



RECEIVED

2018 FEB 15 PM 3:55

PA PUC
SECRETARY'S BUREAU
FRONT DESK

17 North Second Street
12th Floor
Harrisburg, PA 17101-1601
717-731-1970 Main
717-731-1985 Main Fax
www.postschell.com

Devin Ryan

dryan@postschell.com
717-612-6052 Direct
717-731-1985 Direct Fax
File #: 165082

February 15, 2018

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

**Re: Centre Park Historic District v. UGI Utilities, Inc.
Docket No. C-2015-2516051**

**City of Reading v. UGI Utilities, Inc.
Docket No. C-2016-2530475**

Dear Secretary Chiavetta:

Enclosed for filing is the Answer of UGI Utilities, Inc. to the City of Reading's Motion for 60-Day Stay of Proceedings and Extension of Deadlines in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,

Devin Ryan

DTR/jl
Enclosure

cc: Honorable Mary D. Long
Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Centre Park Historic District	:	
	:	
v.	:	Docket No. C-2015-2516051
	:	
UGI Utilities, Inc.	:	
	:	
City of Reading	:	
	:	
v.	:	Docket No. C-2016-2530475
	:	
UGI Utilities, Inc.	:	

**ANSWER OF UGI UTILITIES, INC. TO
THE CITY OF READING'S
MOTION FOR 60-DAY STAY OF PROCEEDINGS AND EXTENSION OF DEADLINES**

TO ADMINISTRATIVE LAW JUDGE MARY D. LONG:

Pursuant to 52 Pa. Code § 5.103(c), UGI Utilities, Inc. (“UGI” or the “Company”) hereby files this Answer to the City of Reading’s (“City”) Motion for 60-Day Stay of Proceedings and Extension of Deadlines (“Motion to Stay”). As explained herein, the Company does not oppose the 60-day stay of proceedings and extension of deadlines, as the City has committed to engaging in good faith settlement negotiations to resolve the above-captioned proceeding fully.

In support of its Answer, UGI states as follows:

I. INTRODUCTION

1. On November 25, 2015, Centre Park Historic District (“CPHD”) filed a Formal Complaint at Docket No. C-2015-2516051 alleging UGI’s meter location practices in the historic districts of Reading, PA violated amended Section 59.18 and Section 59.33 of the Commission’s

regulations. On February 17, 2016, the City filed a formal complaint against UGI, challenging UGI's meter relocation program within the City's historic districts on the basis that UGI violated Section 59.18. The City also challenged UGI's outside meter placement on the basis that UGI had placed meters in dangerous locations/conditions, in violation of Section 59.18 and 49 CFR §192.353, in locations throughout the City.

2. UGI timely filed Answers to both Complaints. The Company also filed Preliminary Objections on March 14, 2016, to the City's Complaint, which argued that the City's Complaint should be dismissed in its entirety due to the legal insufficiency of the City's requested relief. By Interim Order issued March 29, 2016, Administrative Law Judge Mary D. Long (the "ALJ") denied UGI's Preliminary Objections.

3. The Formal Complaints of CPHD and the City were consolidated by order dated March 30, 2016.

4. Currently, the parties are due to serve exhibits and written testimony on or before February 23, 2018, and evidentiary hearings are scheduled for March 27-29, 2018.

5. UGI's understanding is that the City recently ended Eastburn & Gray, P.C.'s representation of the City in this matter. (See Motion to Stay ¶ 20).

6. The City's new counsel entered an appearance on January 12, 2018.

7. By letter dated February 6, 2018, the City filed an "Unopposed Motion for 60 Day Stay of Proceedings and Extension of Deadlines," requesting 60-day extensions of the deadlines testimony, exhibits, and evidentiary hearings. Further, in the Motion, the City averred that it contacted UGI's counsel and represented that the Company would not oppose the relief requested in the Motion.

