

## STATE CORPORATION COMMISSION

AT RICHMOND,

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## APPLICATION OF

KENTUCKY UTILITIES COMPANY  
D/B/A OLD DOMINION POWER COMPANY

CASE NO. PUR-2020-00110

For approval and certification of electric transmission facilities under Va. Code § 56-46.1 and the Utility Facilities Act, Va. Code § 56-265.1, *et seq.*

ORDER FOR NOTICE AND COMMENT

On June 3, 2020, Kentucky Utilities Company d/b/a Old Dominion Power Company ("KU-ODP" or "Company") filed with the State Corporation Commission ("Commission") an application for approval and certificates of public convenience and necessity ("CPCN") for structure replacements on three 161 kilovolt ("kV") transmission lines within the Company's existing rights-of-way in Lee and Wise Counties, Virginia ("Application"). KU-ODP filed the Application pursuant to § 56-46.1 of the Code of Virginia ("Code") and the Utility Facilities Act, Code § 56-265.1 *et seq.*

KU-ODP seeks to replace certain wood structures with galvanized steel structures on three separate 161 kV transmission circuits, entirely within its existing rights-of-way (collectively, "Rebuild Project").<sup>1</sup> Specifically, the Company proposes to complete the following:

- (1) Dorchester to Arnold, 14.4 miles: remove and replace 27 wood structures and repair 6 structures currently ranging in height from 52 feet to 70 feet, with an average height of 60.20 feet. As proposed the new structures would range from 52 feet to 74.50 feet

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

in height, with an average height of 63.17 feet. The estimated cost for this portion of the Rebuild Project is \$3.2 million;

- (2) Dorchester to Pocket North, 25.6 miles: remove and replace 89 wood structures and repair 22 structures currently ranging in height from 49.70 feet to 69.90 feet, with an average height of 57.45 feet. As proposed the new structures would range from 48.40 feet to 78.10 feet in height, with an average height of 60.41 feet. The estimated cost for this portion of the Rebuild Project is \$10.7 million; and
- (3) Harlan Wye to Pocket North, 5.2 miles: remove and replace 5 wood structures and repair 3 structures currently ranging in height from 52 feet to 65.50 feet, with an average height of 58.30 feet. As proposed the new structures would range from 56.50 feet to 70 feet in height, with an average height of 61.90 feet. The estimated cost for this portion of the Rebuild Project is \$0.9 million.<sup>2</sup>

The Company states that the Rebuild Project is required to ensure the longevity of KU-ODP's transmission infrastructure and to ensure the Company is equipped to comply with its mandate to provide reliable electric service to its Virginia customers.<sup>3</sup> The Company further states that replacement of only those structures identified as defective with longer-lasting galvanized steel structures within the Company's existing rights-of-way is the least intrusive and lowest-cost means of ensuring transmission reliability long into the future, and the structure replacements are needed to ensure future compliance with transmission planning performance

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<sup>2</sup> *Id.* at 2, Appendix Section V at 32. *See also* KU-ODP Letter Supplementing Notice Filing with Updated Route Descriptions (June 30, 2020).

<sup>3</sup> Application at 2.

requirements promulgated by the North American Electric Reliability Corporation and the Company's planning guidelines for reliability.<sup>4</sup>

The Company states that subject to the Commission's issuance of a CPCN, KU-ODP plans to complete the structure replacements and put them into service beginning in July 2021 and ending by October 2022.<sup>5</sup> The Company represents that the estimated cost of the Rebuild Project is \$14.8 million.<sup>6</sup>

As provided by Code § 62.1-44.15:21 D 2, the Commission and the State Water Control Board ("Board") must consult on wetland impacts prior to the siting of electric utility facilities that require a certificate of public convenience and necessity. Acting on behalf of the Board, the Department of Environmental Quality ("DEQ") must prepare a Wetland Impacts Consultation on this Application, as required by the Code and Sections 2 and 3 of the Department of Environmental Quality - State Corporation Commission Memorandum of Agreement Regarding Consultation on Wetland Impacts.<sup>7</sup> The Staff of the Commission ("Staff") has requested the Office of Wetlands & Stream Protection at the DEQ to provide a Wetland Impacts Consultation for the Rebuild Project.<sup>8</sup>

