

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION

AT RICHMOND, NOVEMBER 1, 2022

SCC - CLERK'S OFFICE  
REGULATORY CONTROL CENTER

PETITION OF  
VIRGINIA ELECTRIC AND POWER COMPANY

2022 NOV -1 P 3:04

CASE NO. PUR-2022-00162

For revision of a rate adjustment clause  
designated Rider SNA under § 56-585.1 A 6  
of the Code of Virginia

ORDER FOR NOTICE AND HEARING

On October 6, 2022, Virginia Electric and Power Company ("Dominion" or "Company") filed a petition ("Petition") with the State Corporation Commission ("Commission") for revision of a rate adjustment clause ("RAC"), Rider SNA, for the costs associated with the preparation of the applications for Subsequent License Renewal ("SLR") to the Nuclear Regulatory Commission to extend the operating licenses (the "SLR Component"), and the projects reasonably appropriate to upgrade or replace systems and equipment deemed to be necessary to operate safely and reliably, Dominion's Surry Units 1 and 2 and North Anna Units 1 and 2 in the extended period of operation (the "Capital Upgrade Component") (collectively, the SLR Component and the Capital Upgrade Component comprise the "Nuclear Life Extension Program" or the "Program").<sup>1</sup>

The Petition explains that in Case No. PUR-2021-00229, the Commission approved Phase I of the Program, consisting of the Company's subsequent license renewal applications and

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

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33 Capital Upgrade Component projects.<sup>2</sup> The total estimated costs for Phase I are approximately \$1.2 billion.<sup>3</sup> The Company filed its Petition as the first annual update to: (1) inform the Commission of the status of the Program; and (2) update Rider SNA for the recovery costs associated with the Program.<sup>4</sup>

In its Petition, Dominion states that the Program is proceeding on time and on budget,<sup>5</sup> and that the Company received license renewals for the Surry Units on May 4, 2021.<sup>6</sup> The Company states that it submitted the North Anna site-specific supplemental environmental information on September 28, 2022, and believes it will receive the subsequent license renewals for the North Anna Units.<sup>7</sup>

The Company asserts it has continued to implement the Capital Upgrade Component projects consistent with the scheduled station outages and outage events at both stations. In 2022, the Company began implementing seven Capital Upgrade Component projects – four at Surry and three at North Anna.<sup>8</sup>

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<sup>2</sup> *Id.* at 3-4. *Petition of Virginia Electric and Power Company, For approval of a rate adjustment clause designated Rider SNA under § 56-585.1 A 6 of the Code of Virginia*, Case No. PUR-2021-00229, Doc. Con. Cen. No. 220710001, Final Order (July 1, 2022) (adopting the terms of the Proposed Stipulation and Recommendation filed by the Company, Commission Staff, and the Office of the Attorney General's Division of Consumer Counsel).

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

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

<sup>5</sup> *Id.* at 4; Direct Testimony of James E. Holloway at 4.

<sup>6</sup> Petition at 5; Direct Testimony of James E. Holloway at 5.

<sup>7</sup> Petition at 5; Direct Testimony of James E. Holloway at 6, 8.

<sup>8</sup> Petition at 5; Direct Testimony of Paul A. Phelps at 4.

In its Petition, the Company presented a new project for Phase I of the Capital Upgrade Component projects: the Cathodic Protection Project at Surry Units 1 and 2.<sup>9</sup> The Company asserts the Cathodic Protection Project is necessary to obtain the SLR.<sup>10</sup>

In this proceeding, Dominion has asked the Commission to approve Rider SNA from September 1, 2023 through August 21, 2024 ("Rate Year").<sup>11</sup> The two key components of the revenue requirement for Rider SNA are the Projected Cost Recovery Factor and the Actual Cost True-Up Factor.<sup>12</sup> The Projected Cost Recovery Factor consists of projected net plant balances as of the month-end immediately preceding the Rate Year (i.e., as of August 31, 2023) in determination of the rate base and the calculation of financing costs on rate base.<sup>13</sup> Dominion has included no Actual Cost True-up Factor in its filing and anticipates that any true-up for calendar year 2022 will be included in a 2023 update filing.<sup>14</sup> The total revenue requirement requested for recovery for the Rate Year through Rider SNA is \$49,797,391.<sup>15</sup> The Company asserts that it has allocated costs to the Virginia jurisdiction and customer classes using its 2021 Production Demand Allocation Factor, consistent with the way production plant costs for the Surry and North Anna facilities are allocated in the cost of service.<sup>16</sup>

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<sup>9</sup> Petition at 6; Direct Testimony of James E. Holloway at 6, 9; Direct Testimony of Paul A. Phelps at 8.

<sup>10</sup> Petition at 6; Direct Testimony of James E. Holloway at 6.

<sup>11</sup> Petition at 6.

<sup>12</sup> *Id.* at 6; Direct Testimony of Jared R. Robertson at 3.

