HULSEY, OLIVER & MAHAR, LLP

EST. 1914

ATTORNEYS AT LAW

JULIUS M. HULSEY
R. DAVID SYFAN
THOMAS L. FITZGERALD
THOMAS D. CALKINS
ABBOTT S. HAYES, JR.
PAUL B. SMART
JASON A. DEAN
T. WESLEY ROBINSON
JASON E. VOYLES
JESSICA M. LUND
VANESSA E. SYKES
MONICA B. HATFIELD
AMANDA L. WARD
BRADFORD A. LORENZ
EMMA S. COURTNEY

E.D. KENYON
(1890-1981
SAMUEL L. OLIVER
(1942-2011)

OF COUNSEL

JANE A. RANGE

October 2, 2024

VIA ALTERNATIVE E-FILE

Ms. Sallie Tanner, Executive Secretary
Georgia Public Service Commission
244 Washington Street
Atlanta, Georgia 30334

RE: Docket No. 41159
Docket No. 29309

Dear Ms. Tanner:

Enclosure:

1. Liberty Utilities Corp.'s Objections to Petition for Leave to Intervene of the City of Hogansville, Georgia and Response to City of Hogansville's Objection

Please find enclosed the document set forth above. The document is being filed with the Commission via Alternative Electronic Filing. Please return a file-stamped copy to the undersigned.

Thank you for your assistance in this matter.

Respectfully submitted,

HULSEY, OLIVER & MAHAR, LLP
Attorneys for Liberty Utilities

By: _____
Jason A. Dean

200 E. E. Butler Parkway | Post Office Box 1457 | Gainesville, Georgia 30503
Telephone: (770) 532-6312 | Fax: (770) 531-9230 | www.homlaw.com

cc: Mr. Pedro Cherry, *via email*
Mr. Newton M. Gallaway *via email*
Mr. David E. Penland, *via email*
Ms. Nancy Tyer, *via email*
Ms. Janey Chauvet, *via email*
Ms. Michelle Thebert, *via email*
Ms. Lindsey Williamson, *via email*
Mr. Tom Bond, *via email*

BEFORE THE GEORGIA PUBLIC SERVICE COMMISSION

IN RE:	)	
	)	
Liberty Utilities (Peach State Natural Gas) Corp.'s Application for Amended Distribution System and Pipe Line Certificate of Public Convenience and Necessity in Meriwether County	)	Docket No. 41159
	)	
Countywide Safety Plan for Meriwether.	)	Docket No. 29309

LIBERTY UTILITIES CORP.'S OBJECTIONS TO PETITION FOR LEAVE TO INTERVENE OF THE CITY OF HOGANSVILLE, GEORGIA AND RESPONSE TO CITY OF HOGANSVILLE'S OBJECTION

Liberty Utilities (Peach State Natural Gas) Corp. (hereinafter, "Liberty") submits these Objections to Petition for Leave to Intervene of the City of Hogansville, Georgia, and responds to the Objection of the City of Grantville. Liberty requests that the Commission include this matter as a discussion item at the Commission's next regularly scheduled Energy Committee Meeting and states as follows.

On August 21, 2024, Liberty filed its Application to Amend its Certificate of Public Convenience and Necessity for Meriwether County. On September 5, 2024, the City of Hogansville, Georgia filed an Objection to Expedited Review of the Joint Petition and Certificate of Public Convenience and Necessity for Meriwether County. On September 17, 2024, the City of Hogansville filed its Petition for Leave to Intervene of the City of Hogansville, Georgia, claiming that Hogansville has an interest in the issues presented in Liberty's Application to Amend its Certificate, and seeking active participation in the proceeding. Liberty objects to intervention by Hogansville for the reasons set forth below.

Pursuant to O.C.G.A. § 46-2-59(c), Hogansville, as the purported intervenor, is required to "set forth with particularity the facts pertaining to his interest and the grounds upon which his

application for intervention are based." The Commission or hearing officer has limited authority to allow intervention; only three categories of applicants are permitted to intervene, as set forth in O.C.G.A. § 46-2-59(e). Hogansville does not fall within any of the categories of parties that are allowed to intervene as established by Georgia law.

Likewise, Commission regulations do not contemplate that Hogansville is authorized to participate at the hearing on Liberty's Application. Ga Comp. R. & Regs. 515-7-1-.12.