As provided by Code §§ 10.1-1186.2:1 B and 56-46.1 A, the Commission and the DEQ must coordinate reviews of the environmental impact of electric generating plants and associated

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

<sup>5</sup> *Id.* at 3, Appendix Section I at 3. KU-ODP requests that the Commission enter a final order by November 30, 2020, for the Company to meet its timeline objectives. *Id.* at Appendix Section I at 3.

<sup>6</sup> *Id.* at Appendix Section I at 3.

<sup>7</sup> *In re Receiving comments on a draft memorandum of agreement between the State Water Control Board and the State Corporation Commission*, Case No. PUE-2003-00114, 2003 S.C.C. Ann. Rept. 474, Order Distributing Memorandum of Agreement (July 30, 2003).

<sup>8</sup> Letter from Raymond L. Doggett, Jr., Senior Counsel, State Corporation Commission, dated June 5, 2020, to David L. Davis, Department of Environmental Quality, filed in Case No. PUR-2020-00110.

facilities. Pursuant to the Code and consistent with the Department of Environmental Quality - State Corporation Commission Memorandum of Agreement Regarding Coordination of Reviews of the Environmental Impacts of Proposed Electric Generating Plants and Associated Facilities (August 2002),<sup>9</sup> the Commission receives and considers reports on the proposed facilities from state environmental agencies. The Staff has requested the DEQ to coordinate an environmental review of this Application by the appropriate agencies and to provide a report on the review.<sup>10</sup>

NOW THE COMMISSION, upon consideration of the Application and applicable statutes, finds that: this matter should be docketed; KU-ODP should give notice of its Application to interested persons and the public; a procedural schedule should be established to allow interested persons an opportunity to file comments and request a hearing on the Application; interested persons should have an opportunity to participate in this proceeding as a respondent; and the Staff should be directed to investigate the Application and file a report containing its findings and recommendations thereon ("Staff Report"). We further find that a Hearing Examiner should be assigned to rule on any discovery matters that may arise in this proceeding.

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>11</sup> The Commission has taken certain actions, and may take

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<sup>9</sup> *In re Receiving comments on a draft memorandum of agreement between the Department of Environmental Quality and the State Corporation Commission*, Case No. PUE-2002-00315, 2002 S.C.C. Ann. Rept. 559, Order Distributing Memorandum of Agreement (Aug. 14, 2002).

<sup>10</sup> Letter from Raymond L. Doggett, Jr., Senior Counsel, State Corporation Commission, dated June 5, 2020, to Bettina Rayfield, Department of Environmental Quality, filed in Case No. PUR-2020-00110.

<sup>11</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

additional actions going forward, that could impact the procedures in this proceeding.<sup>12</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-2020-00110.

(2) All pleadings 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").<sup>13</sup> Confidential and Extraordinarily Sensitive information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*. 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>14</sup>

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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>12</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); *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); *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); *Commonwealth of Virginia, ex rel., State Corporation Commission, Ex Parte: Revised Operating Procedures During COVID-19 Emergency Extension of Prior Orders*, Case Nos. CLK-2020-00004 and CLK-2020-00005, Doc. Con. Cen. No. 200520101, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (May 11, 2020).

<sup>13</sup> 5 VAC 5-20-10 *et seq.*

<sup>14</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

(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 Code § 12.1-31 and 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Commission's Rules of Practice, the Commission assigns a Hearing Examiner to rule on any discovery matters that may arise in this proceeding.

(5) An electronic copy of the Company's Application may be obtained by submitting a written request to counsel for the Company, Kendrick R. Riggs, Esquire, Stoll Keenon Ogden PLLC, 500 West Jefferson Street, Suite 2000, Louisville, Kentucky 40202-2828, or [kendrick.riggs@skofirm.com](mailto:kendrick.riggs@skofirm.com). Interested persons also may download unofficial copies from the Commission's website: <https://scc.virginia.gov/pages/Case-Information>.

