

200 FILING REQUIREMENTS FOR RATE CHANGES

200.1 All rate change applications, other than tariff filings not affecting existing rates, shall include the following information:

- (a) A statement of a historical test year and the basis for choosing this test year;
- (b) A statement of a proposed test year and the basis for choosing this test year;
- (c) A description of the nature and basis of the changes proposed;
- (d) A listing of the tariff pages affected by the changes proposed;
- (e) A listing of the existing rates and proposed rates for each service for which changes are being proposed;
- (f) A full statement and description of any new or revised tariff rules and regulations;
- (g) A statement listing the jurisdictional operating revenues of the utility for the historical test year and the proposed test year;
- (h) A listing of the total number of jurisdictional customers or accounts served for the historical test year and the proposed test year;
- (i) A calculation of the number of jurisdictional customers or accounts in each customer classification whose bills will be affected or a calculation of the average effect of the proposed change on jurisdictional customers in each customer classification based upon data for the historical test year and the proposed test year; and
- (j) A calculation of the total proposed revenue change in dollars, by customer classification, projected on an annual basis.

200.2 Whenever, in a rate change application, a party proposes to change the ratemaking principles adopted in its most recent rate case, the party shall also file with its § 200.1 filing a statement describing each proposed change in the ratemaking principles adopted by the Commission in the applicant's last general rate proceeding, showing the effect of each such change upon the applicant's request if no such changes were made.

200.3 Any rate change application that proposes to increase a utility's jurisdictional operating revenues by more than one percent (1%) when projected on an annual basis shall include, in addition to the statements required by §§ 200.1 and 200.2 and §§ 201 through 213, the following information:

- (a) A statement showing the utility's calculation of the jurisdictional rate of return earned or to be earned in the historical test year and the proposed test year;

- (b) The anticipated jurisdictional rate of return to be earned when proposed rate changes become effective;
- (c) The jurisdictional rate base(s) used in the rate of return calculation supported, if available, by summaries of original cost or other factors used in its determination;
- (d) A summary, on a functional basis, of the book value (actual or projected) of the utility's jurisdictional property at the close of the historical test year and the proposed test year;
- (e) A statement showing the amount of depreciation reserve, at the close of the historical test year and the proposed test year, applicable to the property summarized in paragraph (d);
- (f) A statement of jurisdictional operating income, setting forth the operating revenues and expenses by accounts, for the historical test year and the proposed test year;
- (g) A brief description of and basis for any major change affecting the utility's operating or financial condition during the proposed test year, known as of the date of transmittal of the application, and any major change during the rate effective period as follows:
 - (1) Known and measurable as of the date of transmittal of the application; or
 - (2) Known and which can be approximated with reasonable accuracy as of the date of transmittal of the application. For purposes of this section, "a major change" means one which materially alters the utility's operating or financial condition from that reflected in paragraphs (a) through (f); and
- (h) The most recent historic balance sheet available as of the date of filing.

200.4 The historical test year is the preferred proposed test year. However, the proposed test year may include forecasted data; Provided, that the proposed test year does not include more than six (6) months of forecasted data.

200.5 When a utility submits forecasted data as part of its proposed test year data, the utility's filing shall include, in addition to the information and data required by §§ 200.1 through 200.3 and §§ 201 through 213, as applicable, the following information:

- (a) The basis for including forecasted data in the test year;
- (b) Key assumptions which underlie the projected jurisdictional ratemaking data for the proposed test year, including but not limited to, the following:
 - (1) Operating Revenues;

- (2) Construction Program;
- (3) Operating Expenses:
 - (A) Fuel and interchange costs, if appropriate; and
 - (B) Operating and maintenance expenses (excluding those expenses under § 200.5(a);
- (c) Description of the procedures employed in the preparation of the projected data for the proposed test year; and
- (d) Analyses of changes in jurisdictional rate base, jurisdictional expenses and jurisdictional operating income between the historical test year and the proposed test year.

