

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION  
AT RICHMOND, OCTOBER 15, 2020

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PETITION OF

VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUR-2020-00197

For approval of broadband capacity pilot projects pursuant to § 56-585.1:9 of the Code of Virginia, and for approval of a rate adjustment clause, designated Rider RBB, under § 56-585.1 A 6 of the Code of Virginia

ORDER FOR NOTICE AND HEARING

On October 1, 2020, Virginia Electric and Power Company ("Dominion" or "Company") filed a petition ("Petition") with the State Corporation Commission ("Commission") pursuant to § 56-585.1:9 of the Code of Virginia ("Code") and Code § 56-585.1 A 6 for (i) approval of pilot programs to make available and provide broadband capacity to unserved areas in Surry County, Botetourt County, and the Northern Neck region of Virginia ("Surry Pilot," "Botetourt Pilot," and "Northern Neck Pilot" respectively, and collectively the "Pilot Projects"); and (ii) establishment of a rate adjustment clause ("RAC") for the Surry Pilot and Botetourt Pilot, designated Rider RBB, for the rate year commencing August 1, 2021, through July 31, 2022 ("Rate Year").<sup>1</sup> The Company asserts that it will partner with nongovernmental internet service providers RURALBAND, BARC Connects, and All Points Broadband (collectively, "ISPs") to extend broadband capacity in unserved areas.<sup>2</sup> Pursuant to Code § 56-585.1:9 I, the Company requests that the term of the Pilot Projects be extended three years beyond the three-year minimum provided in the Code, for a total of six years.<sup>3</sup>

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<sup>1</sup> Petition at 1.

<sup>2</sup> *Id.* at 5.

<sup>3</sup> *Id.* at 6.

The Pilot Projects specifically include:

**Surry Pilot**

The Company seeks the approval of the Surry Pilot, through which it would provide broadband capacity to RURALBAND in unserved areas of Surry County, Virginia. The Company proposes to install 144-strand All-Dielectric Self-Supporting ("ADSS") fiber for approximately 26.7 miles along the trunk line or the Company's main distribution line and 72-strand ADSS fiber for approximately 16.5 miles on the lateral lines or the Company's distribution tap lines. The Company states that RURALBAND expects to lease 24 fiber strands so that it can deliver high-speed Internet access to the residences and businesses in Surry County. The Company further states that the total estimated capital costs are approximately \$3.6 million for the estimated 43.2 route miles of middle mile fiber for the Surry Pilot, of which approximately \$2.5 million is considered incremental and included in the RAC calculation.<sup>4</sup>

**Botetourt Pilot**

The Company seeks the approval of the Botetourt Pilot, under which it would provide broadband capacity to BARC Connects in unserved areas of Botetourt County, Virginia. Dominion states that it plans to install 144-count ADSS fiber along the trunk line for approximately 18.5 miles and 72-count ADSS fiber along the lateral lines for 15.8 miles. The Petition states that BARC Connects' fiber design and engineering firm is still in the process of completing the final design, which will dictate the number of fiber strands needed to provide last mile service. The Company states that the fiber strands will be leased by buffer tube, always in multiples of twelve, so that BARC Connects can deliver high-speed Internet access to the residences and businesses in Botetourt County.

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<sup>4</sup> *Id.* at 7-8.

The estimated capital costs are approximately \$3.5 million for the estimated 34.3 route miles of middle mile fiber in the Botetourt Pilot, of which approximately \$2.6 million is considered incremental and included in the RAC calculation.<sup>5</sup>

**Northern Neck Pilot**

The Company states that Dominion, All Points Broadband, and Northern Neck Electric Cooperative have developed a framework where All Points Broadband would lease fiber from the Company in Stafford, King George, Westmoreland, Richmond, and Northumberland Counties. All Points Broadband would be responsible for building the last mile of fiber in Stafford, King George, Westmoreland, Richmond, and Northumberland Counties for both Dominion and Northern Neck Electric Cooperative customers.<sup>6</sup>