(6) On or before July 31, 2020, the Company shall cause to be sent by first class mail a copy of the notice and sketch map prescribed in Ordering Paragraph (7) to all owners of property within the route of the proposed line, as of the date of this Order and as indicated on the map or sketch of the route filed with the Commission, which requirement shall be satisfied by mailing to such persons at such addresses as are indicated in the land books maintained by the commissioner of revenue, director of finance, treasurer, or other officer of the county or municipality designated as provided by Code § 58.1-3100 *et seq.*

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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.12, *supra*.

(7) On or before July 31, 2020, the Company shall publish on one occasion in two (2) successive weeks the sketch maps of the proposed replacements, as shown on Part V(a) of the Attachment to the Application, and the following notice as display advertising (not classified) in a newspaper or newspapers of general circulation in Lee and Wise Counties, Virginia:

NOTICE TO THE PUBLIC OF AN APPLICATION BY  
KENTUCKY UTILITIES COMPANY  
D/B/A OLD DOMINION POWER COMPANY  
FOR APPROVAL AND CERTIFICATION OF ELECTRIC  
TRANSMISSION FACILITIES UNDER VA. CODE § 56-46.1  
AND THE UTILITY FACILITIES ACT,  
VA. CODE § 56-256.1 *et seq.*  
CASE NO. PUR-2020-00110

On June 3, 2020, Kentucky Utilities Company d/b/a Old Dominion Power Company ("KU-ODP" or "Company") filed with the State Corporation Commission ("Commission") an application for approval and certificates of public convenience and necessity ("CPCN") for structure replacements on three 161 kilovolt ("kV") transmission lines within the Company's existing rights-of-way in Lee and Wise Counties, Virginia ("Application"). KU-ODP filed the Application pursuant to § 56 46.1 of the Code of Virginia ("Code") and the Utility Facilities Act, Code § 56 265.1 *et seq.*

KU-ODP seeks to replace certain wood structures with galvanized steel structures on three separate 161 kV transmission circuits, entirely within its existing rights-of-way (collectively, "Rebuild Project"). Specifically, the Company proposes to complete the following:

(1) Dorchester to Arnold, 14.4 miles: remove and replace 27 wood structures and repair 6 structures currently ranging in height from 52 feet to 70 feet, with an average height of 60.20 feet. As proposed the new structures would range from 52 feet to 74.50 feet in height, with an average height of 63.17 feet. The estimated cost for this portion of the Rebuild Project is \$3.2 million;

(2) Dorchester to Pocket North, 25.6 miles: remove and replace 89 wood structures and repair 22 structures currently ranging in height from 49.70 feet to 69.90 feet, with an average height of 57.45 feet. As proposed the new structures would range from 48.40 feet to 78.10 feet in height, with an average height of 60.41 feet. The

estimated cost for this portion of the Rebuild Project is \$10.7 million; and

(3) Harlan Wye to Pocket North, 5.2 miles: remove and replace 5 wood structures and repair 3 structures currently ranging in height from 52 feet to 65.50 feet, with an average height of 58.30 feet. As proposed the new structures would range from 56.50 feet to 70 feet in height, with an average height of 61.90 feet. The estimated cost for this portion of the Rebuild Project is \$0.9 million.

The Company states that the Rebuild Project is required to ensure the longevity of KU-ODP's transmission infrastructure and to ensure the Company is equipped to comply with its mandate to provide reliable electric service to its Virginia customers. The Company further states that replacement of only those structures identified as defective with longer-lasting galvanized steel structures within the Company's existing rights-of-way is the least intrusive and lowest-cost means of ensuring transmission reliability long into the future, and the structure replacements are needed to ensure future compliance with transmission planning performance requirements promulgated by the North American Electric Reliability Corporation and the Company's planning guidelines for reliability.