200.6

Any request by a utility for relief from attrition shall be accompanied by the following:

- (a) A demonstration of the existence and causes of attrition using the following tests:
 - (1) The rate of return on investment test: a comparison of the actual and authorized rates of return on total investment and return on equity for the historical test year and the nine (9) years preceding the historical test year;
 - (2) The operating ratios test: a comparison, for the historical test year and the nine (9) years preceding the historical test year, of the following:
 - (A) The actual revenues to expenses with the authorized revenues to expenses; and
 - (B) The actual revenues to actual expenses; and
 - (3) The revenues per net investment test: a comparison, for the historical test year and the nine (9) years preceding the historical test year, of the following:
 - (A) The actual revenues to investment with the authorized revenues to investment; and
 - (B) The actual revenues to actual investment;
- (b) Any other attrition tests offered by a utility to demonstrate the existence and causes of attrition; Provided, that the utility demonstrates that such tests are consistent with Commission orders and are relevant to the proceeding;

- (c) Testimony and exhibits demonstrating the probability of the presence of attrition in the rate-effective period; and
 - (d) Testimony and exhibits showing any factors which would likely offset, at least in part, the presence of attrition during the rate-effective period.
- 200.7 In the attrition tests identified in § 200.6, a utility shall, as applicable, do the following:
- (a) Exclude fuel, gas, and interchange costs from its expenses;
 - (b) Exclude income derived from fuel, gas, and interchange costs from its revenues;
 - (c) Include income taxes as expenses; and
 - (d) Adjust its data for abnormal weather.
- 200.8 When a utility's historical test year and proposed test year are the same, the utility shall submit a single set of data.
- 200.9 If pro forma changes are included in a utility's proposed test year filing, data in that filing shall be provided for the proposed test year on an actual as well as a pro forma basis.
- 200.10 In cases governed by § 200.3, the information specified in §§ 201 through 213 shall be supplied within twenty-one (21) days after the filing of the application, unless otherwise ordered by the Commission, but shall not be regarded as part of the evidentiary record unless admitted into evidence.
- 200.11 Any request for waiver of the filing requirement in this section shall be submitted at the time of the filing of the application for a rate change. If the request for waiver is denied, the utility shall have twenty-one (21) days after the issuance of the denial by the Commission within which to supply the information.
- 200.12 One (1) copy of the required information shall be supplied to the Secretary of the Commission, the staff, the People's Counsel, and to each applicant for intervention that requests a copy.
- 200.13 Staff and the Office of the People's Counsel may request additional copies prior to the end of the twenty-one (21) day period.

AUTHORITY: Unless otherwise noted, the authority for this chapter is Paragraph 97(b) of § 8 of An Act Making appropriations to provide for the expenses of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen, and for other purposes, approved March 4, 1913 (37 Stat. 977); as amended by § 2 of the Public Utilities Amendment Act of 1989, D.C. Law 8-47, D.C. Code § 43-501 (1981 Ed.).

SOURCE: Final Rulemaking published at 34 DCR 1155 (February 13, 1987).

201 RATE OF RETURN SUMMARY

- 201.1 The following information shall be provided for a rate of return summary:
- (a) Capital structure (consolidated, partially consolidated or other) and weighted cost thereof as of the most recent data available; and
 - (b) Capital structure (consolidated, partially consolidated or other) and weighted cost thereof as of the end of the historical test year and the proposed test year. If the data filed in subparagraph (a) is different, an explanation of the differences and adjustments applied shall be provided.
- 201.2 For each class or type of capital the data shall show the following:
- (a) Amount in dollars;
 - (b) Percent of total;
 - (c) Cost rate;
 - (d) Weighted cost; and
 - (e) Number of shares or securities.
- 201.3 The summary shall reference the supporting schedule for each item showing detailed composition and calculations.

SOURCE: Final Rulemaking published at 34 DCR 1155, 1159 (February 13, 1987).

