

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

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PETITION OF

VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUR-2020-00169

For approval of a rate adjustment clause,  
designated Rider RGGI, under  
§ 56-585.1 A 5 e of the Code of Virginia

ORDER FOR NOTICE AND HEARING

On November 9, 2020, Virginia Electric and Power Company ("Dominion" or "Company") filed with the State Corporation Commission ("Commission") a petition ("Petition") for approval of a rate adjustment clause, designated Rider RGGI, pursuant to § 56-585.1 A 5 e of the Code of Virginia ("Code").<sup>1</sup> Through its Petition, Dominion seeks to recover projected and actual costs related to the purchase of allowances through the Regional Greenhouse Gas Initiative ("RGGI") market-based trading program for carbon dioxide ("CO<sub>2</sub>") emissions.<sup>2</sup>

In May 2019, the Virginia Department of Environmental Quality ("DEQ") issued a final rule establishing a state carbon regulation program linked to RGGI (the "DEQ Carbon Rule" or "Rule"). Although the DEQ Carbon Rule was finalized in 2019, language in the state budget bill prohibited DEQ from continued work on the Rule. During its 2020 Regular Session, the General Assembly passed the Clean Energy and Community Flood and Preparedness Act, which authorized Virginia to become a full participant of RGGI and authorized DEQ to implement the DEQ Carbon Rule.<sup>3</sup> The legislation became effective July 1, 2020. With the passage of this

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<sup>1</sup> On December 4, 2020, the Company filed an updated Schedule 46, completing its application.

<sup>2</sup> Petition at 1.

<sup>3</sup> 2020 Va. Acts Ch. 1219 and 1280.

legislation, DEQ revised the DEQ Carbon Rule to clarify that the Commonwealth will join RGGI in 2021.

The DEQ Carbon Rule will cap CO<sub>2</sub> emissions for Virginia at 27.1 million short tons for calendar year 2021 and decrease the emissions cap annually by approximately 3% to achieve a 30% reduction from 2020 levels to a level of 19.6 million short tons in 2030. Emission sources subject to the Rule will be required to obtain and surrender a CO<sub>2</sub> emission allowance for every short ton of CO<sub>2</sub> emitted during a control period through participation in the RGGI allowance auction program. The Company states that it owns regulated emissions sources, and therefore must comply with the Rule.<sup>4</sup>

Code § 56-585.1 A 5 e permits a utility to seek approval of a rate adjustment clause for recovery of:

projected and actual costs of projects that the Commission finds to be necessary ... to comply with state or federal environmental laws or regulations applicable to generation facilities used to serve the utility's native load obligations, including the costs of allowances purchased through a market-based trading program for carbon dioxide emissions. The Commission shall approve such a petition if it finds that such costs are necessary to comply with such environmental laws or regulations.

In its Petition, Dominion states that it will initially require approximately 19,000,000 CO<sub>2</sub> allowances per year to cover CO<sub>2</sub> emissions from its Virginia-based generation fleet, or approximately 29,000,000 CO<sub>2</sub> allowances for the rate year of August 1, 2021 through July 31, 2022 ("Rate Year").<sup>5</sup> The Company states that it intends to follow a programmatic approach by purchasing most of its required allowances in the RGGI quarterly auction, using the secondary

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<sup>4</sup> Petition at 3.

<sup>5</sup> *Id.* at 4.

market to fulfill any deficiencies.<sup>6</sup> The Company states that it assumed a weighted average price of \$6.84 per allowance, "based on the actual clearing pricing in RGGI Auction 49 and actual transactions in the secondary market, combined with the ICF forward price curve."<sup>7</sup>

The revenue requirement for Rider RGGI in the instant proceeding includes only a Projected Cost Recovery Factor ("Projected Factor").<sup>8</sup> Beginning with the next filing, which the Company expects to make in 2021, the total revenue requirement will include both a Projected Factor and an Actual Cost True-Up Factor ("True-Up Factor"). The Company states no True-Up Factor is included in this initial proceeding because this filing represents the initial request for cost recovery.<sup>9</sup> In this proceeding, the Company seeks approval of a total revenue requirement of \$168,260,000 for the Rate Year.<sup>10</sup>

The Company asserts it proposes to use an energy allocation factor to allocate costs to the Virginia jurisdiction and the development of a uniform charge per kilowatt-hour ("kWh") applicable to all bundled service customers in the Virginia jurisdiction.<sup>11</sup>

If the proposed Rider RGGI for the Rate Year is approved, the impact on customer bills would depend on the customer's rate schedule and usage. According to Dominion,

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

<sup>7</sup> *Id.* at 5.

