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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

IN THE MATTER OF THE APPLICATION OF DOMINION ENERGY UTAH TO FOR APPROVAL OF A SPECIAL CONTRACT WITH FLEET SAVER, LLC FOR RNGT SERVICE	Docket No. 19-057-11 MOTION FOR LEAVE TO TERMINATE THE SPECIAL CONTRACT EARLY
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Pursuant to Utah Code Ann. §54-4-1 *et seq.*, and Utah Administrative Code §§ R746-1-101 *et seq.* (2021) *et seq.*, Questar Gas Company dba Dominion Energy Utah (Dominion Energy or Company) respectfully moves the Utah Public Service Commission (Commission) for leave to terminate the special contract between the Company and Fleet Saver, LLC (Fleet Saver) prior to the previously agreed-upon termination date. This Motion is brought on the grounds set forth below.

On April 11, 2019, Dominion Energy filed an application in this docket seeking Commission approval of an RNGT Service Agreement --- RNGT001 (RNG Transportation to NGV Stations) dated April 2, 2019 (Agreement). A copy of the Agreement was attached to the Application as Confidential DEU Exhibit 1.2. On June 26, 2019, the Commission approved the Agreement.

The Agreement provided, among other things, that it would commence “on the first day of a calendar month, within one hundred twenty (120) days after receipt of Commission approval. . . .” DEU Exhibit 1 at ¶ 2. Service to Fleet Saver commenced on October 1st, 2019. The Agreement further provided that

Service under this Agreement shall commence on the Commencement Date and continue for a period of five years. . . Following the completion of the first three (3) years of this Agreement, Customer may terminate this Agreement for convenience upon at least sixty (60) days prior written notice to Dominion Energy.

Agreement at ¶ 11. Accordingly, the first three years of the Agreement end on October 1, 2022.

Since that time, Fleet Saver has requested that the Company agree to terminate the Agreement early, effective December 31, 2021. Fleet Saver has indicated that its customer count and throughput level have not grown to the degree it originally anticipated. At the time the Agreement commenced, Fleet Saver planned to use 20 of the Company’s compressed natural gas fueling stations (CNG Stations) throughout the State. Fleet Saver currently only requires five stations. Fleet Saver represents that the agreed upon administrative charge in the contract of \$8,321 per month is not economically viable for Fleet Saver at current levels of throughput. While the Agreement allows the Company to reduce the number of stations Fleet Saver may use, the Administrative Charge in the contract is fixed at \$8,321 per month. Agreement at ¶ 4.

If the Commission grants this Motion, the revenue reduction will have no impact to existing NGV customers using the stations. In its last general rate case, Docket No. 19-057-02, Dominion Energy included a revenue credit to the NGV class of \$599,042 per year for anticipated Fleet Saver revenues and reduced the revenue requirement to be collected from other NGV customers accordingly. As the approved NGV rate assumes

these Fleet Saver revenues, the early termination of the Fleet Saver contract will reduce the revenue the Company collects but will have no effect on the benefit that has been included in the base DNG rate for NGV customers.

The Company is willing to terminate the Agreement effective December 31, 2021, but because the Agreement has been reviewed and approved by the Commission, the Company requests Commission approval to do so. The Company has spoken with representatives of the Utah Office of Consumer Services and the Utah Division of Public Utilities and is authorized to represent that those entities do not oppose this Motion.

Therefore, Dominion Energy respectfully moves the Commission for leave to terminate the Agreement early, effective December 31, 2021, as more fully set forth herein.

RESPECTFULLY SUBMITTED this 10th day of November, 2021.

DOMINION ENERGY UTAH



Jenniffer Nelson Clark

Attorney for Dominion Energy Utah

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the Application was served upon the following persons by e-mail on November 10, 2021:

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