202 SUMMARY OF SHORT TERM DEBT

202.1 The following data shall be provided for short term debt (consolidated, partially consolidated or other) for the historical test year and the proposed test year, as applicable:

- (a) Type of instrument, term, maturity date, and holder;
- (b) Amount outstanding or to be outstanding;
- (c) Applicable interest rate;
- (d) Annualized interest requirement;
- (e) Composite cost rate for total short term debt;
- (f) Standby fee or compensating balances, if any, currently required or expected to be required. Also indicate whether required by formal contractual agreement or by informal understanding;
- (g) Lines of credit and principal lending institutions for the current calendar year and subsequent year; and
- (h) Average historical daily cash balances as recorded on the books of the utility, by bank, for the most recent twelve (12) month period where such balances are used to meet line of credit requirements.

202.2 Bell Atlantic - Washington, D.C., Inc., shall provide the data cited under § 202.1 for its corporate entity and need not provide the data regarding its corporate parent or other Bell Atlantic affiliated companies.

202.3 For purposes of this section, the term “average” is used to indicate the arithmetic mean.

SOURCE: Final Rulemaking published at 34 DCR 1155, 1160 (February 13, 1987); as amended by Final Rulemaking published at 42 DCR 2340, 2342 (May 12, 1995).

203 SUMMARY OF EMBEDDED COST OF LONG TERM DEBT

203.1 The following data shall be provided on long term debt (consolidated, partially consolidated or other) for the historical test year and the proposed test year, as applicable:

- (a) Type and coupon rate of issue;
- (b) Date issued;
- (c) Maturity date;
- (d) Original principal amount issued;
- (e) Face amount outstanding or to be outstanding;
- (f) Unamortized discount or premium, and description of amortization method;
- (g) Carrying value, net of outstanding amount unamortized discount or premium, and expenses;
- (h) Annualized interest cost;
- (i) Composite embedded cost rate;
- (j) Initial corporate and underwriting expenses;
- (k) Annualized amortization of corporate and underwriting expense;
- (l) Unamortized balance of corporate and underwriting expenses; and
- (m) Unamortized reacquisition costs;
- (n) [Repealed]

203.2 A schedule shall be provided showing the following:

- (a) The amounts of outstanding debt instruments which were reacquired by market purchase;
- (b) The amounts paid for the reacquired debt instruments;
- (c) The dates of reacquisition;
- (d) The gains or losses realized; and
- (e) The method of accounting for the reacquired debt and gains or losses resulting from reacquired debt.

203.3 Bell Atlantic - Washington, D.C., Inc., shall provide the data cited under § 203.1 for its corporate entity, and on a Bell Atlantic consolidated basis. Consolidated data may be shown in summary form with reference to source documents containing that information.

SOURCE: Final Rulemaking published at 34 DCR 1155, 1161 (February 13, 1987); as amended by Final Rulemaking published at 42 DCR 2340, 2342 (May 12, 1995); and by Final Rulemaking published at 43 DCR 29 (January 5, 1996), effective January 22, 1996.

204 SUMMARY OF EMBEDDED COST OF PREFERRED STOCK

204.1 The following data shall be provided for preferred stock for the historical test year and the proposed test year:

- (a) Type, dividend rate, and par value;
- (b) Date issued;
- (c) Par value outstanding or to be outstanding;
- (d) Premium;
- (e) Issue expense;
- (f) Net proceeds after premium and issue expense;
- (g) Annualized dividends;
- (h) Embedded cost rate; and
- (i) Summary of stock provisions as to convertibility, redemption, sinking fund, preference provisions, and penalties in event of default.

204.2 Bell Atlantic - Washington, D.C., Inc., shall provide the data cited under § 204.1 for its corporate entity, and on a Bell Atlantic consolidated basis. Consolidated data may be shown in summary form with reference to source documents containing the information.

SOURCE: Final Rulemaking published at 34 DCR 1155, 1162 (February 13, 1987); as amended by Final Rulemaking published at 42 DCR 2340, 2342 (May 12, 1995).