The Company states that it would install 144-count ADSS fiber along the trunk lines for approximately 116.6 miles and 72-count ADSS fiber along the lateral lines for approximately 100.6 miles throughout the Northern Neck region. The Petition states that final design has not been completed for the Northern Neck Pilot. The Company asserts that it has identified a route across five counties in the Northern Neck region totaling approximately 217 miles. The Company asserts that based on the Company's previous experience and the detailed designs provided for the two other Pilot Projects, the Company anticipates average capital costs of \$100,000 per mile. The Company estimates capital costs in the range of \$21 million for the Northern Neck Pilot. The Company states that it does not seek recovery of the incremental costs

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<sup>5</sup> *Id.* at 8-9.

<sup>6</sup> *Id.* at 9.

associated with the Northern Neck Pilot at this time and is only seeking a prudence determination in this proceeding.<sup>7</sup>

Dominion also is seeking approval of Rider RBB for the Rate Year pursuant to Code § 56-585.1 A 6. The Company states that it will use the lease revenues it receives from the ISPs to offset the costs of the Pilot Projects.<sup>8</sup> For the Rate Year, the Company is requesting recovery of a total revenue requirement of \$1.2 million.<sup>9</sup> The Company states that its revenue requirement includes the Projected Cost Recovery Factor.<sup>10</sup> The Company further states that no Actual Cost True-Up Factor is included in this initial proceeding because this filing represents the initial request for cost recovery.<sup>11</sup> The Company states it is utilizing a rate of return on common equity ("ROE") of 9.2% in this proceeding consistent with the Commission's Final Order in Case No. PUR-2019-00050.<sup>12</sup>

According to the Petition, the implementation of the proposed Rider RBB on August 1, 2021, will increase the residential customer's monthly bill, based on 1,000 kilowatt-hours per month, by \$0.03.<sup>13</sup>

In this Petition, Dominion also requests a waiver of Rules 20 VAC 5-201-60 ("Rule 60") and 20 VAC 5-201-90 ("Rule 90") of the Commission's Rules Governing Utility Rate

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<sup>7</sup> *Id.* at 9-10.

<sup>8</sup> *Id.* at 11.

<sup>9</sup> *Id.* at 12; Pre-filed Direct Testimony of John Ingram ("Ingram Direct") at 8.

<sup>10</sup> Petition at 11; Ingram Direct at 3.

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

<sup>12</sup> Petition at 10-11. *See Application of Virginia Electric and Power Company, For the determination of the fair rate of return on common equity pursuant to § 56-585.1:1 C of the Code of Virginia*, Case No. PUR-2019-00050, 2019 S.C.C. Ann. Rept. 400, Final Order (Nov. 21, 2019).

<sup>13</sup> Petition at 14.

Applications and Annual Informational Filings ("Rate Case Rules") with respect to Schedule 45.<sup>14</sup> Rule 60 of the Rate Case Rules requires that an application filed pursuant to Code § 56-585.1 A 6 include Schedule 45, "Return on Equity Peer Group Benchmark," with the utility's direct testimony. Rule 90 of the Rate Case Rules states that Schedule 45 must include, "documentation supporting the return on equity benchmark proposed pursuant to § 56-585.1 A 2 a and b of the Code . . . ." In support of its request for waiver of Schedule 45, Dominion states that it is requesting that the general ROE of 9.2%, as set by the Commission in Case No. PUR-2019-00050, be used to calculate the revenue requirement for Rider RBB.<sup>15</sup> Accordingly, the Company asserts that waiver of this schedule in this proceeding is warranted by judicial economy and efficiency of case administration.<sup>16</sup>

Dominion also requests that the Commission waive, in part, the requirements under Rule 60 and Rule 90 of the Rate Case Rules with respect to paper copies of certain Filing Schedule 46 materials.<sup>17</sup> Rule 60 requires that an application filed pursuant to Code § 56-585.1 A 6 include Schedule 46, "Projected Rate Adjustment Clause Pursuant to § 56-585.1 A 4, A 5 b, c and d or A 6 of the Code of Virginia," with the utility's direct testimony. Rule 90 states that the Company must "provide all documents, contracts, studies, investigations or correspondence that support projected costs proposed to be recovered via a rate adjustment clause." According to Dominion, the supporting documentation responsive to this request is

