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**UTAH PUBLIC SERVICE COMMISSION
VIRTUAL HEARING
DOCKET NO. 25-057-23
NOVEMBER 20, 2025**

John Delaney: [0:13] Good afternoon. [0:14] Can you hear me okay, Mr. Grecu?

Patrick Grecu: [0:16] Yes, I can.

John Delaney: [0:17] Great. Thank you. I'm kind of scanning the tiles and it appears to me that everyone is here who I think I expected to be here. I don't recall; I don't think the Office participated in the scheduling conference. [0:42] Any indication whether the Office is gonna participate in this hearing today?'

Patrick Grecu: [0:47] I don't believe they are.

John Delaney: [0:48] Okay. I figured as much but just my mind doesn't work the way it used to. Okay. [0:55] Well, why don't we get going here? So good afternoon everybody. My name is John Delaney and I'm the Commission's designated presiding officer for this virtual hearing. Today is November 20, 2025. It's approximately 1 p.m. and this is the date and time that's been scheduled for the virtual hearing in Docket Number 25-057-23, which is the application of Enbridge Gas Utah to change the infrastructure rate adjustment. Okay. [1:31] Why don't we start with appearances? Ms. Clark?

Jenniffer Clark: [1:34] Yeah. This is Jenniffer Clark and I am here with Tyson Lowder who will be the witness for the Company.

John Delaney: [1:41] Thank you very much. And good afternoon, Mr. Lowder. [1:44] And for the Division, please?

Tyson Lowder: [1:45] Good afternoon.

John Delaney: [1:49] And for the Division?

Patrick Grecu: [1:51] Patrick Grecu, Assistant Attorney General representing the Division. The Division's witness this afternoon will be Eric Orton.

John Delaney: [2:00] Good afternoon, Mr. Orton. Okay. I have a couple of preliminary matters as usual and let me start with them because this one is new. So we're doing something a little bit different with respect to recording this proceeding. What we're gonna do is we don't have a court reporter with us but we're recording – pardon me, sorry you had to hear that. We're gonna record this proceeding via Zoom and then this recording will be of both the audio and the video and that recording will be submitted to a third-party transcription

47 service which will complete the transcription of this proceeding, certifying
48 that it's a true and accurate transcription. So we're not gonna have anybody as
49 a third party today interrupting us when we speak too softly or too quickly.
50 Because of that, please, everybody, take it upon yourself to, because we're
51 trying to get a clear record here, to speak clearly, speak at the appropriate pace
52 and please speak directly into the microphone so that the recording is viable.
53 Also, please mute yourself when you're not testifying or otherwise speaking.
54 [3:30] Any questions?
55

56 Okay. I have a request. Tyson and eorton, please change your names to your
57 full names, so Tyson Lowder would be your full name and eorton would be
58 Eric Orton. If you don't know how to do that, my understanding is you –
59 Tyson does. Mr. Lowder does. Eric, if you hover over your own tile and you
60 click on the right hand – no, wait. Sorry, somebody else is gonna have to. I'm
61 not. I guess I don't know how to do it with Zoom.
62

63 Male: [4:11] No. That's right.

64
65 John Delaney: [4:14] [Inaudible 4:14].
66

67 Male: [4:14] [Inaudible 4:14] it looks like it's working. Just a sec.
68

69 John Delaney: [4:23] Okay. There we have it. Eric Orton. This way...
70

71 Male: [4:26] [Inaudible 4:26].
72

73 John Delaney: [4:27] Yeah. Everybody is fully represented by name and then their voice and
74 the transcription should be more accurate. Okay. Another thing is I want to
75 note that we didn't receive any reply comments from each of you in this
76 docket. I want to make sure we didn't miss anything. [4:46] Is that accurate
77 that each of you did not file reply comments? You're muted.
78

79 Jenniffer Clark: [5:07] I apologize. Mr. Lowder and I are sharing audio so you don't get an
80 echo.
81

82 John Delaney: [5:12] Okay.
83

84 Jenniffer Clark: [5:12] But we could not hear what you were saying but I'm going to infer
85 from the first 2 words that I heard that you did not receive reply comments.
86 That was intentional.
87

88 John Delaney: [5:20] Great.
89

90 Jenniffer Clark: [5:20] And Mr. Lowder will, well, to give you a preview, the Company agreed
91 with the Division's comments and Mr. Lowder will so indicate during his
92 testimony.