205 COMPARATIVE FINANCIAL DATA

- 205.1 Comparative financial data shall be provided as set forth in this section.
- 205.2 A listing of the data required in this section shall not be required if it is available in a previously prepared report or statement. A reference to the appropriate document and page(s) shall be sufficient. The utility, however, shall provide copies of the relevant document page(s) upon request of a party.
- 205.3 The following plant data shall be provided for the proposed test year on a pro forma basis and on an actual basis for the historical test year and for the five (5) calendar years preceding the historical test year:
- (a) Plant in service;
 - (b) Plant under construction (separately identify short and long term if separate accounts are kept);
 - (c) Plant held for future use; and
 - (d) Accumulated depreciation and amortization.
- 205.4 The amounts and percentages of capital as reflected in § 201 shall be provided for the proposed test year on a pro forma basis and on an actual basis for the historical test year and for the five (5) calendar years preceding the historical test year.
- 205.5 For the proposed test year, the historical test year and each of the five (5) calendar years preceding the historical test year, the utility shall provide a total company income statement in the same format as presented in its application for a rate increase.
- 205.6 Consolidated data, if applicable, shall be provided in the format used in the utility's annual report to shareholders. Other income and deductions shall be shown for the proposed test year, the historical test year and for each of the five (5) calendar years preceding the historical test year.
- 205.7 The following interest and fixed charge coverage data shall be provided for the proposed test year, the historical test year, and for each of the five (5) calendar years preceding the historical test year:
- (a) Pre-tax interest coverage;
 - (b) After-tax interest coverage;
 - (c) Pre-tax fixed charge coverage; and
 - (d) After-tax fixed charge coverage.
- 205.8 Each of the items in § 205.7 shall be computed using both the formula prescribed in indentures and that prescribed by the SEC. The data shall show the following:

- (a) The development of the coverage in detail including elements included in the income coverage amounts;
 - (b) The amounts of tax entering into the calculations;
 - (c) The amounts of interest;
 - (d) The preferred dividend requirements; and
 - (e) Other fixed charges.
- 205.9 The data file under § 205.7 shall show the embedded cost of debt and preferred stock computed on a basis consistent with the principal, interest and dividend amounts used in the coverage computations.
- 205.10 Any ratings from rating agencies on preferred stock and bond ratings data shall be provided for the proposed test year, the historical test year and for each of the five (5) calendar years preceding the historical test year. Ratings are to be differentiated as to type of security if rated differently.
- (a) [Repealed]
 - (b) [Repealed]
- 205.11 The following common stock data shall be provided for the historical test year and for each of the five (5) calendar years preceding the historical test year except as noted:
- (a) Shares outstanding-year-end;
 - (b) Shares outstanding-weighted, with description of weighing method;
 - (c) Net income for equity per share, on year-end basis and weighted basis;
 - (d) Dividends paid per share, and date of payment, dividends declared per share and date of declaration, and ex-dividend date;
 - (e) Market price per share, high and low for each quarter;
 - (f) Book value in total dollars on a year-end and on a weighted share basis separated as to the following:
 - (1) Par or stated value;
 - (2) Capital surplus;
 - (3) Earned surplus;
 - (4) Other (describe); and

