COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

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APPLICATION OF

TOLL ROAD INVESTORS PARTNERSHIP II, L.P.

CASE NO. PUR-2019-00218

For an increase in the maximum level of tolls

HEARING EXAMINER'S RULING

April 9, 2020

On January 23, 2020, Toll Road Investors Partnership II, L.P. ("TRIP II" or "Company"), filed with the State Corporation Commission ("Commission") an Application for an increase in the maximum level of tolls on the Dulles Greenway.[1]

On January 27, 2020, the Commission issued an Order for Notice and Hearing ("Procedural Order") that, among other things, directed TRIP II to provide notice of its Application; established a procedural schedule, including an evidentiary hearing scheduled to convene in Richmond on June 9, 2020; directed the Commission's Staff ("Staff") to investigate the Application and file testimony and exhibits containing Staff's findings and recommendations; provided opportunities for interested persons to file written comments, intervene, and participate in this proceeding; and appointed a Hearing Examiner to conduct all further proceedings on behalf of the Commission and to file a final report containing the Hearing Examiner's findings and recommendations.

A Hearing Examiner's Ruling issued on March 2, 2020, scheduled local public witness hearings. These public witness hearings were scheduled to convene in Leesburg and Ashburn on May 11-12, 2020.

On March 16, 2020, the Loudoun County Board of Supervisors ("Loudoun Board" or "Board") filed a notice of participation in this proceeding.

On March 24, 2020, the Loudoun Board filed its Motion of the Board of Supervisors of Loudoun County for an Extension of Time to File Direct Testimony and to Amend the Procedural Schedule ("Extension Motion"). In its Extension Motion, the Board requested an expedited ruling that modifies the remaining procedural dates (all in 2020) as follows:

	Current	Requested by Board
Respondent Testimony	April 24	October 2
Staff Testimony	May 8	October 16
Local Hearings	May 11-12	October 5-6
Rebuttal Testimony	May 22	October 30
Public Comments	June 2	November 6
Commission Hearing	June 9	November 16

[1] Supporting testimony and other documents were filed with the initial Application on December 20, 2019. The Company filed supplemental direct testimony, in public and confidential versions, on January 23, 2020.

In support of its Extension Motion, the Loudoun Board cited the current public health emergency in response to novel coronavirus ("COVID-19"). The Board indicated that neither it nor County employees necessary to prepare direct testimony have been able to devote any time to the Application since March 16, 2020. The Board further anticipates that it and County employees, including the County Attorney and County Administrator, will be fully engaged in responding to the unprecedented COVID-19 pandemic through at least the end of the summer. [2]

On March 27, 2020, a Hearing Examiner's Ruling was issued that established expedited periods for any responses to the Extension Motion and any reply thereto.

On March 31, 2020, Staff and TRIP II filed responses to the Loudoun Board's Extension Motion. Staff indicated that the evolving health crisis and recent developments may warrant some adjustment to the current procedural schedule, but Staff did not take a position on the length of any such extension.[3] TRIP II requested that the Extension Motion be denied.[4]

TRIP II indicated that it continues to serve drivers on the Greenway while responding to COVID-19 and asserted:

> TRIP II understands the need for flexibility in these unprecedented times and does not seek to minimize the importance of the County's efforts in the face of the unprecedented demands being placed on all levels of government as well as businesses and individuals within the Commonwealth at this time. Nevertheless, TRIP II should not be denied the ability to have its Application heard by the Commission in a timely manner under the schedule that the Commission determined to be appropriate because the County does not want to expend resources on this proceeding after it chose to intervene.[5]

Citing detailed testimony by the Loudoun County Attorney during the 2020 General Assembly Session and discussions between Company and Loudoun County representatives, TRIP II indicated that the Loudoun Board had actual notice of the Application "well before" disruptions caused by COVID-19.[6]

TRIP II asserted further that even if the Loudoun County Attorney may be occupied with Loudoun County's efforts related to COVID-19, the Board retained the law firm of Troutman Sanders LLP ("Troutman") to represent its interests in this proceeding. Additionally, the Board can also, if it has not already done so, retain a traffic or other expert to respond to the Application and further develop any direct testimony anticipated by the Board.[7]

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[2] Loudoun Board's Extension Motion at 3-4.
[3] Staff's Response at 1.
[4] TRIP II's Response at 6.
[5] *Id.* at 5.
[6] *Id.* at 4.
[7] *Id.* at 5.

