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PUBLIC SERVICE COMMISSION

September 12, 2017

In the Matter of the Merger of AltaGas Ltd. *
And WGL Holdings, Inc. * Case No. 9449
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REQUEST FOR RESPONSE COMMENTS

To: Service List for Case No. 9449

On September 8, 2017, AltaGas Ltd., WGL Holdings, Inc., and Washington Gas Light Company (collectively the “Applicants”) filed with the Maryland Public Service Commission (“Commission”) a Motion in Limine to Exclude Improper Expert Testimony (“Motion”) in this proceeding.¹ Specifically, the Applicants request that the Commission not accept into evidence certain specified portions of the Direct Testimony of Office of People’s Counsel (“OPC”) witnesses Michael Arndt, Scott Hempling, and Ralph Smith and the Commission’s Technical Staff (“Staff”) witnesses Howard Lubow and Steven Ostrover as specified in Exhibit 1 in the Motion. The Applicants argue that OPC’s and Staff’s witnesses offer extensive legal argument in the form of “testimony” and that the testimony fundamentally misstates the law, and purports to apply such misstated law to analyze the Application.² The Applicants further request that these witnesses be precluded from testifying to legal matters at the evidentiary hearings and that the Commission should grant leave to OPC and Staff that the parties may include such material in their post hearing briefs. Finally, the Applicants request that the Commission issue a ruling on the motion prior to the commencement of the October 3, 2017 evidentiary hearings scheduled in this proceeding.

The Commission hereby requests OPC and Staff to respond to the Applicants’ Motion and provides an opportunity for other Parties to this proceeding to file a response as well. All response comments shall be filed by Noon on Wednesday, September 20, 2017. An original and

¹ An electronic copy of the Motion may be reviewed or downloaded from the electronic case jacket for Case No. 9449, which may be accessed via the Commission’s website at www.psc.state.md.us.

² Motion at 1.

17 two-sided paper copies, and an electronic copy,³ of the comments shall be submitted to David J. Collins, Executive Secretary, Maryland Public Service Commission, 6 St. Paul Street, 16th Floor, Baltimore, Maryland 21202. Five of the paper copies to the Commission shall be three-hole punched.

By Direction of the Commission,

/s/ David J. Collins

David J. Collins
Executive Secretary

³ The Commission encourages persons to submit the electronic copy of a filing through the Commission's E-file system, which is available via the Commission's website.