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

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

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

<sup>11</sup> *Id.* at 6.

implementation of its proposed Rider RGGI on August 1, 2021, would increase the bill of a residential customer using 1,000 kWh per month by approximately \$2.39.<sup>12</sup>

Finally, in conjunction with the filing of its Petition on November 9, 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 ruling 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 Dominion should provide public notice of its Petition; a 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 to participate as respondents in this proceeding; and the Commission Staff ("Staff") should be directed to investigate the Petition and file testimony and exhibits containing its findings and recommendations thereon.

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.<sup>13</sup> The Commission has taken certain actions, and may take additional actions going forward, which could impact the procedures in this proceeding.<sup>14</sup>

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

<sup>13</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 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/>.

<sup>14</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

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.

For clarification, we note that the proposed Rider RGGI, if approved, would result in an increase to customer bills. We realize that the current COVID-19 public health crisis has caused devastating economic effects that impact all utility customers. We have responded to this economic emergency by, among other actions, suspending for approximately six months customer disconnections from utility service and directing Virginia utilities to offer extended payment plans, without late fees for those who are current on such plans, to protect customers from service disconnection. We are sensitive to the effects of rate increases, especially in times such as these. The Commission, however, must and will follow the laws applicable to this case, as well as the findings of fact supported by evidence in the record.

Accordingly, IT IS ORDERED THAT:

(1) 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").<sup>15</sup> Confidential and Extraordinarily Sensitive information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential*

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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).

<sup>15</sup> 5 VAC 5-20-10 *et seq.*

*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>16</sup>

(2) 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.

(3) As provided by § 12.1-31 of the Code and Rule 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Commission's Rules of Practice, a Hearing Examiner is appointed to rule on any discovery matters that may arise during the course of this proceeding, including the Company's Motion for Protective Ruling.

(4) 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 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 April 27, 2021, with no witness present in the Commission's courtroom.<sup>17</sup>

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<sup>16</sup> 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.14, supra.*

<sup>17</sup> The Commission will convene counsel of record in this proceeding to attend the public witness hearing virtually.

- (b) To promote fairness for all public witnesses, each witness will be allotted five minutes to provide testimony.
- (c) On or before April 22, 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](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141.
- (d) Beginning at 10 a.m. on April 27, 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](http://scc.virginia.gov/pages/Webcasting).

(5) A public evidentiary hearing shall be convened at 10 a.m. on April 28, 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 Petition. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

(6) An electronic copy of the Company's Petition may be obtained by submitting a written request to counsel for the Company, Elaine S. Ryan, Esquire, McGuireWoods LLP, Gateway Plaza, 800 East Canal Street, Richmond, Virginia 23219, or [eryan@mcguirewoods.com](mailto:eryan@mcguirewoods.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).

(7) On or before January 5, 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 PETITION FOR APPROVAL  
OF A RATE ADJUSTMENT CLAUSE, DESIGNATED RIDER RGGI,  
BY VIRGINIA ELECTRIC AND POWER COMPANY  
D/B/A DOMINION ENERGY VIRGINIA  
CASE NO. PUR-2020-00169

- Virginia Electric and Power Company d/b/a Dominion Energy Virginia ("Dominion") has applied for approval of a rate adjustment clause, designated Rider RGGI, to recover costs related to the purchase of allowances through the Regional Greenhouse Gas Initiative market-based trading program for carbon dioxide emissions.
- Dominion requests approval of a revenue requirement of \$168,260,000 for Rider RGGI for the rate year beginning August 1, 2021, through July 31, 2022. According to Dominion, this amount would increase a typical residential customer's bill using 1,000 kilowatt hours per month by \$2.39.
- Due to the ongoing public health emergency related to the spread of the coronavirus, or COVID-19, the State Corporation Commission will hold a telephonic hearing in this case on April 27, 2021, to receive public witness testimony.
- The Commission will hold an evidentiary hearing in this case on April 28, 2021.
- Further information about this case is available on the SCC website at: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

On November 9, 2020, Virginia Electric and Power Company ("Dominion" or "Company") filed with the State Corporation Commission ("Commission") a petition ("Petition") for approval of a rate adjustment clause, designated Rider RGGI, pursuant to § 56 585.1 A 5 e of the Code of Virginia ("Code"). Through its Petition, Dominion seeks to recover projected and actual costs related to the purchase of allowances through the Regional Greenhouse Gas Initiative ("RGGI") market-based trading program for carbon dioxide ("CO<sub>2</sub>") emissions.



