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*Attorneys for Questar Gas Company
dba Dominion Energy Utah*

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

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| IN THE MATTER OF THE REQUEST OF DOMINION ENERGY UTAH FOR APPROVAL OF A VOLUNTARY RESOURCE DECISION TO CONSTRUCT AN LNG FACILITY | Docket No. 18-057-03 MOTION TO MODIFY SCHEDULING ORDER |
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Pursuant to Utah Code Ann. § 54-4-1 *et seq.* and Utah Admin. Code R746-1-301, Questar Gas Company dba Dominion Energy Utah (“Company” or “Dominion Energy”) respectfully moves the Utah Public Service Commission (“Commission”) to modify the scheduling order in this matter (“Scheduling Order”) to allow the Company to respond to matters raised in intervenor surrebuttal testimony during the hearing scheduled for this matter. In support of this Motion, the Company states as follows:

Prior to May 8, 2018, the parties held a scheduling conference during which they agreed to deadlines in this docket for intervention, pre-filed testimony, discovery, and the hearing. On

May 8, 2018, the Commission entered the Scheduling Order, a true and correct copy of which is attached as Exhibit A.

On June 12, 2018, certain of the parties appeared before the Commission for a hearing in Docket No. 17-057-20 (the “Peak Hour Hearing”). During that hearing, Company witnesses attempted to address matters that had been raised for the first time in intervenor surrebuttal testimony. Counsel for the intervenors objected to the Company’s witnesses addressing those issues, even though the Company had never had an opportunity to do so. Though no rule precludes such responsive testimony, counsel for certain parties argued that the Commission had imposed such restrictions during an unrelated hearing involving an application filed by Rocky Mountain Power. During the parties’ scheduling discussions in this matter, the Company was not aware of the restrictions imposed during the Rocky Mountain Power hearing, or any party’s belief that live testimony in response to surrebuttal testimony is somehow prohibited. As a result, the Company did not have the opportunity to build into the proposed schedule in this docket a mechanism to address matters raised in surrebuttal testimony.


The Company submits that it would be fundamentally unfair under the circumstances to allow intervenors to file surrebuttal testimony here without allowing the Company the ability to address matters raised in that surrebuttal testimony. At the time the schedule was discussed in this matter, the Company was unaware of any rule (written or unwritten) that precluded live response to intervenor surrebuttal testimony unless set forth in a scheduling order. Had the Company known that such a rule had been implemented, it would have raised the issue in this docket and insisted that there be some mechanism for the Company to address matters raised in surrebuttal testimony. Providing for such a response is particularly appropriate in cases, such as this one, where the Company is the applicant and should have the right to the last word on the

merits of its own application or challenges made to its application.

Therefore, the Company respectfully moves the Commission to amend the Scheduling Order to allow the Company to address surrebuttal issues during the live testimony offered by its witnesses at the hearing.

DATED this 21st day of September, 2018.

Respectfully submitted,



Jennifer Clark (7947)

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Attorneys for Dominion Energy Utah

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing **MOTION TO MODIFY SCHEDULING ORDER** was served upon the following persons by email on September 21, 2018:

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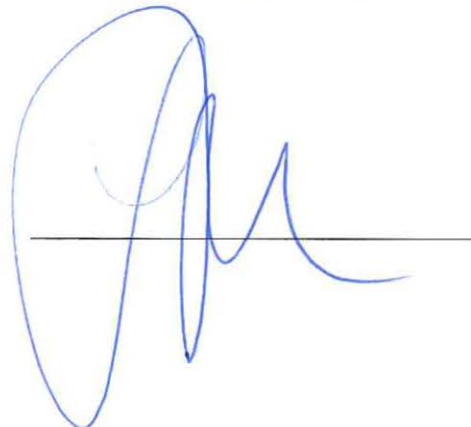
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- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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| Request of Dominion Energy Utah for Approval of a Voluntary Resource Decision to Construct an LNG Facility | <p style="text-align: center;"><u>DOCKET NO. 18-057-03</u></p> <p style="text-align: center;"><u>SCHEDULING ORDER, NOTICE OF TECHNICAL CONFERENCE, AND NOTICE OF HEARING</u></p> |
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ISSUED: May 8, 2018