93
94 John Delaney: [5:28] Wonderful. Great. Thank you very much. I just wanted to make sure we
95 didn't miss anything. All right. Before we get going in earnest, any other...
96
97 Jenniffer Clark: [5:36] And we're still not hearing you, sir.
98
99 John Delaney: [5:40] Mr. Grecu, are you hearing me?
100
101 Patrick Grecu: [5:42] I do hear you great.
102
103 John Delaney: [5:46] Ms. Clark, could you hear Mister...?
104
105 Jenniffer Clark: [5:47] One moment, please.
106
107 John Delaney: [5:48] Oh. Okay.
108
109 Jenniffer Clark: [5:58] All right. I think we fixed the problem on our end. Let's see if we can
110 hear you now.
111
112 John Delaney: [6:02] Test 1, 2, 3.
113
114 Jenniffer Clark: [6:04] We can hear you. Great.
115
116 John Delaney: [6:05] Okay. There's an echo now. Wait. There was. There's not. Great. All
117 right. Wonderful. [6:12] Any preliminary matters from the parties? [6:17] No?
118 I see 1 shaking...
119
120 Jenniffer Clark: [6:18] None from the Company.
121
122 John Delaney: [6:19] Okay. Wonderful. [6:20] Why don't we get going then, Ms. Clark, if
123 you would like to call your first witness?
124
125 Jenniffer Clark: [6:23] The Company calls Tyson Lowder.
126
127 John Delaney: [6:26] Good afternoon again, Mr. Lowder.
128
129 Tyson Lowder: [6:29] Good afternoon.
130
131 John Delaney: [6:30] Do you swear to tell the truth today?
132
133 Tyson Lowder: [6:33] I do.
134
135 John Delaney: [6:33] Okay. You're sworn. Please proceed, Ms. Clark.
136
137 Jenniffer Clark: [6:37] Mr. Lowder, can you please state your name and business address for
138 the record?

139
140 Tyson Lowder: [6:40] Yes. It's Tyson Lowder. My business address is 333 South State Street
141 in Salt Lake City, Utah.
142
143 Jenniffer Clark: [6:48] Mr. Lowder, what position do you hold with the Company?
144
145 Tyson Lowder: [6:50] I am a regulatory analyst.
146
147 Jenniffer Clark: [6:53] And Mr. Lowder, did you prepare or cause to be prepared the
148 application that was filed in this matter along with the accompanying exhibits,
149 EGU Exhibit 1.1 through 1.6?
150
151 Tyson Lowder: [7:05] I did.
152
153 Jenniffer Clark: [7:06] And do you have any corrections to any of those documents?
154
155 Tyson Lowder: [7:08] I do not.
156
157 Jenniffer Clark: [7:09] Do you adopt their contents as part of your testimony today?
158
159 Tyson Lowder: [7:12] I do.
160
161 Jenniffer Clark: [7:13] The Company moves for the admission of the application and
162 accompanying Exhibits 1.1 through 1.6.
163
164 John Delaney: [7:20] Thank you very much. [7:21] Any objection to the motion, Mr. Grecu?
165
166 Patrick Grecu: [7:24] No objection.
167
168 John Delaney: [7:25] Okay. Your motion is granted. It's admitted.
169
170 Jenniffer Clark: [7:27] Thank you. [7:28] Mr. Lowder, can you please summarize the relief the
171 Company seeks in this matter?
172
173 Tyson Lowder: [7:32] [Inaudible 7:32] in this docket, the Company seeks to adjust the
174 infrastructure tracker replacement rate to include investment related to
175 replacement projects that were in service as of October 31, 2025. The
176 Company is requesting \$2,398,474 in annual revenue related to this
177 investment. If approved, this will result in an increase of \$1.12 or 0.017
178 percent per year paid by a typical customer using 70 dekatherms per year. To
179 be clear, the requested rates will only remain in effect for 1 month until the
180 new base rates taking effect in the pending Utah general rate case in January
181 2026. The infrastructure rates will be set to 0 and no revenue will be collected
182 through this mechanism until incremental investment exceeds the threshold
183 proposed in the general rate case.
184