In its reply, the Loudoun Board asserted that TRIP II's position ignores national, state, and local government orders requiring the Board to prioritize public health, safety and welfare over all else.[8] The Board identified several important developments since filing the Extension Motion. These developments include: (a) Governor Northam's Executive Order No. 55, also known as the Stay at Home Order, which is effective until at least June 10, 2020, unless amended or rescinded; (b) the Supreme Court of Virginia's extension of its judicial emergency through at least April 26, 2020; and (c) President Trump's extension of the federal government's social distancing guidelines through at least April 30, 2020.[9]

The Loudoun Board indicated that it has already lost at least five weeks the Procedural Order allocated for respondents to prepare direct testimony because of the Board's efforts to protect County residents. The Loudoun Board attached to its reply a high-level timeline of the pandemic's development and the County's response to date.[10] The reply also attached a summary of the County's pandemic response plan, emergency operations plan, and emergency operations center.[11]

The Loudoun Board acknowledged that Troutman is taking an active role in preparing direct testimony for the County and responding to procedural matters, so the County and its employees can devote time to COVID-19. However, the Board and other County employees need to actively participate in the development of testimony and expert witness analyses, as well as public hearings and the evidentiary hearing.[12] Additionally, the Board indicated that while Troutman investigated commissioning its own traffic study on behalf of the Board, completing an accurate traffic study is virtually impossible when most people are required to remain at home.[13]

The Loudoun Board also asserted, among other things, that local public hearings are not appropriate for video or other forms of remote conferencing because some members of the public may not have the technology or capabilities to participate.[14]

Based on the foregoing, the Loudoun Board's Extension Motion is granted in part and denied in part. I agree with the Board that the COVID-19 emergency warrants changes to the current procedural schedule for this matter, including the upcoming date for submitting respondent testimony. In general, I find that an approximately nine-week extension is appropriate at this time.

I find further that the local public witness hearings I scheduled for the purpose of receiving additional public comments in person should be cancelled in light of the ongoing COVID-19 emergency. I will subsequently schedule oral public comment in this matter; such will be noticed via a subsequent ruling and accompanying news release. Additionally, the period for submitting public comments in writing is extended as set forth herein.

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[8] Loudoun Board's Reply at 6.
[9] *Id.* at 2.
[10] *Id.* at 4-5, Attachment A.
[11] *Id.* at Attachment B.
[12] *Id.* at 6.
[13] *Id.* at 7.
[14] *Id.*

Accordingly, **IT IS DIRECTED THAT**:

(1) The date for filing any respondent testimony and exhibits on the Application is extended to June 26, 2020.

(2) Staff shall file its testimony and exhibits on the Application on or before July 10, 2020.

(3) TRIP II shall file any rebuttal testimony on or before July 24, 2020.

(4) The evidentiary hearing is continued and shall commence in the Commission's courtroom on August 13, 2020, at 10:00 a.m.

(5) The date by which any person or entity may file written comments on the Application is extended to August 24, 2020. On or before this date, any interested person may file comments on the Application by following the instructions found on the Commission's website: http://www.scc.virginia.gov/case. All comments shall refer to Case No. PUR-2019-00218.

(6) The local hearings previously scheduled in this matter are cancelled.

D. Mathias Roussy, Jr.
Hearing Examiner

The Clerk of the Commission is requested to send a copy of this Ruling to: Timothy E. Biller, Esquire, and Andrea D. Gardner, Esquire, Hunton Andrews Kurth LLP, Riverfront Plaza, East Tower, 951 East Byrd Street, Richmond, Virginia 23219; Leo Rogers, County Attorney, 1 Harrison Street, SE, Leesburg, Virginia 20175; and Stephen C. Piepgrass, Esquire, Brooks M. Smith, Esquire, Andrew J. Flavin, Esquire, and Christopher Carlson, Esquire, Troutman Sanders LLP, 1001 Haxall Point, Richmond, Virginia 23219.

COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

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APPLICATION OF

TOLL ROAD INVESTORS PARTNERSHIP II, L.P.

CASE NO. PUR-2019-00218

For an increase in the maximum level of tolls

ORDER FOR NOTICE AND HEARING

On January 23, 2020, Toll Road Investors Partnership II, L.P. ("TRIP II" or "Company"), the operator of the Dulles Greenway, completed the filing of an application ("Application") with the State Corporation Commission ("Commission") for an increase in the maximum level of tolls pursuant to the Virginia Highway Corporation Act of 1988, § 56-535 *et seq.* of the Code of Virginia ("Code").[1]

Section 56-542 D of the Code provides that, upon application and after investigation, the Commission has the duty and authority to approve or revise toll rates charged by the Dulles Greenway that (i) are reasonable to the user in relation to the benefit obtained; (ii) will not materially discourage use of the roadway by the public; and (iii) will provide the Company no more than a reasonable return as determined by the Commission.