8. On February 13, 2018, the ALJ sent an email directing the Company to file a response to the City's Motion to Stay by February 15, 2018.

II. ANSWER TO MOTION TO STAY

9. UGI does not oppose the 60-day stay of proceedings and extension of deadlines requested by the City, because the City has agreed to engage in good faith settlement negotiations with the intent of fully resolving the above-captioned proceeding.

10. Indeed, the parties are actively trying to establish dates for in-person settlement negotiations.

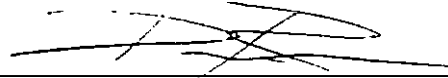
11. The 60-day stay of proceedings and extension of deadlines will provide additional time for the parties to try to resolve this complex proceeding without the need to incur further litigation costs.

12. For these reasons, the Company does not oppose the City's Motion to Stay.

III. CONCLUSION

Based on the foregoing, UGI Utilities, Inc. does not oppose the City of Reading's Motion for 60 Day Stay of Proceedings and Extension of Deadlines.

Respectfully submitted,



David B. MacGregor (ID # 28804)
Post & Schell, P.C.
Four Penn Center
1600 John F. Kennedy Boulevard
Philadelphia, PA 19103-2808
Phone: 215-587-1197
Fax: 215-587-1444
E-mail: dmacgregor@postschell.com

Devin T. Ryan (ID # 316602)
Post & Schell, P.C.
17 North Second Street
12th Floor
Harrisburg PA 17101-1601
Phone: 717-731-1970
Fax: 717-731-1985
E-mail: dryan@postschell.com

Mark C. Morrow (ID # 33590)
Chief Regulatory Counsel
Danielle Jouenne (ID # 306829)
Associate Counsel
UGI Corporation
460 North Gulph Road
King of Prussia, PA 19406
Phone: 610-768-3628
E-mail: morrowm@ugicorp.com
jouenned@ugicorp.com

Dated: February 15, 2018


Attorneys for UGI Utilities, Inc.

RECEIVED
2018 FEB 15 PM 3:57
PA PUC
SECRETARY'S BUREAU
FRONT DESK

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA)
)
COUNTY OF DAUPHIN) SS:

DEVIN T. RYAN, being duly sworn according to law, deposes and states that he is Counsel to UGI Utilities, Inc. and that in this capacity, he is authorized to and does make this affidavit for them, and that the facts set forth in the foregoing Answer are true and correct to the best of his knowledge, information and belief.

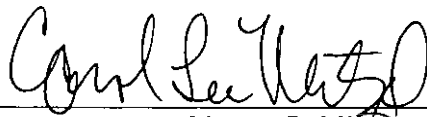


Devin T. Ryan, Esquire

Signed and sworn to before me on

February 15, 2018, by

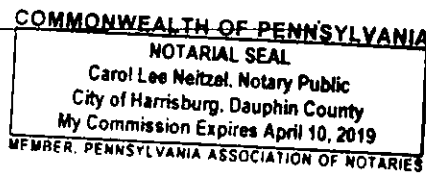
Devin T. Ryan making statement.



Notary Public

My commission expires _____

(SEAL)



RECEIVED
2018 FEB 15 PM 3:51
PA PUC
SECRETARY'S BUREAU
FRONT DESK

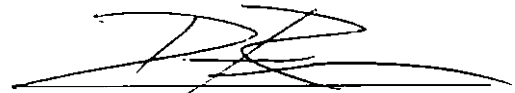
CERTIFICATE OF SERVICE
(Docket Nos. C-2015-2516051 and C-2016-2530475)

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

VIA E-MAIL AND FIRST CLASS MAIL

Jan D. Krafczek, Esquire
City Hall, Room 2-54
815 Washington Street
Reading, PA 19601
Jan.Krafczek@readingpa.gov

Date: February 15, 2018



Devin T. Ryan

RECEIVED
2018 FEB 15 PM 3:57
PA PUC
SECRETARY'S BUREAU
FRONT DESK