185 Because this can be confusing, I would like to walk through the mechanics of
186 this process. When the Company filed its general rate case in Docket 25-057-
187 06, it included actual capital spend through 2024 for all projects included in
188 the tracker program. The Company also forecasted total capital spend in 2025
189 and 2026. This forecast included the assets in the tracker program and is part
190 of the total revenue requirement in the 2026 test period in the general rate
191 case. The total 2025 and 2026 capital included in the general rate case test
192 period for tracker project was \$96 million. On January 1, 2026, the forecasted
193 \$96 million of investment will be included in the new base rates as part of the
194 general rate case. Also on January 1, 2026, the tracker rate will be set to 0
195 because all infrastructure replacement investment will be included in the new
196 base rates. The Company will continue to invest in infrastructure replacement
197 but will not file a tracker application for revenue recovery until its investment
198 in those projects exceeds the amount included in the general rate case. That
199 capital spend from 2025 forward will be subject to future review in tracker
200 proceedings. So as I mentioned earlier in my summary, these proposed rates
201 will only be effective until January 1, 2026, when the rate case takes effect
202 and no cost will be included twice in any particular rate simultaneously.
203

204 On November 12, 2025, the Division of Public Utilities filed comments in this
205 docket. The Company agrees with those comments and the proposed rates are
206 just, reasonable, in the public interest. The Company requests these rates be
207 approved on an interim basis with an effective date of December 1, 2025. This
208 concludes my summary.
209

210 Jenniffer Clark: [10:19] Mr. Lowder is now available for cross-examination and the hearing
211 officer's questions.
212

213 John Delaney: [10:25] Thank you very much. [10:26] Mr. Grecu, do you have any questions
214 for Mr. Lowder?
215

216 Patrick Grecu: [10:29] Thank you. No questions.
217

218 John Delaney: [10:32] Okay. Mr. Lowder, thank you for that tutorial on the otherwise
219 complicated but straightforward, based on your presentation, explanation of
220 this issue of timing. I did have a bunch of questions for you on that but I don't
221 now. I just want to get clear 1 thing, 2 things actually. [10:57] You have seen,
222 obviously, based on your testimony, the comments of the Division dated
223 November 12, 2025, correct?
224

225 Tyson Lowder: [11:06] Correct.
226

227 John Delaney: [11:08] Okay. That the Division takes the position that they're a little more
228 direct about the 1 month that this will be in effect and it in the comments says
229 December of 20 – it's says December and I'm adding 2025. [11:25] Do you
230 agree with that?

231
232 Tyson Lowder: [11:26] Yes, we do.
233
234 John Delaney: [11:28] Okay. Then, I'm gonna walk you through this. So then by my math,
235 the proposed annual increase of \$1.12 per year divided by 12 months equals
236 0.093 cents per month. [11:44] Do you agree with that?
237
238 Tyson Lowder: [11:46] Correct. Yeah.
239
240 John Delaney: [11:47] Okay. [11:48] So thus, the net effect of what this application seeks is
241 an increase of 0.093 cents for only 1 month, correct?
242
243 Tyson Lowder: [11:58] Correct.
244
245 John Delaney: [11:59] Okay. Great. Thank you. I have no further questions for you.
246
247 Tyson Lowder: [12:06] Thank you.
248
249 John Delaney: [12:07] Okay.
250
251 Jenniffer Clark: [12:07] There's no-, the Company has nothing further. Thank you.
252
253 John Delaney: [12:09] Okay. Great. [12:13] Why don't we jump over to the Division, Mr.
254 Grecu, if you'd like to call your witness?
255
256 Patrick Grecu: [12:18] Thank you. The Division calls Eric Orton.
257
258 John Delaney: [12:22] Good afternoon again, Mr. Orton.
259
260 Eric Orton: [12:24] Good afternoon.
261
262 John Delaney: [12:25] Do you swear to tell the truth today?
263
264 Eric Orton: [12:28] Yes, I do.
265
266 John Delaney: [12:29] Okay. You're sworn. Please proceed, Mr. Grecu.
267
268 Patrick Grecu: [12:31] Thank you. [12:33] Mr. Orton, could you please state and spell your
269 name for the record?
270
271 Eric Orton: [12:37] My name is Eric Orton. That's E-R-I-C O-R-T-O-N.
272
273 Patrick Grecu: [12:44] And by whom are you employed and what is your position?
274
275 Eric Orton: [12:48] I'm employed by the Utah Division of Public Utilities. I'm a utility
276 technical consultant.

