

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION

AT RICHMOND, DECEMBER 15, 2022

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CASE NO. PUR-2022-00202

PETITION OF

VIRGINIA ELECTRIC AND POWER COMPANY

For revision of a rate adjustment clause, designated Rider PPA, under § 56-585.1 A 5 d of the Code of Virginia, for the Rate Year commencing September 1, 2023

ORDER FOR NOTICE AND HEARING

On December 1, 2022, Virginia Electric and Power Company ("Dominion" or "Company") filed a petition ("Petition") with the State Corporation Commission ("Commission") pursuant to Code § 56-585.1 A 5 d for approval of a revision to its Rider PPA. Through its Petition, the Company seeks to recover projected and actual costs associated with certain power purchase agreements ("PPAs") for the energy, capacity, ancillary services, and renewable energy credits ("RECs") owned by third parties.<sup>1</sup> Specifically, the Company seeks cost recovery related to the PPAs approved by the Commission in Case No. PUR-2020-00134 ("CE-1 PPAs"), Case No. PUR-2021-00146 ("CE-2 PPAs"), and the PPAs currently pending approval in Case No. PUR-2022-00124 that will enter commercial operations during the rate year in this proceeding ("CE-3 PPAs").<sup>2</sup> In total, Dominion has incorporated costs associated with six CE-1 PPAs,

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<sup>1</sup> Petition at 1. In accordance with 5 VAC 5-20-160, a memorandum of completeness was filed on December 14, 2022, finding the Application complete subject to the granting of certain waiver requests, which are granted below. Accordingly, pursuant to Code § 56-585.1 A 7, the Commission must issue a final order in this proceeding no more than eight (8) months from the date of filing, or August 1, 2023.

<sup>2</sup> See Petition at 1. See also *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Establishing 2020 RPS Proceeding for Virginia Electric and Power Company*, Case No. PUR-2020-00134, 2021 S.C.C. Ann. Rept. 242, Final Order (Apr. 30, 2021); *Petition of Virginia Electric and Power Company, For approval of the RPS Development Plan, approval and certification of the proposed CE-2 Solar Projects pursuant to §§ 56-580 D and 56-46.1 of the Code of Virginia, revision of rate adjustment clause, designated Rider CE, under § 56-585.1 A 6 of the Code of Virginia, and a prudence determination to enter into power purchase agreements pursuant to § 56-585.1:4 of the Code of Virginia*, Case No. PUR-2021-00146, Doc. Con. Cen. No. 220320113, Final Order (Mar. 15, 2022); *Petition of Virginia Electric and Power Company, For approval of its 2022 RPS Development Plan under § 56-585.5 D 4 of the Code of Virginia and related requests*, Case No. PUR-2022-00124, Doc. Con. Cen. No. 221050042, Order for Notice and Hearing (Oct. 27, 2022).

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17 CE-2 PPAs, and seven CE-3 PPAs that are scheduled to be operational on or before August 31, 2024.<sup>3</sup>

Rider PPA is one of the rate mechanisms included in the overarching framework approved by the Commission in Case No. PUR-2020-00134 for the recovery of non-bypassable costs and benefits related to the mandatory renewable energy portfolio standards program in Code § 56-585.5.<sup>4</sup> The Company states that Rider PPA will recover the PPA costs and the associated benefits that support the procurement targets in Code § 56-585.5 D and E, which include utility-scale solar or wind, utility-scale energy storage, and distributed solar PPAs.<sup>5</sup> In its Petition, Dominion notes that the costs and benefits of these PPAs will be recovered through Rider PPA from all retail customers, regardless of electric supplier, with limited exceptions.<sup>6</sup>

In this proceeding, Dominion asks the Commission to approve Rider PPA for the rate year beginning September 1, 2023, and ending August 31, 2024 ("Rate Year").<sup>7</sup> The Company is requesting a total revenue requirement of (\$22,045,000) for recovery in Rider PPA for the Rate Year, which represents a net credit to customers.<sup>8</sup> If the proposed Rider PPA is approved for the Rate Year, the impact on customer bills would depend on the customer's rate schedule and usage. According to Dominion, implementation of its proposed Rider PPA on

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<sup>3</sup> Petition at 5.

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

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

<sup>6</sup> *Id.* at 5.

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

<sup>8</sup> *Id.* at 6.