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<sup>14</sup> See 20 VAC 5-201-10 *et seq.*

<sup>15</sup> Petition at 16. See also n.12, *supra*. Case No. PUR-2019-00050 was filed pursuant to Code § 56-585.1:1 C, which states that the ROE set in such a case applies to future rate adjustment clauses filed pursuant to Code § 56-585.1 A 5 and § 56-585.1 A 6, including the current proceeding.

<sup>16</sup> Petition at 16.

<sup>17</sup> *Id.*

voluminous.<sup>18</sup> The Company states it will make these documents available via an e-room, contemporaneously with this filing, with immediate access available to Commission Staff.<sup>19</sup>

The Petition was accompanied by a Motion for Protective Order filed in accordance with 5 VAC 5-20-170 of the Commission's Rules of Practice and Procedure ("Rules of Practice").<sup>20</sup>

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

The Commission further 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.<sup>21</sup> The Commission has taken certain actions, and may take

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

<sup>19</sup> *Id.*

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

<sup>21</sup> *See, e.g.*, Executive Order No. 51, Declaration of a State of Emergency Due to Novel Coronavirus, COVID-19, issued March 12, 2020, by Governor 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/>.

additional actions going forward, that could impact the procedures in this proceeding.<sup>22</sup>

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-2020-00197.
- (2) All pleadings in this matter shall be submitted electronically to the extent authorized by Rule 5 VAC 5-20-150, *Copies and format*, of the Commission's 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.<sup>23</sup>

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<sup>22</sup> 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) ("Revised Operating Procedures Order"), *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).

<sup>23</sup> As noted in the Revised Operating Procedures Order, 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.

(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) 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, including filing a final report containing the Hearing Examiner's findings and recommendations.

(5) An electronic copy of the Company's Petition may be obtained by submitting a written request to counsel for the Company, Audrey T. Bauhan, Esquire, Dominion Energy Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219, [Audrey.t.bauhan@dominionenergy.com](mailto:Audrey.t.bauhan@dominionenergy.com). Interested persons also may download unofficial copies from the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

(6) The Company's request for waiver of the requirements of Rule 60 and Rule 90 for filing Schedules 45 and 46 is granted as set forth herein.

(7) A public hearing on the Petition shall be convened on February 16, 2021, at 10 a.m., to receive the testimony of public witnesses and the evidence of the Company, any respondents, and Staff. Further details on the hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

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(8) On or before November 18, 2020, 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 Virginia service territory:

NOTICE TO THE PUBLIC OF A PETITION BY VIRGINIA ELECTRIC AND POWER COMPANY, FOR APPROVAL OF BROADBAND CAPACITY PILOT PROJECTS PURSUANT TO § 56-585.1:9 OF THE CODE OF VIRGINIA, AND FOR APPROVAL OF A RATE ADJUSTMENT CLAUSE, DESIGNATED RIDER RBB, UNDER § 56-585.1 A 6 OF THE CODE OF VIRGINIA CASE NO. PUR-2020-00197

On October 1, 2020, Virginia Electric and Power Company ("Dominion" or "Company") filed a petition ("Petition") with the State Corporation Commission ("Commission") pursuant to § 56-585.1:9 of the Code of Virginia ("Code") and Code § 56-585.1 A 6 for (i) approval of pilot programs to make available and provide broadband capacity to unserved areas in Surry County, Botetourt County, and the Northern Neck region of Virginia ("Surry Pilot," "Botetourt Pilot," and "Northern Neck Pilot" respectively, and collectively the "Pilot Projects"); and (ii) establishment of a rate adjustment clause ("RAC") for the Surry Pilot and Botetourt Pilot, designated Rider RBB, for the rate year commencing August 1, 2021, through July 31, 2022 ("Rate Year"). The Company asserts that it will partner with RURALBAND, BARC Connects, and All Points Broadband (collectively, "ISPs") to extend broadband capacity in unserved areas. Pursuant to Code § 56-585.1:9 I, the Company requests that the term of the Pilot Projects be extended three years beyond the three-year minimum provided in the Code, for a total of six years.