277
278 Patrick Greco: [12:55] And what is your business address?
279
280 Eric Orton: [12:58] 160 East 300 South in Salt Lake City.
281
282 Patrick Greco: [13:03] And can you provide a very brief overview of your educational
283 background and relevant work experience?
284
285 Eric Orton: [13:10] Sure. I have an MBA degree and I've been in utility ratemaking and
286 regulation in Utah for over 27 years, dealing mainly with Enbridge and its
287 predecessors and ancillary companies.
288
289 Patrick Greco: [13:33] And have you participated in this docket on behalf of the Division?
290
291 Eric Orton: [13:37] I have.
292
293 Patrick Greco: [13:38] And did you review and evaluate the Company's application in this
294 matter?
295
296 Eric Orton: [13:43] That's right.
297
298 Patrick Greco: [13:46] Did you prepare and cause to be filed or participate in the preparation
299 and filing of the Division's comments filed on November 12, 2025?
300
301 Eric Orton: [13:56] Yes.
302
303 Patrick Greco: [13:57] Do you have any changes or corrections to that filing?
304
305 Eric Orton: [14:00] No. I believe it's accurate.
306
307 Patrick Greco: [14:03] And do you adopt the contents of that filing as part of your testimony
308 today?
309
310 Eric Orton: [14:07] Yes.
311
312 Patrick Greco: [14:09] And based on your review, would approval of the Company's
313 application on an interim basis be just, reasonable and in the public interest?
314
315 Eric Orton: [14:17] It would.
316
317 Patrick Greco: [14:18] I'd like to move to admit the Division's comments filed on November
318 12, 2025.
319
320 John Delaney: [14:24] Thank you. [14:25] Ms. Clark, any objection to the motion?
321
322 Jenniffer Clark: [14:27] No. No objection. Thank you.

323
324 John Delaney: [14:29] Okay. Your motion is granted. The comments are admitted.
325
326 Patrick Grecu: [14:33] Thank you. [14:34] Mr. Orton, do you have a summary to share
327 today?
328
329 Eric Orton: [14:37] I do.
330
331 Patrick Grecu: [14:39] Please proceed.
332
333 Eric Orton: [14:40] Thank you. Based on the Division's preliminary review of the
334 application, the Division recommends the Commission approve the proposed
335 rates in this infrastructure rate adjustment as requested by Enbridge on an
336 interim basis with an effective date of December 1, 2025. The purpose of this
337 filing is for Enbridge to seek to modify the infrastructure rate adjustment
338 tracker to the distribution non-gas cost portion of its Utah natural gas tariff
339 Section 2.07. The current proposal recommends a revenue requirement
340 increase of \$2,398,474 on an annual basis. This application complies with past
341 Commission orders. And the Division recommends the Commission approve
342 the proposed rates on an interim basis until the Division can complete its
343 audit, at which time if it finds reason to recommend an adjustment it would do
344 so to the Commission and recommend any imprudently incurred cost be
345 deducted. That concludes my summary. Thank you.
346
347 Patrick Grecu: [16:04] Thank you. The witness is available for questions from the Company
348 and from the hearing officer.
349
350 John Delaney: [16:10] Thank you very much. [16:11] Ms. Clark, any questions for Mr.
351 Orton?
352
353 Jennifer Clark: [16:14] No questions. Thank you.
354
355 John Delaney: [16:15] Okay. Thank you. Mr. Orton, I do have a couple of questions for you.
356
357 Eric Orton: [16:20] Great.
358
359 John Delaney: [16:21] You were here and heard Mr. Lowder's testimony, correct?
360
361 Eric Orton: [16:26] That's correct.
362
363 John Delaney: [16:27] Is there anything that you disagree with, with respect to Mr. Lowder's
364 testimony?
365
366 Eric Orton: [16:33] No. There wasn't.
367

368 John Delaney: [16:34] Great. [16:39] Do you have your – do you have the DPU’s initial
369 comments?
370

371 Eric Orton: [16:42] I have them here. Yes.
372

373 John Delaney: [16:43] Okay. This isn’t substantive but it’s procedurally substantive from my
374 perspective. So I want to ask you a question about the last sentence in the
375 second paragraph under the caption “background.” It’s on Page 2, pardon me.
376

377 Eric Orton: [17:02] Thank you.
378

379 John Delaney: [17:03] Sure.
380

381 Eric Orton: [17:04] I’m ready.
382

383 John Delaney: [17:05] Okay. So “as a result of the Commission’s scheduling order, initial
384 comments became due on November 12, 2025.” [17:14] Do you see that?
385

386 Eric Orton: [17:14] Yes.
387

388 John Delaney: [17:16] Okay. I guess I want to ask you a question because I interpreted that –
389 there’s a couple different ways I can interpret that. One of the ways I
390 interpreted it was that it’s possible that the period of time from which the
391 scheduling conference was held and when the comments were due was
392 somewhat truncated or the period within which DPU had to provide its initial
393 comments was rushed. [17:44] So I want to ask you, was that amount of time
394 between the scheduling conference and the deadline for DPU’s initial
395 comments truncated, overly truncated?
396