In May 2019, the Virginia Department of Environmental Quality ("DEQ") issued a final rule establishing a state carbon regulation program linked to RGGI (the "DEQ Carbon Rule" or "Rule"). During its 2020 Regular Session, the General Assembly passed the Clean Energy and Community Flood and Preparedness Act, which authorized Virginia to become a full participant of RGGI and authorized DEQ to implement the Rule. With the passage of this legislation, DEQ revised the DEQ Carbon Rule to clarify that the Commonwealth will join RGGI in 2021. The Rule will cap CO<sub>2</sub> emissions for Virginia at 27.1 million short tons for calendar year 2021 and decrease the emissions cap annually to achieve a level of 19.6 million short tons in 2030. Emission sources subject to the Rule will be required to obtain and surrender a CO<sub>2</sub> emission allowance for every short ton of CO<sub>2</sub> emitted during a control period through participation in the RGGI allowance auction program. The Company states that it owns regulated emissions sources, and therefore must comply with the Rule.

Code § 56-585.1 A 5 e permits a utility to seek approval of a rate adjustment clause for recovery of "[p]rojected and actual costs of projects that the Commission finds to be necessary ... to comply with state or federal environmental laws or regulations applicable to generation facilities used to serve the utility's native load obligations, including the costs of allowances purchased through a market-based trading program for carbon dioxide emissions. The Commission shall approve such a petition if it finds that such costs are necessary to comply with such environmental laws or regulations."

In its Petition, Dominion states that it will initially require approximately 19,000,000 CO<sub>2</sub> allowances per year to cover CO<sub>2</sub> emissions from its Virginia-based generation fleet, or approximately 29,000,000 CO<sub>2</sub> allowances for the rate year of August 1, 2021 through July 31, 2022 ("Rate Year"). The Company states that it intends to follow a programmatic approach by purchasing most of its required allowances in the RGGI quarterly auction, using the secondary market to fulfill any deficiencies. The Company states that it assumed a weighted average price of \$6.84 per allowance. In this proceeding, the Company seeks approval of a total revenue requirement of \$168,260,000 for the Rate Year.

The Company asserts it proposes to use an energy allocation factor to allocate costs to the Virginia jurisdiction and the development of a uniform charge per kilowatt hour ("kWh") applicable to all bundled service customers in the Virginia jurisdiction.

If the proposed Rider RGGI for the Rate Year is approved, the impact on customer bills would depend on the customer's rate schedule and usage. According to Dominion, implementation of its proposed Rider RGGI on August 1, 2021, would increase the bill of a residential customer using 1,000 kWh per month by approximately \$2.39.

Interested persons are encouraged to review the Petition and supporting documents for the details of these and other proposals.

TAKE NOTICE that the Commission may apportion revenues among customer classes and/or design rates in a manner differing from that shown in the Petition and supporting documents and thus may adopt rates that differ from those appearing in the Company's Petition 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 Petition. On April 27, 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 April 22, 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](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141. This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

On April 28, 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 Petition 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 Petition may be obtained by submitting a written request to counsel for the Company, Elaine S. Ryan, Esquire, McGuireWoods LLP, Gateway Plaza, 800 East Canal Street, Richmond, Virginia 23219, or [eryan@mcguirewoods.com](mailto:eryan@mcguirewoods.com).

On or before April 20, 2021, any interested person may file comments on the Petition by following the instructions found on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments). All comments shall refer to Case No. PUR-2020-00169.

On or before February 2, 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/](http://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-2020-00169.

On or before March 2, 2021, each respondent may file with the Clerk of the Commission at the address above or electronically at [scc.virginia.gov/clk/efiling/](http://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-2020-00169.

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 Petition, 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](http://scc.virginia.gov/pages/Case-Information).

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

(8) On or before January 5, 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.<sup>18</sup>

(9) On or before January 26, 2021, the Company shall file proof of the notice and service required by Ordering Paragraphs (7) and (8) 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/](http://scc.virginia.gov/clk/efiling/).

(10) On or before April 20, 2021, any interested person may file comments on the Petition by following the instructions found on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments). All comments shall refer to Case No. PUR-2020-00169.

(11) On or before February 2, 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 Commission at the address in Ordering Paragraph (9) or [scc.virginia.gov/clk/efiling](http://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

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<sup>18</sup> In addition to the Commission's April 1, 2020 Order in Case No. CLK-2020-00007 (*see n.16, 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).

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-2020-00169.

(12) 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 Petition and supporting materials on the respondent, unless these already have been provided to the respondent.

(13) On or before March 2, 2021, each respondent may file with the Clerk of the Commission at the address in Ordering Paragraph (9) or [scc.virginia.gov/clk/efiling](http://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-2020-00169.

(14) On or before March 30, 2021, the Staff shall investigate Dominion's Petition and file with the Clerk of the Commission its testimony and exhibits concerning the Petition, 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.

(15) On or before April 13, 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.

(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, 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 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.<sup>19</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>19</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," then clicking "Search by Case Information," and entering the case number, PUR-2020-00169 in the appropriate box.