Additionally, Hogansville's Objection to the Joint Petition for Expedited Review of the Meriwether Countywide Safety Plan does not ask for any relief other than a request for the Commission to not review the Meriwether Countywide Safety Plan on an expedited basis and fails to state its interest in the Meriwether Countywide Safety Plan or Liberty's Application. Liberty's Application does not infringe on any rights of Hogansville, contractual or otherwise. It is undisputed that Hogansville does not operate in Meriwether County, Georgia, and is not an "Operator" as defined by Ga Comp. R. & Regs. 515-9-7-.01. Hogansville does not have gas distribution facilities in Meriwether County. In neither its Petition to Intervene, nor its Objection, does Hogansville allege that it is a party with a real interest in Meriwether's Countywide Safety Plan. Hogansville's Petition merely states that it has a contract with Liberty for the supply of natural gas from Hogansville to Liberty. That is an insufficient basis for intervention under applicable law and regulations

WHEREFORE, Liberty respectfully requests that this matter be set as a discussion item at the Commission's next regularly scheduled Energy Committee Meeting the Commission, that Hogansville's Petition to Intervene be denied, and that its Objection be dismissed for the reasons set forth above.

Respectfully submitted this 2nd day of October, 2024.

/S/ Jason A. Dean

_____

Jason A. Dean
HULSEY, OLIVER & MAHAR, LLP
GA State Bar No. 214762
P.O. Box 1457
Gainesville, GA 30503
(770)532-6312
jad@homlaw.com

Attorney for Liberty Utilities
(Peach State Natural Gas) Corp.

BEFORE THE GEORGIA PUBLIC SERVICE COMMISSION

IN RE:	)	
Liberty Utilities (Peach State Natural Gas) Corp.'s	)	Docket No. 41159
Application for Amended Distribution System and	)	
Pipe Line Certificate of Public Convenience and	)	
Necessity in Meriwether County	)	
	)	
Countywide Safety Plan for Meriwether.	)	Docket No. 29309

CERTIFICATE OF SERVICE

The undersigned, on behalf of Liberty Utilities (Peach State Natural Gas) Corp., hereby certify this date furnished a copy of the foregoing **Liberty Utilities (Peach State Natural Gas) Corp.'s Objection to Petition for Leave to Intervene of the City of Hogansville, Georgia and Response to City of Hogansville's Objection by** email to the following:

Sallie Tanner
Georgia Public Service Commission
244 Washington Street, SW
Atlanta, Georgia 30334-9052
stanner@psc.ga.gov

Nancy Tyer
Georgia Public Service Commission
244 Washington Street, SW
Atlanta, Georgia 30334
ntyer@psc.ga.gov

Pedro Cherry
Southern Company Gas
10 Peachtree Place, NE
Atlanta, Georgia 30309
ppcherry@southernco.com

Janey Chauvet
Georgia Public Service Commission
244 Washington Street, SW
Atlanta, Georgia 30334
jchauvet@psc.ga.gov

Newton M. Galloway
Attorney for City of Grantville
Attorney for City of Hogansville
Galloway & Lyndall, LLP
406 North Hill Street
Griffin, Georgia 30223
ngalloway@gallyn-law.com

Ms. Michelle Thebert
Georgia Public Service Commission
244 Washington Street, SW
Atlanta, Georgia 30334
mthebert@psc.ga.gov

David E. Penland
Attorney for City of Grantville
Attorney for City of Hogansville
Beck, Owen & Murray
100 S. Hill St., Suite 600
Griffin, GA 30223
dpenland@beckowen.com

Lindsey Williamson
Holland & Knight, LLP
1180 W. Peachtree St., Suite 1800
Atlanta, GA 30309
lindsey.williamson@hklaw.com

Tom Bond
Georgia Public Service Commission
244 Washington St., SW
Atlanta, GA 30334
tomb@psc.ga.gov

This 2nd day of October, 2024.

Attorney for Liberty Utilities
(Peach State Natural Gas) Corp.

/S/ Jason A. Dean
Jason A. Dean
HULSEY, OLIVER & MAHAR, LLP
GA State Bar No. 214762
P.O. Box 1457
Gainesville, GA 30503
(770)532-6312
jad@homlaw.com

4858-7676-8235, v. 1