397 Eric Orton: [17:53] It was not overly truncated but it was truncated. We put in extra time
398 during those few days in an effort to give the Commission sufficient time to
399 have an order out, given the holidays next week, by December 1. So yes, it
400 was rushed. It was not overly rushed such that we don’t feel we did an
401 adequate job.
402

403 John Delaney: [18:15] Okay. ‘Cause I want to avoid the Division or any party feeling
404 unreasonably rushed. The nature of some of these applications, unfortunately,
405 and things like holidays and weekends doesn’t give us the luxury of an overly
406 long amount of time and I want to avoid this in the future but I got to start
407 here, you guys agreed to this proposed schedule.
408

409 Eric Orton: [18:45] We did.
410

411 John Delaney: [18:46] And your agreement is what’s reflected in the scheduling order.
412 [18:51] So given that, what is it that we can do, the Commission can do to
413 help alleviate a sense of being rushed in, I guess, meeting the obligation that

414 you agreed to in the first instance? [19:06] I mean, what is it that we can do, if
415 anything?
416

417 Eric Orton: [19:14] That may be the most difficult question I think I've been asked over
418 all these years.
419

420 John Delaney: [19:18] Okay.
421

422 Eric Orton: [19:21] It is, from our perspective, it is critical that we're given the time we
423 need to do a sufficient job to investigate these applications. This application
424 was not a complicated one, so with the extra time that we spent in those few
425 days it was sufficient; however, we do not intend to make this a precedent by
426 any means. And we generally will take all the time that we can, according to
427 statute, to fulfill our duties and provide the information that the Commission
428 needs. So I don't have any specifics. Thank you.
429

430 John Delaney: [20:11] Okay. Then I guess my takeaway would be this: There's nothing you
431 said I disagree with, especially with respect to what your obligations are and
432 as that translates to time. I'm not you, so I don't know what the amount of
433 time is. And I think Enbridge also expects you to do a – have enough time to
434 do a reasonably thorough investigation and draw some conclusions. So I guess
435 at the end of the day, what I'm going to suggest is that perhaps a little bit more
436 time and consideration needs to be devoted to what it is you're committing to
437 in the first instance as an agreed-to schedule that then gets in front of us
438 because I'll tell you, ultimately, we too have concerns on our end because we
439 have deadlines that we're trying to meet and we have workflow issues within
440 our office too. But in the first instance, if it's as good as it's gonna get from
441 the parties, we rely on that as a Commission to defer to the parties and their
442 ability to come up with an agreement. And if it does conflict with something
443 going on here, I think you've experienced this with me before, I'm not too shy
444 to tell you and then put our heads together to see if we can work it out.
445

446 So I'm glad I raised this issue, although I had to kind of define it 'cause it
447 wasn't very directly stated and so I'm glad I decided to address this issue.
448 That's my 2 cents is let's just stay the course and try to make sure everybody
449 agrees in adva-, whatever everybody agrees to in advance actually is
450 something that they can live with to fulfill their respective obligations.
451

452 Eric Orton: [22:07] Thank you.
453

454 John Delaney: [22:09] Okay. I don't have any other questions. [22:15] Is there anything else
455 we need to address with respect to this docket?
456

457 Patrick Grecu: [22:19] No.
458

459 Jenniffer Clark: [22:19] Nothing from the Company.

460
461 Patrick Grecu: [22:21] Nothing from the Division.
462
463 John Delaney: [22:22] Okay. Thanks everybody. We will be adjourned and have a nice
464 weekend.
465
466 Jenniffer Clark: [22:26] Thank you.
467
468 Patrick Grecu: [22:26] Thank you.
469
470 John Delaney: [22:27] Take care.
471
472
473 /mlc

1 December 2, 2025
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5 RE: Transcript: Utah Public Service Commission - Melissa Paschal - Docket No. 25-057-23,
6 11-20-2025 Hearing
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8

9 Please be advised that the above-referenced typewritten transcript is a true and accurate
10 transcription of the recorded conversations to the extent that the audio could be clearly
11 heard/understood. Portions that could not be heard or understood have been notated with
12 [inaudible] or highlighted in yellow.
13

14 Sincerely,
15

16 *Mary A. Goehring*

17
18 Mary A. Goehring
19 CEO, Transcription Plus, LLC
20
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22

23 I certify that this document is a true and accurate transcription of the audio voice file indicated
24 above.
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27 *Michelle L. Coronado*

28 Michelle L. Coronado, Transcriptionist
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