The Company states that subject to the Commission's issuance of a CPCN, KU-ODP plans to complete the structure replacements and put them into service beginning in July 2021 and ending by October 2022. The Company represents that the estimated cost of the Rebuild Project is \$14.8 million.

### **Description of the Rebuild Project**

The proposed Rebuild Project is located entirely within existing right-of-way or on Company-owned property in Lee and Wise Counties.

#### **Dorchester-Arnold 161 kV**

The existing transmission line right-of-way for this route, which is 150 feet wide, originates at KU-ODP's Dorchester Substation in Wise County, Virginia. The line leaves the substation and immediately crosses Dorchester Road. It heads to the northwest for approximately 4.9 miles to a point (structure 80) located approximately 5.2 miles northwest of Norton, Virginia. The right-of-way then proceeds to the west approximately 5.3 miles, crossing Route 600, to a point (structure 53) approximately



0.6 mile west of Stonega, Virginia. From this point the route heads northwest for approximately 4.2 miles and intersects the Virginia/Kentucky state line. The total length of the line in Virginia is 14.4 miles. The route continues in Kentucky to the northwest for approximately 2.1 miles and then turns to the southwest for approximately 4.3 miles before terminating at the Arnold Substation located in Harlan County, Kentucky.

### **Dorchester-Pocket North 161 kV**

The existing transmission line right-of-way for this route is 25.6 miles long and is entirely within Virginia. The right-of-way varies between 100 and 150 feet wide and originates at KU-ODP's Dorchester Substation in Wise County, Virginia. The line leaves the substation and immediately crosses Dorchester Road. It heads to the west and runs parallel to an existing KU-ODP 69kV transmission line for approximately 2.2 miles to a point (structure 43) located approximately 0.4 mile northeast of the intersection between Kent Junction Road and Blackwood Road. The right-of-way then turns to the southwest and continues to parallel the existing 69 kV line for approximately 8.0 miles, crossing Roaring Branch Road (approximately 1.1 miles south of intersection with North Inman St.), and then enters Imboden Substation located in Wise County, Virginia. From Imboden Substation the route exits and continues southwest for approximately 14.7 miles to a point (structure 84-203) located approximately 0.8 mile southeast of St. Charles, Virginia. The right-of-way then turns southeast and runs approximately 0.7 mile before terminating at the Pocket Substation located in Lee County, Virginia.

### **Harlan Wye – Pocket North 161 kV**

The existing transmission line right-of-way for this route, which is 150 feet wide, originates at KU-ODP's existing Pocket Substation in Lee County, Virginia. The line leaves the substation and heads northwest for approximately 0.7 mile to a point (structure 84A) located approximately 0.8 mile southeast of St. Charles, Virginia. The right-of-way then turns and proceeds to the southwest for approximately 4.5 miles crossing St. Charles Rd (approximately 1.1 miles north of intersection with VA-421) and intersects the Virginia/Kentucky state line. The total length of the line in Virginia is 5.2 miles. The route continues in Kentucky to the southwest for approximately 1.7 miles and then turns to the northwest for approximately 10.7 miles before terminating at the Harlan Y Substation located in Harlan County, Kentucky.

All distances, heights, and directions are approximate. A sketch map of the proposal accompanies this notice. A more detailed map may be viewed on the Commission's website: <https://www.scc.virginia.gov/pages/Transmission-Line-Projects>.

The Commission may consider a route not significantly different from the routes described in this notice without additional notice to the public.

A more complete description of the Rebuild Project may be found in the Company's Application.

Copies of the Application and other supporting materials also may be inspected at: <https://lge-ku.com/electronic-application-kentucky-utilities-company-dba-old-dominion-power-company-transmission-structure-replacements>. A copy of the Company's Application also may be obtained by submitting a written request to counsel for the Company, Kendrick R. Riggs, Esquire, Stoll Keenon Ogden PLLC, 500 West Jefferson Street, Suite 2000, Louisville, Kentucky 40202-2828, or [kendrick.riggs@skofirm.com](mailto:kendrick.riggs@skofirm.com).

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 Comment for further instructions concerning Confidential or Extraordinarily Sensitive Information.