September 1, 2023, would decrease the bill of a residential customer using 1,000 kilowatt-hours per month by \$0.22.<sup>9</sup>

Dominion also requests a waiver, in part, of Rules 20 VAC 5-204-60 ("Rule 60") and 20 VAC 5-204-90 ("Rule 90") of the Commission's Rules Governing Utility Rate Applications and Annual Informational Filings of Investor-Owned Electric Utilities ("Rate Case Rules")<sup>10</sup> with respect to Schedule 46.<sup>11</sup> Rule 60 states that an application for a rate adjustment clause filed pursuant to Chapter 23 of Title 56 of the Code shall include Schedule 46, "Rate Adjustment Clauses and Prudency Determinations Pursuant to Chapter 23 (§ 56-576 *et. seq.*) of the Code of Virginia." Schedule 46 requires an applicant to provide certain information, including key documents supporting the projected and actual costs recovered through the rate adjustment clause.<sup>12</sup> According to Dominion, the supporting documentation responsive to this requirement is voluminous and not easily reviewed in hard copy (paper) format, and therefore the Company seeks waiver of the requirement to file 15 hard copies of the information.<sup>13</sup> Instead, the Company proposes to: (i) provide the Commission with one hard copy and three electronic copies on compact discs, which were included with the filing, and (ii) provide the documentation to Commission Staff ("Staff") and any future case participants in electronic format.<sup>14</sup>

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<sup>9</sup> *Id.* at 7. The Company proposes to use Factor 1 based on the average and excess methodology to allocate Rider PPA capacity costs, and to use Factor 3 to allocate Rider PPA energy and REC costs to the Virginia jurisdiction. The Company proposes to use these same factors to allocate the costs to the Virginia jurisdiction customer classes. *Id.* at 6.

<sup>10</sup> 20 VAC 5-204-5 *et seq.*

<sup>11</sup> Petition at 8.

<sup>12</sup> Rate Case Rule 90, Schedule 46 instructions, § (c) (1) (iii).

<sup>13</sup> Petition at 8.

<sup>14</sup> *Id.*

Finally, in conjunction with the filing of its Petition on December 1, 2022, the Company filed the Motion of Virginia Electric and Power Company for Entry of a Protective Order and Additional Protective Treatment ("Motion for Protective Ruling") and a proposed protective order that establishes procedures governing the use of confidential and extraordinarily sensitive information in this proceeding.

NOW THE COMMISSION, upon consideration of this matter, is of the opinion and finds that this matter should be docketed; Dominion should provide public notice of its Petition; hearings should be scheduled for the purpose of receiving testimony from public witnesses and evidence on the Petition; interested persons should have an opportunity to file comments on the Petition and to participate as respondents in this proceeding; and Staff should be directed to investigate the Petition and file testimony and exhibits containing its findings and recommendations thereon. We also appoint a Hearing Examiner to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Company's Motion for Protective Ruling and filing a final report containing the Hearing Examiner's findings and recommendations.

Further, for purposes of making the Petition complete and commencing this proceeding, we grant Dominion's request to waive in part the requirements under Rule 60 and Rule 90 of the Rate Case Rules with respect to the filing of certain Schedule 46 materials.

The Commission takes judicial notice of the ongoing public health issues related to the spread of the coronavirus, or COVID-19. The Commission has taken certain actions, and may take additional actions going forward, that could impact the procedures in this proceeding.<sup>15</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-2022-00202.

(2) All pleadings, briefs, or other documents required to be served 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>16</sup>

Confidential and Extraordinarily Sensitive Information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. Any person seeking to hand deliver and physically file or submit any pleading or other document

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<sup>15</sup> See, e.g., *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic Service of Commission Orders*, Case No. CLK-2020-00004, 2020 S.C.C. Ann. Rept. 76, Order Concerning Electronic Service of Commission Orders (Mar. 19, 2020), *extended by* 2020 S.C.C. Ann. Rept. 77, 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, 2020 S.C.C. Ann. Rept. 77, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (Mar. 19, 2020) ("Revised Operating Procedures Order"), *extended by* 2020 S.C.C. Ann. Rept. 78, 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, 2020 S.C.C. Ann. Rept. 79, Order Requiring Electronic Service (Apr. 1, 2020).