TRIP II requests approval of "a toll schedule that provides for small increases in the maximum two-axle vehicle peak and off-peak tolls over a five year period."[2] Specifically, the Company requests approval of increases in the maximum two-axle toll as follows:[3]

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[1] Supporting testimony and other documents also were filed with the initial Application on December 20, 2019. The Company filed Supplemental Direct Testimony on January 23, 2020.

[2] Application at 1-2.

[3] *Id.* at 2.

	January 1, 2021	January 1, 2022	January 1, 2023	January 1, 2024	January 1, 2025
Maximum two-axle toll for all off-peak traffic	$5.00	$5.25	$5.55	$5.85	$6.15
Implied % increase	*5.3%*	*5.0%*	*5.7%*	*5.4%*	*5.1%*
Maximum two-axle toll for peak traffic (weekday traffic in peak time and direction)	$6.15	$6.55	$6.95	$7.40	$7.90
Implied year-on-year increase	*6.0%*	*6.5%*	*6.1%*	*6.5%*	*6.8%*

TRIP II also proposes that the maximum toll for three-axle vehicles be established as double the two-axle maximum and that the maximum toll for vehicles with four to five axles be equal to the maximum toll for three-axle vehicles plus an amount equal to 50% of the two-axle maximum toll for each additional axle above three axles.[4] The Company proposes that vehicles with more than five axles will pay the same toll as vehicles with five axles.[5] TRIP II asserts that "[t]he proposed tolls will allow TRIP II to continue to provide a safer, more efficient, and well-maintained alternative travel route for drivers."[6] The Company further states that the requested toll rate increases satisfy the criteria in Code § 56-542 D,[7] and that the proposed tolls

> will allow TRIP II to undertake major capital improvement projects to further improve the Greenway and adjoining public roads which will, among other things: (1) reduce congestion in the surrounding road network; (ii) improve the travel time and experience for TRIP II customers; and (iii) ensure TRIP II remains in compliance with the Comprehensive Agreement [between TRIP II and the Virginia Department of Transportation].[8]

[4] *Id. See also* Exhibit 2 to the Application.

[5] *Id.* at 2, Exhibit 2.

[6] *Id.* at 2.

[7] *See id.* at 3-8.

[8] *Id.* at 2-3.

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On January 23, 2020, TRIP II also filed a Motion for Protective Ruling and a proposed protective ruling that establishes procedures governing the use of confidential information in this proceeding.

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

Accordingly, IT IS ORDERED THAT:

(1) This case is docketed and assigned Case No. PUR-2019-00218.

(2) Pursuant to Code § 12.1-31 and Rule 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Commission's Rules of Practice and Procedure ("Rules of Practice"), a Hearing Examiner is appointed to conduct all further proceedings in this matter on behalf of the Commission, concluding with the issuance of a report containing the Hearing Examiner's findings and recommendations.

(3) A public hearing shall be convened on June 9, 2020, at 10 a.m., in the Commission's courtroom, second floor, Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, to receive the testimony of public witnesses and the evidence of the Company, any respondents,

and Staff. Any person desiring to offer testimony as a public witness at this hearing should appear in the Commission's courtroom 15 minutes prior to the starting time of the hearing and identify himself or herself to the Commission's Bailiff.

(4) The Company shall make copies of the public version of its Application, as well as a copy of this Order for Notice and Hearing, available for public inspection during regular business hours at the Company's office, 45305 Catalina Court, Suite 102, Sterling, Virginia 20166. Copies also may be obtained by submitting a written request to counsel for the Company, Timothy E. Biller, Esquire, Hunton Andrews Kurth, LLP, Riverfront Plaza, East Tower, 951 East Byrd Street, Richmond, Virginia 23219-4074. If acceptable to the requesting party, the Company may provide the documents by electronic means. Copies of the public version of all documents also shall be available for interested persons to review in the Commission's Document Control Center, located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, between the hours of 8:15 a.m. and 5 p.m., Monday through Friday, excluding holidays. Interested persons also may download unofficial copies from the Commission's website: http://www.scc.virginia.gov/case.

