

**ORDER NO. 88837**

IN THE MATTER OF THE CONTINUING	*	BEFORE THE
INVESTIGATION OF THE PURCHASED	*	PUBLIC SERVICE COMMISSION
GAS ADJUSTMENT CHARGES OF	*	OF MARYLAND
PIVOTAL UTILITY HOLDINGS, INC.	*	
D/B/A ELKTON GAS F/N/A NUI	*	_____
COPORATION	*	
	*	CASE NO. 9512
	*	_____
	*	
IN THE MATTER OF THE CONTINUING	*	
INVESTIGATION OF THE PURCHASED	*	_____
GAS ADJUSTMENT CHARGES OF	*	
ELKTON GAS COMPANY	*	CASE NO. 9515
	*	_____

**Issue Date: September 18, 2018**

On July 24, 2018, South Jersey Industries, Inc., Elkton Acquisition Corp., and Pivotal Utility Holdings, Inc. d/b/a Elkton Gas notified the Public Service Commission of Maryland (“Commission”) that pursuant to the regulatory approval granted by the Commission in Order No. 88718 in Case No. 9475,<sup>1</sup> the companies had closed on South Jersey Industries, Inc. and Elkton Acquisition Corp.’s acquisition of Elkton Gas’s assets on July 1, 2018, and Elkton Acquisition Corp. was renamed Elkton Gas Company.

Section 4-402(d) of the Public Utilities Article, Annotated Code of Maryland, provides that the Commission shall conduct, at least once every 12 months, a public evidentiary hearing on any changes in fuel costs that a gas company directly passes on to

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<sup>1</sup> *In the Matter of the Application of South Jersey Industries, Inc., Elkton Acquisition Corp. and Pivotal Utility Holdings, Inc. d/b/a Elkton Gas for Authority to Sell and Transfer Substantially All of Elkton Gas’s Assets Including Natural Gas Franchises to Elkton Acquisition Corp. and for All Related Authorizations and Approvals.*

its customers. The annual public hearing proceedings for Pivotal Holdings, Inc. d/b/a Elkton Gas was conducted pursuant to Case No. 9512. As Pivotal Holdings, Inc. is no longer doing business as Elkton Gas and no longer provides retail gas service in Maryland, the docket for Case No. 9512 is hereby closed.

The Commission has determined that a proceeding is required to be instituted to investigate changes in the fuel costs that Elkton Gas Company directly passes on to its customers. Accordingly, the Commission hereby initiates a new docket, Case No. 9515, for the purpose of the annual continuing investigation of Elkton Gas Company's purchased gas adjustment charges.

**IT IS, THEREFORE,** this 18<sup>th</sup> day of September in the year Two Thousand Eighteen, by the Public Service Commission of Maryland,

**ORDERED:** (1) That the docket for Case No. 9512 is hereby closed;

(2) That a new docket, Case No. 9515, is hereby initiated for the conduct of the annual continuing investigation of Elkton Gas Company's purchased gas adjustment charges;

(3) That the hearings in Case No. 9515 are delegated to the Public Utility Law Judge Division, and shall be held on an annual basis after proper notice which shall include the time, date, and location of the hearings; and

(4) That the first hearing on the changes in costs of the purchased gas adjustment shall be scheduled and held prior to December 1, 2018, and the

subsequent hearings thereafter in each succeeding year shall be scheduled and held at the direction of the assigned Public Utility Law Judge until further order of the Commission.

By Direction of the Commission,

*/s/ Terry J. Romine*

Terry J. Romine  
Executive Secretary