<sup>16</sup> 5 VAC 5-10-20 *et seq.*

shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.<sup>17</sup>

(3) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Rules of Practice, the Commission directs that service on parties and the Staff in this matter shall be accomplished by electronic means. Concerning Confidential or Extraordinarily Sensitive Information, parties and the Staff are instructed to work together to agree upon the manner in which documents containing such information shall be served upon one another, to the extent practicable, in an 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 Rule 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. A copy of each filing made with the Commission's Clerk's office in this matter shall also be sent electronically to the Office of the Hearing Examiners.<sup>18</sup>

(5) The Commission hereby schedules a telephonic hearing for the receipt of testimony from public witnesses on the Petition, as follows:

- (a) A hearing for the receipt of testimony from public witnesses on the Petition shall be convened telephonically at 10 a.m., on May 23, 2023, with no public witness present in the Commission's courtroom.<sup>19</sup>
- (b) To promote fairness for all public witnesses, each witness will be allotted five minutes to provide testimony.

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<sup>17</sup> As noted in the Commission's Revised Operating Procedures Order, submissions to the Commission's Clerk's Office via U.S. mail or commercial mail equivalents may be subject to delayed processing due to the COVID-19 public health issues.

<sup>18</sup> Such electronic copies shall be sent to: [Wendy.Starkey@scc.virginia.gov](mailto:Wendy.Starkey@scc.virginia.gov), [LeaAnn.Robertson@scc.virginia.gov](mailto:LeaAnn.Robertson@scc.virginia.gov), and [Kaitlyn.Mcclure@scc.virginia.gov](mailto:Kaitlyn.Mcclure@scc.virginia.gov).

<sup>19</sup> The Commission will convene counsel of record in this proceeding to attend the public witness hearing virtually.

- (c) On or before May 16, 2023, 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 May 23, 2023, 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).

(6) A public evidentiary hearing shall be convened on May 24, 2023, at 10 a.m., in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, to receive the testimony and evidence of the Company, any respondents, and the Staff on the Petition.

(7) An electronic copy of the public version 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).

(8) On or before February 1, 2023, 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 BY  
 VIRGINIA ELECTRIC AND POWER COMPANY  
 FOR REVISION OF A RATE ADJUSTMENT CLAUSE,  
 DESIGNATED RIDER PPA, FOR THE RATE YEAR  
 COMMENCING SEPTEMBER 1, 2023  
CASE NO. PUR-2022-00202

- Virginia Electric and Power Company d/b/a Dominion Energy Virginia ("Dominion") has applied for approval to revise its rate adjustment clause, Rider PPA, for recovery of projected and actual costs associated with certain power purchase agreements for the energy, capacity, ancillary services, and renewable energy credits owned by third parties.
- Dominion requests approval for recovery in Rider PPA of a total revenue requirement of (\$22,045,000), which represents a net credit to customers. According to Dominion, this amount would decrease the bill of a typical residential customer using 1,000 kilowatt hours of electricity per month by \$0.22.
- A Hearing Examiner appointed by the Commission will hold a telephonic hearing in this case on May 23, 2023, at 10 a.m., for the receipt of public witness testimony.
- The Hearing Examiner will hold an evidentiary hearing in this case on May 24, 2023, at 10 a.m.
- 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 December 1, 2022, Virginia Electric and Power Company ("Dominion" or "Company") filed a petition ("Petition") with the State Corporation Commission ("Commission") pursuant to Code § 56-585.1 A 5 d for approval of a revision to its Rider PPA. Through its Petition, the Company seeks to recover projected and actual costs associated with certain power purchase agreements ("PPAs") for the energy, capacity, ancillary services, and renewable energy credits owned by third parties. Specifically, the Company seeks cost recovery related to the PPAs approved by the Commission in Case No. PUR-2020-00134 ("CE-1 PPAs"), Case No. PUR-2021-00146 ("CE-2 PPAs"), and the PPAs currently pending approval in Case No. PUR-2022-00124 that will enter commercial operations during the rate year in this proceeding



("CE-3 PPAs"). In total, Dominion has incorporated costs associated with six CE-1 PPAs, 17 CE-2 PPAs, and seven CE-3 PPAs that are scheduled to be operational on or before August 31, 2024.

Rider PPA is one of the rate mechanisms included in the overarching framework approved by the Commission in Case No. PUR-2020-00134 for the recovery of non-bypassable costs and benefits related to the mandatory renewable energy portfolio standards program in Code § 56-585.5. The Company states that Rider PPA will recover the PPA costs and the associated benefits that support the procurement targets in Code § 56-585.5 D and E, which include utility-scale solar or wind, utility-scale energy storage, and distributed solar PPAs. In its Petition, Dominion notes that the costs and benefits of these PPAs will be recovered through Rider PPA from all retail customers, regardless of electric supplier, with limited exceptions.