(5) On or before February 18, 2020, the Company shall serve a copy of this Order for Notice and Hearing on the mayor of the Town of Leesburg, the chairmen of the boards of supervisors of Fairfax and Loudoun Counties, the chair of the Metropolitan Washington Airports Authority, the chair of the Commonwealth Transportation Board, and the Secretary of Transportation of the Commonwealth. Service shall be made by first class mail or delivery to the customary place of business or residence of the official served.

(6) On or before February 18, 2020, the Company shall publish the following notice on one occasion as display advertising (not classified) in a newspaper or newspapers of general circulation in Fairfax and Loudoun Counties:

NOTICE TO THE PUBLIC OF THE APPLICATION
OF TOLL ROAD INVESTORS PARTNERSHIP II, L.P.,
FOR AN INCREASE IN THE MAXIMUM LEVEL OF TOLLS
ON THE DULLES GREENWAY
CASE NO. PUR-2019-00218

On January 23, 2020, Toll Road Investors Partnership II, L.P. ("TRIP II" or "Company"), the operator of the Dulles Greenway, filed an application ("Application") with the State Corporation Commission ("Commission") for an increase in the maximum level of tolls pursuant to the Virginia Highway Corporation Act of 1988, § 56-535 *et seq.* of the Code of Virginia ("Code").

Section 56-542 D of the Code provides that, upon application and after investigation, the Commission has the duty and authority to approve or revise toll rates charged by the Dulles Greenway that (i) are reasonable to the user in relation to the benefit obtained; (ii) will not materially discourage use of the roadway by the public; and (iii) will provide the Company no more than a reasonable return as determined by the Commission.

TRIP II requests approval of "a toll schedule that provides for small increases in the maximum two-axle vehicle peak and off-peak tolls over a five year period." Specifically, the Company requests approval of increases in the maximum two-axle toll as follows:

	1/1/21	1/1/22	1/1/23	1/1/24	1/1/25
Off-peak	$5.00	$5.25	$5.55	$5.85	$6.15
Peak	$6.15	$6.55	$6.95	$7.40	$7.90

TRIP II also proposes that the maximum toll for three-axle vehicles be established as double the two-axle maximum and that the maximum toll for vehicles with four to five axles be equal to the maximum toll for three-axle vehicles plus an amount equal to 50% of the two-axle maximum toll for each additional axle above three axles. The Company proposes that vehicles with more than five axles will pay the same toll as vehicles with five axles. TRIP II asserts that "[t]he proposed tolls will allow TRIP II to continue

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to provide a safer, more efficient, and well-maintained alternative travel route for drivers." The Company further states that the requested toll rate increases satisfy the criteria in Code § 56-542 D, and that the proposed tolls "will allow TRIP II to undertake major capital improvement projects to further improve the Greenway and adjoining public roads which will, among other things: (1) reduce congestion in the surrounding road network; (ii) improve the travel time and experience for TRIP II customers; and (iii) ensure TRIP II remains in compliance with the Comprehensive Agreement [between TRIP II and the Virginia Department of Transportation]."

TAKE NOTICE that the final toll rates approved by the Commission in this proceeding may be different from those proposed by the Company.

The Commission entered an Order for Notice and Hearing that, among other things, scheduled a public hearing to commence at 10 a.m. on June 9, 2020, in the Commission's courtroom, second floor, Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, to receive testimony and evidence from members of the public the Company, any respondents, and the Commission's Staff. Any person desiring to testify as a public witness at this hearing should appear in the Commission's courtroom fifteen (15) minutes prior to the starting time of the hearing and contact the Commission's Bailiff.

A copy of the Application and the Commission's Order for Notice and Hearing are available for public inspection during regular business hours at the Company's office, 45305 Catalina Court, Suite 102, Sterling, Virginia 20166. Copies also may be obtained by submitting a written request to counsel for the Company, Timothy E. Biller, Esquire, Hunton Andrews Kurth, LLP, Riverfront Plaza, East Tower, 951 East Byrd Street, Richmond, Virginia 23219-4074. If acceptable to the requesting party, the Company may provide the documents by electronic means.

Copies of the public version of the Application and other documents filed in this case also are available for interested persons to review in the Commission's Document Control Center, located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, between the hours of 8:15 a.m. and 5 p.m., Monday through Friday, excluding holidays. Interested persons also may download unofficial copies from the Commission's website: http://www.scc.virginia.gov/case.

On or before March 17, 2020, any interested person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation. If not filed electronically, an original and fifteen (15) copies of the notice of participation shall be submitted to Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Anyone filing a notice of participation simultaneously shall serve a copy of the notice of participation on counsel to the Company at the address set forth above. Pursuant to Rule 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice and Procedure ("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-2019-00218.

