

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE**

IN THE MATTER OF THE APPLICATION)
OF CHESAPEAKE UTILITIES CORPORATION)
FOR APPROVAL OF CHANGES TO THE) PSC DOCKET NO. 13-383
TRANSPORTATION AND BALANCING RIDER)
AND THE GAS SUPPLIER SCHEDULE OF ITS)
TARIFF (FILED OCTOBER 1, 2013))

ORDER NO. 8583

AND NOW, this 23rd day of July, 2014, the Delaware Public Service Commission ("Commission") determines and orders the following:

WHEREAS, on October 1, 2013, pursuant to 26 *Del. C.* §§ 201 and 301 and Order No. 8430 (August 13, 2013) in PSC Docket No. 12-450F, Chesapeake Utilities Corporation ("Chesapeake" or the "Company") filed an application ("Application") that requests the Commission's approval of certain proposed changes, to be effective on and after April 1, 2015, to the Transportation and Balancing Rider ("Transportation Rider") and its Rate Schedule "SUP" ("Gas Supplier Schedule") of its Delaware Division Tariff; and

WHEREAS, pursuant to 26 *Del. C.* §502, the Commission designated Mark Lawrence to act as the Hearing Examiner for this docket for the sole purpose of granting or denying intervention petitions and for admission of counsel pro hac vice until the intervention period closed on December 18, 2013;¹ and

¹ See Order No. 8481, ¶8 (November 5, 2013).

WHEREAS, the Division of the Public Advocate ("DPA") exercised its statutory right of intervention;² and

WHEREAS, Washington Gas Energy Services, Inc. ("WGES")³ and the United States Air Force ("USAF")⁴ were granted admission as Intervenors in this proceeding (the "Intervenors"); and

WHEREAS, Chesapeake, Commission Staff ("Staff") and the Intervenors (the "Parties") met several times in a working group format and exchanged informal discovery and comments in an effort to resolve this matter consensually; and

WHEREAS, as of this date, the Parties have not been able to resolve all of the issues in the Application; and

WHEREAS, Staff recommends that the Commission designate a Hearing Examiner to hold an evidentiary hearing on the remaining contested matters and/or review any proposed settlement submitted by the parties, and thereafter submit his findings and recommendations to the Commission consistent with 26 *Del. C.* §502;

**NOW, THEREFORE, IT IS ORDERED BY THE AFFIRMATIVE VOTE OF
NOT FEWER THAN THREE COMMISSIONERS:**

1. R. Campbell Hay is designated as the Hearing Examiner for this docket pursuant to 26 *Del. C.* §502 and 29 *Del. C.* § 10125. Hearing Examiner Hay shall schedule and conduct such public evidentiary hearings as may be necessary or appropriate to develop a full and complete record concerning this matter.

² The Division of the Public Advocate filed its statutory notice of intervention on October 14, 2013.

³ See Order No. 8511 dated January 8, 2014.

⁴ See Order No. 8510 dated February 4, 2014.

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Pursuant to 29 *Del. C.* §10126(a), Hearing Examiner Hay shall thereafter report to the Commission his recommendations, findings of fact, and conclusions of law. Pursuant to 26 *Del. Admin. C.* §1001-2.9, Hearing Examiner Hay is delegated the authority, under 26 *Del. C.* §102A, to determine the content, form, and manner of any further notice in this matter.

2. Paragraphs 3 and 4 of Order Number 8481 are revoked and Staff shall not be required to file a final report with the Commission. The Commission will instead consider the report submitted by the Hearing Examiner.

3. The Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

/s/ Dallas Winslow
Chair

/s/ Joann T. Conaway
Commissioner

/s/ Jaymes B. Lester
Commissioner

/s/ Jeffrey J. Clark
Commissioner

/s/ Harold B. Gray
Commissioner

ATTEST:

/s/ Alisa Carrow Bentley
Secretary