Description of the Pilot Projects:

**Surry Pilot**

Through the Surry Pilot, the Company would provide broadband capacity to RURALBAND in unserved areas of Surry County, Virginia. The Company proposes to install 144-strand All-Dielectric Self-Supporting ("ADSS") fiber for approximately 26.7 miles along the trunk line or the Company's main distribution line and 72-strand ADSS fiber for approximately 16.5 miles on the lateral lines or the Company's distribution tap lines. RURALBAND expects to lease 24 fiber strands so that it can deliver high-speed Internet access to the residences and businesses in Surry County. The total estimated capital costs are

approximately \$3.6 million for the estimated 43.2 route miles of middle mile fiber for the Surry Pilot, of which approximately \$2.5 million is considered incremental and included in the RAC calculation.

**Botetourt Pilot**

Through the Botetourt Pilot, the Company would provide broadband capacity to BARC Connects in unserved areas of Botetourt County, Virginia. Dominion plans to install 144-count ADSS fiber along the trunk line for approximately 18.5 miles and 72-count ADSS fiber along the lateral lines for 15.8 miles. BARC Connects' fiber design and engineering firm is still in the process of completing the final design, which will dictate the number of fiber strands needed to provide last mile service. The fiber strands will be leased by buffer tube in multiples of twelve so that BARC Connects can deliver high-speed Internet access to residences and businesses.

The estimated capital costs are approximately \$3.5 million for the estimated 34.3 route miles of middle mile fiber in the Botetourt Pilot, of which approximately \$2.6 million is considered incremental and included in the RAC calculation.

**Northern Neck Pilot**

Dominion, All Points Broadband, and Northern Neck Electric Cooperative have developed a framework where All Points Broadband would lease fiber from the Company in Stafford, King George, Westmoreland, Richmond, and Northumberland Counties. All Points Broadband would be responsible for building the last mile of fiber in Stafford, King George, Westmoreland, Richmond, and Northumberland Counties for both Dominion Energy Virginia and Northern Neck Electric Cooperative customers.

Dominion would install 144-count ADSS fiber along the trunk lines for approximately 116.6 miles and 72-count ADSS fiber along the lateral lines for approximately 100.6 miles throughout the Northern Neck region. The Petition states that final design has not been completed for the Northern Neck Pilot. Dominion has identified a route across five counties in the Northern Neck region totaling approximately 217 miles. Based on the Company's previous experience and the designs of the two other Pilot Projects, the Company anticipates average capital costs of \$100,000 per mile. The Company estimates capital costs in the range of \$21 million for the Northern Neck Pilot. Dominion does not seek recovery of the incremental costs associated with the

Northern Neck Pilot and is only seeking a prudence determination at this time.

In this proceeding, Dominion has also asked the Commission to approve Rider RBB for the Rate Year. The Company states that it will use the lease revenues from the ISPs to offset Pilot Projects costs. For the Rate Year, the Company requests recovery of a total revenue requirement of \$1.2 million, which includes a Projected Cost Recovery Factor only. The Company states it is utilizing a rate of return on common equity of 9.2% in this proceeding consistent with the Commission's Final Order in Case No. PUR 2019-00050.

According to the Petition, implementation of the proposed Rider RBB on August 1, 2021, will increase the residential customer's monthly bill, based on 1,000 kilowatt-hours per month, by \$0.03.

A more complete description of the Pilot Projects may be found in the Company's Petition. An electronic copy of the Company's Petition may be viewed on the Commission's website or may be obtained by submitting a request to counsel for the Company: Audrey T. Bauhan, Esquire, Dominion Energy Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219, [Audrey.t.bauhan@dominionenergy.com](mailto:Audrey.t.bauhan@dominionenergy.com).

