northam. See also Executive Order No. 53, Temporary Restrictions on Restaurants, Recreational, Entertainment, Gatherings, Non-Essential Retail Businesses, and Closure of K-12 Schools Due to Novel Coronavirus (COVID-19), issued March 23, 2020, by Governor Ralph S. Northam, and Executive Order No. 55, Temporary Stay At Home Order Due to Novel Coronavirus (COVID-19), issued March 30, 2020, by Governor Ralph S. Northam. These and subsequent Executive Orders related to COVID-19 may be found at: <https://www.governor.virginia.gov/executive-actions/>.

¹⁵ See, e.g., *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic Service of Commission Orders*, Case No. CLK-2020-00004, Doc. Con. Cen. No. 200330035, Order Concerning Electronic Service of Commission Orders (Mar. 19, 2020), extended by Doc. Con. Cen. No. 200520105, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (May 11, 2020); *Commonwealth of Virginia, ex rel., State Corporation Commission, Ex Parte: Revised Operating Procedures During COVID-19 Emergency*, Case No. CLK-2020-00005, Doc. Con. Cen. No. 200330042, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (Mar. 19, 2020), extended by Doc. Con. Cen. No. 200520105, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (May 11, 2020); *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic service among parties during COVID-19 emergency*, Case No. CLK-2020-00007, Doc. Con. Cen. No. 200410009, Order Requiring Electronic Service (Apr. 1, 2020).

¹⁶ 5 VAC 5-20-10 *et seq.*

shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. For the duration of the COVID-19 emergency, 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.¹⁷

(3) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Commission's 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 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.

(4) The Company is permitted to continue serving and billing ADS under the Current Special Rate Contract and attendant tariff on an interim basis until such time as the Commission issues a decision on the proposed Revised Special Rate Contract.

(5) As provided by § 12.1-31 of the Code and 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Commission's Rules of Practice, a Hearing Examiner is appointed to conduct all further proceedings in this matter on behalf of the Commission.

(6) Due to the ongoing public health emergency related to the spread of the coronavirus, or COVID-19, the Commission hereby schedules a telephonic hearing for the receipt of testimony from public witnesses on the Company's Application, as follows:

¹⁷ As noted in the Commission's March 19, 2020 Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency in Case No. CLK-2020-00005, submissions to the Commission's Clerk's Office via U.S. mail or commercial mail equivalents may not be processed for an indefinite period of time due to the COVID-19 emergency. *See* n.15, *supra*.

- (a) A hearing for the receipt of testimony from public witnesses on the Company's Application shall be convened telephonically at 10 a.m. on June 29, 2021, with no witness present in the Commission's courtroom.¹⁸
- (b) To promote fairness for all public witnesses, each witness will be allotted five minutes to provide testimony.
- (c) On or before June 25, 2021, 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 in three ways: (i) by filling out a form on the Commission's website at scc.virginia.gov/pages/Webcasting; (ii) by completing and emailing the PDF version of this form to SCCInfo@scc.virginia.gov; or (iii) by calling (804) 371-9141.
- (d) Beginning at 10 a.m. on June 29, 2021, the Commission will telephone sequentially each person who has signed up to testify as provided above. This hearing will not be convened, and the parties will be notified of such, if no person signs up to testify as a public witness.
- (e) This public witness hearing will be webcast at scc.virginia.gov/pages/Webcasting.

(7) A public evidentiary hearing shall be convened at 10 a.m. on June 30, 2021, either in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or by electronic means, to receive testimony and evidence offered by the Company, respondents, and the Staff on the Application. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

(8) An electronic copy of the Company's Application may be obtained by submitting a written request to counsel for the Company, Jontille D. Ray, Esquire, McGuireWoods LLP, Gateway Plaza, 800 East Canal Street, Richmond, Virginia 23219, or jray@mcguirewoods.com. Interested persons also may download unofficial copies from the Commission's website: scc.virginia.gov/pages/Case-Information.

¹⁸ The Commission will convene counsel of record in this proceeding to attend the public witness hearing virtually.

(9) On or before January 20, 2021, 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 AN APPLICATION FOR
APPROVAL OF AN EXTENSION AND MODIFICATIONS TO
SPECIAL RATES, TERMS AND CONDITIONS BY
VIRGINIA ELECTRIC AND POWER COMPANY
D/B/A DOMINION ENERGY VIRGINIA
CASE NO. PUR-2020-00271

- Virginia Electric and Power Company d/b/a Dominion Energy Virginia ("Dominion") seeks approval to extend the special rate and contract for electric service entered into on October 20, 2020, by and between Dominion and Amazon Data Services, Inc.
- Due to the ongoing public health emergency related to the spread of the coronavirus, or COVID-19, a Hearing Examiner appointed by the State Corporation Commission will hold a telephonic hearing in this case on June 29, 2021, at 10 a.m., for the receipt of public witness testimony.
- A Hearing Examiner appointed by the State Corporation Commission will hold an evidentiary hearing in this case on June 30, 2021, at 10 a.m.
- Further information about this case is available on the SCC website at: scc.virginia.gov/pages/Case-Information.