<sup>13</sup> Petition at 6; Direct Testimony of Jared R. Robertson at 3.

<sup>14</sup> Petition at 6-7.

<sup>15</sup> Petition at 7.

<sup>16</sup> *Id.*

If the proposed Rider SNA is approved as proposed, it would incrementally decrease the residential customer's monthly bill, based on 1,000 kWh per month, by \$1.14 compared to the current Rider SNA.<sup>17</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, 20 VAC 5-204-5 et seq. ("Rate Case Rules") with respect to Schedule 46. 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, which is entitled "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 "[k]ey documents supporting the projected and actual costs recovered through the rate adjustment clause, such as: economic analyses, support used by senior management for major cost decisions as determined by the applicant, contracts, studies, investigations, results from requests for proposals, cost-benefit analyses, and other items supporting the costs that have not been provided in previous applications." According to Dominion, the supporting documentation responsive to this requirement is voluminous and therefore the Company proposes to provide the documentation in electronic format only.<sup>18</sup>

Finally, in conjunction with the filing of its Petition, the Company filed the Motion of Virginia Electric and Power Company for Entry of Protective Ruling ("Motion for Protective

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

<sup>18</sup> *Id.* at 9-10.

Ruling") and a proposed protective ruling to establish procedures governing the use of confidential information in this proceeding.<sup>19</sup>

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; public hearings 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 in this proceeding as a respondent; and the Staff should be directed to investigate the Petition and file testimony and exhibits containing its findings and recommendations thereon.

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

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

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<sup>19</sup> *Id.* at 10.

take additional actions going forward, that could impact the procedures in this proceeding.<sup>20</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-2022-00162.

(2) All pleadings, briefs, or other documents required to be served in this matter shall be submitted electronically to the extent authorized by Rule 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure.<sup>21</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 shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.<sup>22</sup>

<sup>20</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>21</sup> 5 VAC 5-20-10 *et seq.*

<sup>22</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.

(3) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Rules of Practice, the Commission directs that service on parties and Staff in this matter shall be accomplished by electronic means. Concerning Confidential or Extraordinarily Sensitive Information, all parties and 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 Staff is impeded from preparing its case.

(4) As provided by § 12.1-31 of the Code and Rule 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Rules of Practice, a Hearing Examiner is appointed to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Company's Motion for Protective Order. 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>23</sup>

(5) The Company's request for waiver of the requirements of Rule 60 and Rule 90 of the Rate Case Rules with respect to the filing of certain Schedule 46 materials is granted as set forth in this Order for Notice and Hearing.

(6) 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 April 25, 2023, with no witness present in the Commission's courtroom.<sup>24</sup>

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<sup>23</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>24</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 19, 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 April 25, 2023, the Hearing Examiner appointed to this case 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).

(7) A hearing on the Petition shall be convened at 10 a.m. on April 26, 2023, 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.

(8) An electronic copy of the Company's Petition may be obtained by submitting a written request to counsel for the Company, Timothy D. Patterson, McGuireWoods LLP, 800 East Canal Street, Richmond Virginia, 23219, [tpatterson@mcguirewoods.com](mailto:tpatterson@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).

(9) On or before November 23, 2022, 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 A PETITION BY  
VIRGINIA ELECTRIC AND POWER COMPANY  
FOR REVISION OF RATE ADJUSTMENT CLAUSE  
DESIGNATED RIDER SNA UNDER § 56-585.1 A 6  
OF THE CODE OF VIRGINIA  
CASE NO. PUR-2022-00162

- Virginia Electric and Power Company ("Dominion") has applied for approval to revise its rate adjustment clause, designated Rider SNA.
- In this case, Dominion has asked the State Corporation Commission ("Commission") to approve Rider SNA for the rate year September 1, 2023, through August 31, 2024.
- Dominion requests a revenue requirement of \$49,797,391, which would decrease the monthly bill of a residential customer using 1,000 kilowatt hours of electricity by \$1.14 per month.
- A Hearing Examiner appointed by the Commission will hold a telephonic hearing in this case on April 25, 2023, at 10 a.m., for the receipt of public witness testimony.
- A hearing on the Petition shall be convened at 10 a.m. on April 26, 2023, 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.
- Further information about this case is available on the Commission website at:  
[scc.virginia.gov/pages/CaseInformation](http://scc.virginia.gov/pages/CaseInformation).

On October 6, 2022, Virginia Electric and Power Company ("Dominion" or "Company") filed a petition ("Petition") with the State Corporation Commission ("Commission") for revision of a rate adjustment clause ("RAC"), Rider SNA, for the costs associated with the preparation of the applications for Subsequent License Renewal ("SLR") to the Nuclear Regulatory Commission to extend the operating licenses (the "SLR Component"), and the projects reasonably appropriate to upgrade or replace systems and equipment deemed to be necessary to operate safely and reliably,

Dominion's Surry Units 1 and 2 and North Anna Units 1 and 2 in the extended period of operation (the "Capital Upgrade Component") (collectively, the SLR Component and the Capital Upgrade Component comprise the "Nuclear Life Extension Program" or the "Program").