In this proceeding, Dominion asks the Commission to approve Rider PPA for the rate year beginning September 1, 2023, and ending August 31, 2024 ("Rate Year"). The Company is requesting a total revenue requirement of (\$22,045,000) for recovery in Rider PPA for the Rate Year, which represents a net credit to customers. If the proposed Rider PPA is approved for the Rate Year, the impact on customer bills would depend on the customer's rate schedule and usage. According to Dominion, implementation of its proposed Rider PPA on September 1, 2023, would decrease the bill of a residential customer using 1,000 kilowatt-hours per month by \$0.22.

Interested persons are encouraged to review Dominion's Petition and supporting documents in full for details about 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 has taken judicial notice of the ongoing public health issues related to the spread of the coronavirus, or COVID-19. In accordance therewith, all pleadings, briefs or other documents required to be served in this matter shall be submitted electronically to the extent authorized by 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice"). Confidential and Extraordinarily Sensitive

Information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. Any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.

Pursuant to 5 VAC 5-20-140, *Filing and service*, of the 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.

The Commission entered an Order for Notice and Hearing that, among other things, scheduled public hearings on Dominion's Petition. On May 23, 2023, at 10 a.m., the Hearing Examiner assigned to this case 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 May 16, 2023, 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 May 24, 2023, at 10 a.m., in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, the Hearing Examiner will convene a hearing to receive testimony and evidence related to the Petition from the Company, any respondents, and the Commission's Staff.

Electronic copies of the public version of the 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 May 16, 2023, any interested person may submit comments on the Petition electronically by following the instructions on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](https://scc.virginia.gov/casecomments/Submit-Public-Comments). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2022-00202.

On or before March 1, 2023, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation with the Clerk of the Commission at: [scc.virginia.gov/clk/efiling](https://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission at the address listed above. Such notice of participation shall include the email addresses of such parties or their counsel, if available. A copy of the notice of participation as a respondent also must be sent to counsel for 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-2022-00202.

On or before April 5, 2023, each respondent may file electronically with the Clerk of the Commission at [scc.virginia.gov/clk/efiling](https://scc.virginia.gov/clk/efiling) any testimony and exhibits by which the respondent expects to establish its case, and each witness's testimony shall include a summary not to exceed one page. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address listed above. All testimony and exhibits shall be served on the Commission's Staff, the Company, and all other respondents simultaneous with its filing. In all filings, respondents shall comply with the Commission's Rules of Practice, as modified by the Commission's Order for Notice and Hearing, 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-2022-00202.

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 Commission's Rules of Practice, the Commission's Order for Notice and Hearing, and the public version of the Petition and other documents filed in this case may be viewed on the Commission's website at:  
[scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

VIRGINIA ELECTRIC AND POWER COMPANY

(9) The Company shall serve each official listed in 20 VAC 5-204-10 J 1 as provided by 20 VAC 5-204-10 J 2.

(10) On or before February 15, 2023, the Company shall file proof of the notice and service required by Ordering Paragraphs (8) and (9), including the name, title, address and electronic mail address (if applicable) of each official served, with the Clerk of the Commission by filing electronically at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling).

(11) On or before May 16, 2023, any interested person may submit written 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). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2022-00202.

(12) On or before March 1, 2023, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission at the address

listed in Ordering Paragraph (11). Such notice of participation shall include the email addresses of such parties or their counsel, if available. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company. 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 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2022-00202.

(13) 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 materials already have been provided to the respondent.

(14) On or before April 5, 2023, each respondent may file with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling), any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address in Ordering Paragraph (11). Each witness's testimony shall include a summary not to exceed one page. All testimony and exhibits shall be served on the Staff, the Company and all other respondents simultaneous with its filing. In all filings, the respondent shall comply with the Commission's Rules of Practice, as modified by the Commission's Order for Notice and Hearing, 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-2022-00202.

(15) On or before April 19, 2023, the Staff shall investigate the 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.

(16) On or before May 3, 2023, 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 the rebuttal testimony and exhibits on the Staff and all respondents.

(17) 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 herein, 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 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>20</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.*

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<sup>20</sup> The assigned Staff attorney is identified on the Commission's website: [scc.virginia.gov/Case-Information](http://scc.virginia.gov/Case-Information), by clicking "Docket Search," and clicking "Search by Case Information," and entering the case number, PUR-2022-00202, in the appropriate box.

(19) Dominion's request to waive in part the requirements under Rule 60 and Rule 90 of the Rate Case Rules with respect to the filing of certain Schedule 46 materials is granted as described herein.

(20) 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.