On November 20, 2020, Virginia Electric and Power Company ("Dominion" or "Company"), pursuant to § 56-235.2 of the Code of Virginia ("Code"), filed with the State Corporation Commission ("Commission") an application ("Application") for approval of the special rate and contract for electric service entered into on October 20, 2020, by and between Amazon Data Services, Inc. ("ADS"), and Dominion ("Revised Special Rate Contract"). The Revised Special Rate Contract replaces and extends the current special rate contract ("Current Special Rate Contract") that was approved by the Commission in Case No. PUE-2015-00103.

The Current Special Rate Contract expires on December 31, 2020. Dominion therefore also seeks authority to continue serving and billing ADS under the Current Special Rate Contract and attendant tariff until the Commission issues a decision on the Revised Special Rate Contract.

ADS is a high-load factor, Virginia jurisdictional customer of Dominion that owns and operates several cloud computing data centers in Virginia. ADS is a subsidiary of Amazon.com, Inc. ("Amazon"), and an affiliate of Amazon Web Services. In its Application, Dominion states that ADS, Amazon, and Amazon Web Services have made long-term corporate commitments to achieve 100% renewable energy usage for their global infrastructure footprint.

As set forth in the Application, the Revised Special Rate Contract is comprised of: (i) a base contract proposed for a term extending through December 31, 2025, and continuing thereafter by automatic one-year renewals, unless otherwise terminated with notice; and (ii) a single market-based rate schedule ("SCR Rate Schedule") for the Company's provision of electric service to some or all of ADS's qualifying current and future accounts.

According to Dominion, the inclusion of the new market-based rate, which contains higher variable and lower fixed charges than are currently in Rate Schedules GS-3 and GS-4 and follows the Company's New MBR Rate Schedule approved by the Commission in Case No. PUR-2018-00192, is a key component in the SCR Rate Schedule. The market-based rate detailed in the SCR Rate Schedule is designed to be representative of the Company's PJM Interconnection, L.L.C. ("PJM") wholesale market costs to serve ADS, plus an administrative margin. According to the Company, this optional market-based retail rate would create a more direct financial correlation between ADS's wholesale transactions in the PJM market and its retail load billing, which would allow ADS to continue to invest in renewable energy and work towards its renewable energy goals.

The Company asserts that, to qualify for service under the SCR Rate Schedule, ADS's accounts must: (i) receive electricity supply service and electric delivery service from Dominion at their service locations; (ii) have peak demand of 5 megawatts or more; and (iii) meet the additional criteria set forth in the Revised Special Rate Contract.

Dominion states that the proposed Revised Special Rate Contract and SCR Rate Schedule reflect the implementation of certain non-bypassable charges established in Virginia law. The Company further states that the Revised Special Rate Contract would protect the public interest, would not unreasonably prejudice or disadvantage any customer or class of customers, and would not jeopardize the continuation of reliable utility service. According to the Company, the SCR Rate Schedule would likely result in altered levels of base rate revenue as compared to the Company's traditional rate schedules, though the amount of such revenue differences would depend on the amount of load that actually migrates from Rate Schedules GS-3 and GS-4 to the Revised SCR Rate Schedule and, ultimately, on fuel and market prices. Dominion also asserts that other than the administrative costs of preparing for this proceeding and negotiating the Revised Special Rate Contract, it does not expect to incur direct costs specifically related to the Revised Special Rate Contract.

Interested persons are encouraged to review the Application and supporting documents for the details of these and other proposals. TAKE NOTICE that the Commission may design rates in a manner differing from that shown in the Application and supporting documents.

The Commission entered an Order for Notice and Hearing in this proceeding that, among other things, scheduled public hearings on Dominion's Application and granted the Company's request to continue serving and billing ADS under the Current Special Rate Contract and attendant tariff on an interim basis. On June 29, 2021, at 10 a.m., the Commission will hold a telephonic hearing, with no witness present in the Commission's courtroom, for the purpose of receiving the testimony of public witnesses. On or before June 25, 2021, 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 in three ways: (i) by filling out a form on the Commission's website at scc.virginia.gov/pages/Webcasting; (ii) by completing and emailing the PDF version of this form to SCCInfo@scc.virginia.gov; or (iii) by calling (804) 371-9141. This public witness hearing will be webcast at scc.virginia.gov/pages/Webcasting.