In accordance with the scheduling conference held on May 8, 2018, the parties agreed to the following, which the PSC adopts:

SCHEDULE

| ITEM | DEADLINE/DATE/TIME/LOCATION |
|---|---|
| Technical conference | <p>Tuesday, June 19, 2018, beginning at 9:00 a.m., Fourth Floor Hearing Room 401, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah. Any party who wishes to submit questions in advance of the technical conference should send them via email to: Kelly Mendenhall (kelly.mendenhall@dominionenergy.com), Austin Summers (austin.summers@dominionenergy.com), and Jenniffer Clark (jenniffer.clark@dominionenergy.com) before 5:00 p.m. on Tuesday, June 12, 2018.</p> |
| Direct testimony, non-applicant parties | Thursday, August 16, 2018 |
| Intervention | Friday, August 24, 2018 |
| Rebuttal testimony, all parties | Thursday, September 6, 2018 |
| Surrebuttal testimony, all parties | Thursday, September 20, 2018 |
| Hearing | Monday, October 1, 2018, beginning at 9:00 a.m., Fourth Floor Hearing Room 403, |

DOCKET NO. 18-057-03

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| | <p>Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah <u>NOTE: Parties should also reserve Tuesday, October 2, 2018, at 9:00 a.m., in the event the hearing lasts for more than one day.</u></p> |
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DISCOVERY

Discovery turn-around times shall be fourteen (14) days or best efforts until August 16, 2018, and seven (7) days or best efforts thereafter. Parties shall serve discovery copies of all filings on other parties by electronic mail at or before the time an electronic copy of the document is required to be filed with the PSC. In the event a document filed with the PSC or produced in response to a discovery request cannot reasonably be transmitted by electronic mail, the party filing the document shall file an electronic copy of the document on CD (or, if an electronic copy is not available, a paper copy) with the PSC by hand delivery and shall serve an electronic copy of the document on CD (or, if an electronic copy is not available, a paper copy) on each applicable party by hand delivery if the party being served is in the same metropolitan area as the serving party, or by overnight courier if the party being served is located in a different metropolitan area from the serving party.

NOTICE OF TECHNICAL CONFERENCE

A technical conference will be held on **Tuesday, June 19, 2018, beginning at 9:00 a.m.** The technical conference will be held in the **Fourth Floor Room 401, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah.** The purpose of the technical conference is to allow Dominion Energy Utah to present information to PSC staff and interested parties concerning its application in this docket.

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NOTICE OF HEARING

The PSC will conduct a hearing in this docket on **Monday, October 1, 2018, beginning at 9:00 a.m.** The hearing will be held in the **Fourth Floor Hearing Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah.** All parties must have their witnesses in attendance and prepared to testify. Parties should also reserve **Tuesday, October 2, 2018,** in the event the hearing lasts more than one day.

Individuals wishing to participate in the hearing by telephone should contact the PSC two days in advance by calling (801) 530-6716 or (toll-free) 1-866-PSC-UTAH (1-866-772-8824) to receive a bridge number and participant passcode. Participants attending by telephone should then call the bridge number five minutes before the hearing, entering the passcode followed by the # sign to ensure participation.

In accordance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this hearing should notify the PSC at 160 East 300 South, Salt Lake City, Utah 84111, (801) 530-6716, at least three working days prior to the hearing.

DATED at Salt Lake City, Utah, May 8, 2018.

/s/ Melanie A. Reif
Presiding Officer

Attest:

/s/ Gary L. Widerburg
PSC Secretary
DW#301971

DOCKET NO. 18-057-03

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CERTIFICATE OF SERVICE

I CERTIFY that on May 8, 2018, a true and correct copy of the foregoing was delivered upon the following as indicated below:

By Electronic-Mail:

Jenniffer Clark (jenniffer.clark@dominionenergy.com)
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By Hand-Delivery:

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Administrative Assistant