
Formal Complaint of Cory S. Olsen
against Dominion Energy Utah

DOCKET NO. 23-057-24
ORDER ON FORMAL COMPLAINT

ISSUED: February 26, 2024

I. Background

On December 15, 2023, Cory S. Olsen (“Complainant”) filed a formal complaint, along with exhibits, with the Public Service Commission (PSC) against Dominion Energy Utah (DEU) relating to the per Dth price DEU has charged Complainant (“Complaint”). Specifically, the Complaint alleges that DEU “has been increasing rates for gas while [wholesale] cost has been decreasing. This has been the case since [approximately] Oct 2022 or before.” The Complaint further alleges, among other things, that DEU is “making a profit off gas + distribution.” Complainant’s exhibits were submitted in support of the allegations in the Complaint.

On December 19, 2023, the PSC issued a Notice of Filing and Comment Period, providing DEU until January 18, 2024, to file a response, and allowing Complainant until February 2, 2024, to file a reply.

On January 18, 2024, DEU filed its response and a motion to dismiss the Complaint, which included sworn written testimony and exhibits (“Motion”). DEU’s Motion refutes through sworn written testimony the allegations of the Complaint and asserts that (1) Complainant fails to state a claim for which relief can be granted; (2) DEU has at all times complied with Utah law in setting its rates; and (3) Complainant is

procedurally barred from appealing the rates set in previous DEU cases before the PSC.

Complainant did not file a reply to DEU's Motion.

II. Discussion, Findings, and Conclusions

The scope of the PSC's jurisdiction to adjudicate complaints against public utilities is specifically enumerated in the Utah Code. The PSC may not adjudicate a complaint unless the issues that require resolution are within its statutory jurisdiction. By statute, any such complaint must "specify the act committed or omitted by the public utility that is claimed to be in violation of the law or a rule or order of the [PSC]."¹

Having reviewed the Complaint and DEU's Motion, which was undisputed by Complainant, the PSC finds Complainant has failed to show that DEU violated any applicable statute, regulation, tariff provision, or prior order of the PSC.

ORDER

Based on the foregoing, the PSC finds and concludes the Complaint fails to show that DEU violated any governing statute, rule, order of the PSC, or tariff provision. For the reasons set forth herein, the Complaint is dismissed.

DATED at Salt Lake City, Utah, February 26, 2024.

/s/ John E. Delaney
Presiding Officer

¹ Utah Code Ann. § 54-7-9.

Approved and confirmed February 26, 2024, as the Order of the Public Service
Commission of Utah.

/s/ David R. Clark, Commissioner

/s/ John S. Harvey, Ph.D., Commissioner

Attest:

/s/ Gary L. Widerburg
PSC Secretary
DW#332607

Notice of Opportunity for Agency Review or Rehearing

Pursuant to Utah Code Ann. §§ 63G-4-301 and 54-7-15, a party may seek agency review or rehearing of this order by filing a request for review or rehearing with the PSC within 30 days after the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the PSC fails to grant a request for review or rehearing within 30 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the PSC's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of Utah Code Ann. §§ 63G4-401, 63G-4-403, and the Utah Rules of Appellate Procedure.

CERTIFICATE OF SERVICE

I CERTIFY that on February 26, 2024, a true and correct copy of the foregoing was delivered upon the following as indicated below:

By Email:

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