On or before September 21, 2020, any interested person may file comments on the Application by following the instructions on the Commission's website: <https://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-2020-000110.

On or before August 24, 2020, any interested person or entity may participate as a respondent by filing, with the Clerk of the Commission at the address above or <https://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-2020-00110. 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.

On or before August 24, 2020, any interested person or entity may file, with the Clerk of the Commission at the address above or <https://scc.virginia.gov/clk/efiling/>, a request that the Commission convene a hearing on the Company's Application. Requests for hearing must include the email address of the filer or its counsel, along with: (i) a precise statement of the filing party's interest in the proceeding; (ii) a statement of the specific action sought to the extent then known; (iii) a statement for the legal basis for such action; and (iv) a precise statement why the issues raised in the request for a hearing cannot be addressed adequately without a hearing. Any request for hearing simultaneously shall be served on counsel to the Company. All requests for hearing shall refer to Case No. PUR-2020-00110.

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 Application, the Commission's Rules of Practice, the Commission's Order for Notice and Comment, and other documents filed in the case may be viewed at:  
<https://scc.virginia.gov/pages/Case-Information>.

#### KENTUCKY UTILITIES COMPANY

(8) On or before July 31, 2020, the Company shall serve a copy of this Order for Notice and Comment on the following local officials, to the extent the position exists, in each county, city, and town through which the Rebuild Project is 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.

(9) On or before August 21, 2020, 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 <https://scc.virginia.gov/clk/efiling/>.

(10) On or before August 21, 2020, the Company shall file with the Clerk of the Commission a certificate of the mailing of notice to owners of property prescribed by Ordering Paragraph (6). The certificate shall not include the names and addresses of the owners of property served, but the Company shall maintain a record of such information.

(11) On or before September 21, 2020, any interested person may file comments on the Application by following the instructions on the Commission's website:

<https://scc.virginia.gov/casecomments/Submit-Public-Comments> or by filing such comments

with the Clerk of the State Corporation Commission at the address set forth in Paragraph (9).

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-2020-00110.

(12) On or before August 24, 2020, any person or entity may participate as a respondent in this proceeding by filing, with the Clerk of the Commission at the address in Ordering Paragraph (9) or <https://scc.virginia.gov/clk/efiling/>, a notice of participation in accordance with the Commission's Rules of Practice. 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-2020-00110.

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

(14) On or before August 24, 2020, any interested person or entity may file, with the Clerk of the Commission at the address in Ordering Paragraph (9) or <https://scc.virginia.gov/clk/efiling/>, and in accordance with the Rules of Practice, a request that the Commission convene a hearing on the Company's Application. Requests for hearing must include the email address of the filer or its counsel, along with: (i) a precise statement of the filing party's interest in the proceeding; (ii) a statement of the specific action sought to the extent

then known; (iii) a statement for the legal basis for such action; and (iv) a precise statement why the issues raised in the request for a hearing cannot be addressed adequately without a hearing. Any request for hearing simultaneously shall be served on counsel to the Company. All requests for hearing shall refer to Case No. PUR-2020-00110.

(15) The Staff shall investigate the Application. On or before September 30, 2020, the Staff shall file with the Clerk of the Commission a Staff Report containing its findings and recommendations. The Staff shall serve a copy thereof on counsel to the Company and all respondents.

(16) On or before October 14, 2020, the Company may file with the Clerk of the Commission and serve on the Staff and all parties any response to the Staff Report and any comments filed by interested persons in this proceeding.

(17) All documents filed 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.

(18) The Commission's Rule of Practice 5 VAC 5-20-260, *Interrogatories to parties or requests for production of documents and things*, shall be modified for this proceeding as follows: responses and objections to written interrogatories and requests for production of documents shall be served within 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>15</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.*

(19) 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>15</sup> The assigned Staff attorney is identified on the Commission's website, <https://scc.virginia.gov/pages/Case-Information>, by clicking "Docket Search," then clicking "Search by Case Information," and entering the case number, PUR-2020-00110, in the appropriate box.