The Petition explains that in Case No. PUR-2021-00229, the Commission approved Phase I of the Program, consisting of the Company's subsequent license renewal applications and 33 Capital Upgrade Component projects. The total estimated costs for Phase I are approximately \$1.2 billion. The Company filed its Petition as the first annual update to: (1) inform the Commission of the status of the Program; and (2) update Rider SNA for the recovery costs associated with the Program.

In its Petition, Dominion states that the Program is proceeding on time and on budget, and that the Company received license renewals for the Surry Units on May 4, 2021. The Company states that it submitted the North Anna site-specific supplemental environmental information on September 28, 2022, and believes it will receive the subsequent license renewals for the North Anna Units.

The Company asserts it has continued to implement the Capital Upgrade Component projects consistent with the scheduled station outages and outage events at both stations. In 2022, the Company began implementing seven Capital Upgrade Component projects – four at Surry and three at North Anna.

In its Petition, the Company presented a new project for Phase I of the Capital Upgrade Component projects: the Cathodic Protection Project at Surry Units 1 and 2. The Company asserts the Cathodic Protection Project is necessary to obtain the SLR.

In this proceeding, Dominion has asked the Commission to approve Rider SNA from September 1, 2023 through August 21, 2024 ("Rate Year"). The two key components of the revenue requirement for Rider SNA are the Projected Cost Recovery Factor and the Actual Cost True-Up Factor. The Projected Cost Recovery Factor consists of projected net plant balances as of the month-end immediately preceding the Rate Year (i.e., as of August 31, 2023) in determination of the rate base and the calculation of financing costs on rate base. Dominion has included no Actual Cost True-up Factor in its filing and anticipates that any true-up for calendar year 2022 will be included in a 2023 update filing. The total revenue requirement requested for

recovery for the Rate Year through Rider SNA is \$49,797,391. The Company asserts that it has allocated costs to the Virginia jurisdiction and customer classes using its 2021 Production Demand Allocation Factor, consistent with the way production plant costs for the Surry and North Anna facilities are allocated in the cost of service.

If the proposed Rider SNA is approved as proposed, it would incrementally decrease the residential customer's monthly bill, based on 1,000 kWh per month, by \$1.14 compared to the current Rider SNA.

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.

On April 25, 2023, at 10 a.m., the Hearing Examiner appointed 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 April 19, 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 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 26, 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.

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. 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.

An electronic copy of the Company's Petition may be obtained by submitting a written request to counsel for the Company, Timothy D. Patterson, Esq., McGuireWoods LLP, 800 East Canal Street, Richmond Virginia, 23219, [tpatterson@mcguirewoods.com](mailto:tpatterson@mcguirewoods.com).

On or before April 14, 2023, 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](https://scc.virginia.gov/casecomments/Submit-Public-Comments). Those unable, as a practical matter, to file 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-2022-00162.

On or before January 6, 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](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. 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-2022-00162.

On or before February 17, 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 listed above. Each witness's testimony shall include a summary not to exceed one page. 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, 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-2022-00162.

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 formal, of the Commission's Rules of Practice

The public version of the Company's Petition and other documents filed in this case, 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**

(10) 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.

(11) On or before December 7, 2022, the Company shall file proof of the notice and service required by Ordering Paragraphs (9) and (10), including the name, title, address, and electronic mail address (if applicable) of each official served, with the Clerk of the State Corporation Commission, at [scc.virginia.gov/clk/efiling/](http://scc.virginia.gov/clk/efiling/).

(12) On or before April 14, 2023, 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). Those unable, as a practical matter,

to file 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-2022-00162.

(13) On or before January 6, 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 above. 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-2022-00162.

(14) Within three (3) business days of receipt of a notice of participation as a respondent, the Company shall serve a copy of the public version of its Petition on the respondent.

(15) On or before February 17, 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 listed above. Each witness's testimony shall include a summary not to exceed one page. 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 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-2022-00162.

(16) On or before March 21, 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.

(17) On or before April 4, 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 its rebuttal testimony and exhibits on the Staff and all respondents.

(18) Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, 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.

(19) The Commission's Rule of Practice 5 VAC 5-20-260, *Interrogatories or requests for production of documents and things*, shall be modified for this proceeding as follows: responses and objections to written interrogatories and requests for production of documents shall be served within seven (7) calendar days after receipt of the same. In addition to the service requirements of 5 VAC 5-20-260 of the Rules of Practice, on the day that copies are filed with the Clerk of the Commission, a copy of the interrogatory or request for production shall be

served electronically on the party to whom the interrogatory or request for production is directed or the assigned Staff attorney, if the interrogatory or request for production is directed to the Staff.<sup>25</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.*

(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.

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<sup>25</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-2022-00162 in the appropriate box.