On June 30, 2021, at 10 a.m., either in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or by electronic means, the Commission will convene a hearing to receive testimony and evidence related to the Application from the Company, any respondents, and the Commission's Staff. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

The Commission has taken judicial notice of the ongoing public health emergency related to the spread of the coronavirus, or COVID-19, and the declarations of emergency issued at both the state and federal levels. In accordance therewith, all pleadings, briefs, or other documents required to be served in this matter should 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"). 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. For the duration of the COVID-19 emergency, 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.

Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Commission's Rules of Practice, the Commission has directed that service on parties and the Commission's Staff in this matter shall be accomplished by electronic means. Please refer to the Commission's Order for Notice and Hearing for further instructions concerning Confidential or Extraordinarily Sensitive Information.

An electronic copy of the Company's Application may be obtained by submitting a written request to counsel for the Company, Jontille D. Ray, Esquire, McGuireWoods LLP, Gateway Plaza, 800 East Canal Street, Richmond, Virginia 23219, or jray@mcguirewoods.com.

On or before June 25, 2021, any interested person may file comments on the Application by following the instructions found on the Commission's website:

scc.virginia.gov/casecomments/Submit-Public-Comments. All comments shall refer to Case No. PUR-2020-00271.

On or before April 14, 2021, 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 State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, or by filing electronically at scc.virginia.gov/clk/efiling/. Such notice of participation shall include the email addresses of such parties or their counsel. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company. Pursuant to Rule 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 Rule 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2020-00271.

On or before May 12, 2021, each respondent may file with the Clerk of the Commission at the address above or electronically at scc.virginia.gov/clk/efiling/, and serve on the Commission's Staff, the Company, and all other respondents, any testimony and exhibits by which the respondent expects to establish its case, and each witness's testimony shall include a summary not to exceed one page. In all filings, respondents shall comply with the Commission's Rules of Practice, including 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-2020-00271.

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 Commission's Rules of Practice.

The Company's Application, the Commission's Rules of Practice and the Commission's Order for Notice and Hearing may be viewed at: scc.virginia.gov/pages/Case-Information.

VIRGINIA ELECTRIC AND POWER COMPANY
d/b/a DOMINION ENERGY VIRGINIA

(10) On or before January 20, 2021, 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 of each county; the mayor or manager (or equivalent official) of every city and town; and the county, city, or town attorney. 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.¹⁹

(11) On or before February 17, 2021, the Company shall file proof of the notice and service required by Ordering Paragraphs (9) and (10) above, including the name, title, address, and electronic mail address (if applicable) of each official served, with the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, or by filing electronically at scc.virginia.gov/clk/efiling/.

(12) On or before June 25, 2021, any interested person may file comments on the Application by following the instructions found on the Commission's website: scc.virginia.gov/casecomments/Submit-Public-Comments. All comments shall refer to Case No. PUR-2020-00271.

(13) On or before April 14, 2021, 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

¹⁹ In addition to the Commission's April 1, 2020 Order in Case No. CLK-2020-00007 (*see n.15, supra*), *see also* *Petition of Virginia Electric and Power Company, For a continuing waiver of 20 VAC 5-201-10 J of the Rules Governing Utility Rate Applications and Annual Informational Filings to permit electronic service to local officials upon request*, Case No. PUE-2016-00039, Doc. Con. Cen. No. 160420194, Order (Apr. 19, 2016).

Commission at the address in Ordering Paragraph (11) or scc.virginia.gov/clk/efiling. Such notice of participation shall include the email addresses of such parties or their counsel. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company. 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-2020-00271.

(14) Within three (3) business days of receipt of a notice of participation as a respondent, the Company shall serve a copy of the public version of the Application and supporting materials on the respondent, unless these already have been provided to the respondent.

(15) On or before May 12, 2021, each respondent may file with the Clerk of the Commission at the address in Ordering Paragraph (11) or scc.virginia.gov/clk/efiling, and serve on the Staff, the Company, and all other respondents, any testimony and exhibits by which the respondent expects to establish its case, and each witness's testimony shall include a summary not to exceed one page. In all filings, respondents shall comply with the Commission's 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-2020-00271.

(16) On or before May 26, 2021, the Staff shall investigate the Application and file with the Clerk of the Commission its testimony and exhibits concerning the Application, and each

Staff witness's testimony shall include a summary not to exceed one page. A copy thereof shall be served on counsel to the Company and all respondents.

(17) On or before June 9, 2021, Dominion 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.

(18) 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, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

(19) The Commission's Rule of Practice 5 VAC 5-20-260, *Interrogatories 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 seven (7) 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.²⁰ 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.*

(20) This matter is continued.

²⁰ The assigned Staff attorney is identified on the Commission's website, scc.virginia.gov/pages/Case-Information, by clicking "Docket Search," then clicking "Search by Case Information," and entering the case number, PUR-2020-00271 in the appropriate box.

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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