The Commission entered an Order for Notice and Hearing that, among other things, scheduled a public hearing on February 16, 2021, at 10 a.m., to receive the testimony of public witnesses and the evidence of the Company, any respondents, and Staff. Further details on the 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.

On or before January 25, 2021, any interested person may file comments on the Petition by following the instructions on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments) or by filing such comments with the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Compact discs or any other form of electronic storage medium may not be filed with the comments. All such comments shall refer to Case No. PUR-2020-00197.

On or before December 14, 2020, any interested person or entity may participate as a respondent by filing, with the Clerk of the Commission at the address above or [scc.virginia.gov/clk/efiling/](http://scc.virginia.gov/clk/efiling/), a notice of participation in accordance with the Commission's Rules of Practice. Notices of participation shall include the email addresses of the party or its 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-2020-00197. For additional information about participation as a respondent, any person or entity should obtain a copy of the Commission's Order for Notice and Comment.

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 Comment, 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 Petition, the Commission's Rules of Practice, and the Commission's Order for Notice and Hearing may be viewed at the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

VIRGINIA ELECTRIC AND POWER COMPANY

(9) On or before November 18, 2020, 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 through which the Pilot Projects are proposed to be built: 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.

(10) On or before December 14, 2020, the Company shall file proof of the notice and service required by Ordering Paragraphs (8) and (9), including the name, title, and address of each official served, with the Clerk of the Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, or [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling).

(11) On or before January 25, 2021, any interested person may file written comments on the Petition with the Clerk of the Commission at the address shown in Ordering Paragraph (10). Any interested person desiring to submit comments electronically may do so on or before January 25, 2021, by following the instructions on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments). Compact discs or any other form of

electronic storage medium may not be filed with the comments. All comments shall refer to Case No. PUR-2020-00197.

(12) On or before December 14, 2020, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation. If not filed electronically, an original and fifteen (15) copies of the notice of participation shall be submitted to the Clerk of the Commission at the address set forth in Ordering Paragraph (10). The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company at the address in Ordering Paragraph (5). 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-2020-00197.

(13) Within five (5) business days of receipt of a notice of participation as a respondent, the Company shall serve upon each respondent a copy of this Order for Notice and Hearing, a copy of the Petition, and all materials filed by the Company with the Commission, unless these materials already have been provided to the respondent.

(14) On or before December 14, 2020, each respondent may file with the Clerk of the Commission at the address set forth in Ordering Paragraph (10) 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. If not filed electronically, an original and fifteen (15) copies of such testimony and exhibits shall be submitted to the Clerk of the Commission. In all filings, the respondent shall



is directed or the assigned Staff attorney if the interrogatory or request for production is directed to the Staff.<sup>24</sup> Except as modified above, discovery shall be in accordance with Part IV of the Commission's Rules of Practice, 5 VAC 5-20-240 *et seq.*

(19) This matter is continued.

A COPY hereof shall be sent electronically by the Clerk of the Commission to:

Audrey T. Bauhan, Esquire, Dominion Energy Services, Inc., Law Department, Riverside 2,  
120 Tredegar Street, Richmond, Virginia 23219, [audrey.t.bauhan@dominionenergy.com](mailto:audrey.t.bauhan@dominionenergy.com);

Joseph K. Reid, III, Esquire, Jontille D. Ray, Esquire, and Jimmie Zhang, Esquire,  
McGuireWoods LLP, Gateway Plaza, 800 E. Canal Street, Richmond, Virginia 23219,  
[jreid@mcguirewoods.com](mailto:jreid@mcguirewoods.com), [jray@mcguirewoods.com](mailto:jray@mcguirewoods.com), [yzhang@mcguirewoods.com](mailto:yzhang@mcguirewoods.com).

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<sup>24</sup> The assigned Staff attorney is identified on the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information), by clicking "Docket Search," and clicking "Search by Case Information," and entering the case number, PUR-2020-00197, in the appropriate box.