On or before April 24, 2020, each respondent may file with the Clerk of the Commission and serve on the Commission's Staff, the Company, and all other respondents, any testimony and exhibits by which the respondent expects to establish its case. If not filed electronically, an original and fifteen (15) copies of such testimony and exhibits shall be submitted to the Clerk of the Commission at the address set forth above. Respondents also 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-2019-00218.

On or before June 2, 2020, any interested person wishing to comment on the Company's Application shall file written comments on the Application with the Clerk of the Commission at the address set forth above. Any interested person desiring to file comments electronically may do so on or before June 2, 2020, by following the instructions found on the Commission's website: http://www.scc.virginia.gov/case. All such comments shall refer to Case No. PUR-2019-00218.

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.

The Commission's Rules of Practice may be viewed at: http://www.scc.virginia.gov/case. A printed copy of the Rules of Practice and an official copy of the Commission's Order for Notice and Hearing in this proceeding may be obtained from the Clerk of the Commission at the address above.

TOLL ROAD INVESTORS PARTNERSHIP II, L.P.

(7) On or before March 2, 2020, the Company shall file with Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, a certificate of the mailing of the notice prescribed in Ordering Paragraph (5) and proof of the newspaper publication directed in Ordering Paragraph (6). The certificate of mailing shall include the name and address of the officials and officers served.

(8) On or before June 2, 2020, any person or entity may file written comments on the Application with the Clerk of the Commission at the address set forth above. In the alternative, any person or entity may submit comments electronically on or before June 2, 2020, by following the instructions found on the Commission's website: http://www.scc.virginia.gov/case. Compact disks or any other form of electronic storage medium may not be filed with written comments. All comments shall refer to Case No. PUR-2019-00218.

(9) On or before March 17, 2020, any interested person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation. If not filed electronically, an original and fifteen (15) copies of the notice of participation shall be submitted to the Clerk of the Commission at the address set forth in Ordering Paragraph (7). The respondent simultaneously shall serve a copy of the notice of participation on counsel for the Company at the address set out in Ordering Paragraph (4). 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-2019-00218.

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

(11) On or before April 24, 2020, each respondent may file with the Clerk of the Commission and serve on the Staff, the Company, and all other respondents, any testimony and exhibits by which the respondent expects to establish its case. Each witness's testimony shall include a summary not to exceed one page. If not filed electronically, an original and fifteen (15) copies of such testimony and exhibits shall be submitted to the Clerk of the Commission at the address set forth in Ordering Paragraph (7). In all filings, the respondent 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-2019-00218.

(12) The Staff shall investigate the Application. On or before May 8, 2020, the Staff shall file with the Clerk of the Commission an original and fifteen (15) copies of the Staff's testimony and exhibits, and each Staff witness's testimony shall include a summary not to exceed one page. The Staff shall serve a copy thereof on counsel to the Company and all respondents.

(13) On or before May 22, 2020, the Company shall file with the Clerk of the Commission any rebuttal testimony and exhibits that the Company expects to offer, and each rebuttal witness's testimony shall include a summary not to exceed one page. The Company simultaneously shall serve a copy of the testimony and exhibits on the Staff and all respondents. If not filed electronically, an original and fifteen (15) copies of such rebuttal testimony and exhibits shall be submitted to the Clerk of the Commission at the address set forth in Ordering Paragraph (7).

(14) 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.

(15) 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, 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, or by facsimile, 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.[9] Except as modified above, discovery shall be in accordance with Part IV of the Commission's Rules of Practice and Procedure, 5 VAC 5-20-240 *et seq.*

(16) This case is continued.

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[9] The assigned Staff attorney is identified on the Commission's website, http://www.scc.virginia.gov/case, by clicking "Docket Search," and clicking "Search Cases," and entering the case number, PUR-2019-00218, in the appropriate box.

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AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: Timothy E. Biller, Esquire, and Andrea D. Gardner, Esquire, Hunton Andrews Kurth, LLP, Riverfront Plaza, East Tower, 951 East Byrd Street, Richmond, Virginia 23219-4074; and C. Meade Browder, Jr., Senior Assistant Attorney General, Division of Consumer Counsel, Office of the Attorney General, 202 N. 9th Street, 8th Floor, Richmond, Virginia 23219-3424. A copy shall be delivered to the Commission's Office of General Counsel and Divisions of Public Utility Regulation and Utility Accounting and Finance.