- (5) A total of subparagraphs (1) through (4) of this paragraph;
 - (g) Growth in total book value per share year-end, and growth in book value per share year-end for retained earnings;
 - (h) For major issues, the following data:
 - (1) Number of shares issued;
 - (2) Stock issue method, whether by rights, direct offer or other method;
 - (3) Date of issue;
 - (4) Price received (net);
 - (5) Financing costs; and
 - (6) A narrative description of any stock issue methods other than public sales including provisions for purchase relating to qualifications, differentials from market prices or par values, and maximum and minimum amounts allowed to be subscribed;
 - (i) For minor or continuing issues such as Employee Stock Option Plan or Dividend Reinvestment Plan, the number of shares and amount received; and
 - (j) The date of any formal presentation to securities analysts or rating agencies within the last twelve (12) months. The utility shall make available for inspection copies of all formal prepared reports distributed to the public in connection with such presentations and a listing of documents distributed in support of such presentations for which privilege of confidentiality is asserted.
- 205.12 Bell Atlantic - Washington, D.C., Inc., shall provide common stock data only for the parent company.
- 205.13 The submission shall provide the case sinking fund requirement on debt and preferred stock by issue for the most recent historical twelve (12) month period and the following two (2) calendar years. The submission shall indicate whether these amounts are included in amounts outstanding as of the end of the previous years. The submission shall indicate by issue what sinking funds (or repayments) will be provided in advance of the required dates.
- 205.14 Bell Atlantic - Washington, D.C., Inc., shall provide sinking fund data for its corporate entity and need not provide the data regarding its corporate parent or other Bell Atlantic affiliated companies.
- 205.15 The filing shall provide the following:

- (a) The estimated dollar amounts of construction expenditures, including AFUDC or IDC, for the proposed test year and the historical test year;
- (b) The amount of AFUDU or IDC included in the construction expenditure estimate; and
- (c) The computation of AFUDC or IDC rate used in the proposed test year and the historical test year by components of the rate.

205.16 The filing shall provide dollar amounts of the statement of cash flow as they are reported in the utility's annual filing with the Commission for the most recently available quarter.

SOURCE: Final Rulemaking published at 34 DCR 1155, 1162 (February 13, 1987); as amended by Final Rulemaking published at 39 DCR 9090 (December 4, 1992); by Final Rulemaking published at 42 DCR 2340, 2342 (May 12, 1995); and by Final Rulemaking published at 43 DCR 29, 30 (January 5, 1996), effective January 22, 1996.

206 ACCOUNTING AND OPERATING INFORMATION

- 206.1 The accounting and operating information set forth in this section shall be provided for the historical test year and the proposed test year, except as specifically provided otherwise in each subsection.
- 206.2 The filing shall include an income statement (showing net utility operating income) for the utility's jurisdictional operations for the historical test year and the proposed test year.
- 206.3 The filing shall include a General Ledger or an equivalent available for inspection as of the most recent date within the historical test year showing account number, account title, and monthly amounts. The data shall show the balance in each control account and all underlying subaccounts per book.
- 206.4 The filing shall include the allocation factors for each classification of revenue, expense, and rate base and the method for determining the allocation factors.
- 206.5 The filing shall include the following monthly balances (average balances for Bell Atlantic - Washington, D.C., Inc.) and a calculation of the thirteenth (13th) month average data or an average of the averages for both the historical test year and the proposed test year operations of the total company and an allocation of these balances to the District of Columbia jurisdiction and the method for determining the allocation factors:
- (a) Plant in service;
 - (b) Plant purchased or sold;
 - (c) Plant held for future use;
 - (d) Construction-work-in-progress (included in rate base);
 - (e) Depreciation reserve;
 - (f) Plant acquisition adjustment;
 - (g) Amortization of plant acquisition adjustment;
 - (h) Materials and supplies;
 - (i) Unamortized Investment Tax Credit (as applicable) under the following:
 - (1) Pre-Revenue Act of 1971;
 - (2) Revenue Act of 1971; and
 - (3) Revenue Acts after 1971;
 - (j) Accumulated deferred income taxes; and

- (k) Customer deposits.
- 206.6 The filing shall include the following:
- (a) The journal entries relating to the purchase of utility plant acquired as an operating unit or system by purchase, merger, consolidation, liquidation or otherwise since the end of the test year adopted in the last rate case. (For Bell Atlantic - Washington, D.C., Inc., “utility plant” means communications plant acquired with traffic.); and
 - (b) A schedule showing the calculation of the acquisition adjustment at the date of purchase of each item of utility plant, the amortization period, and the unamortized balance at the end of the proposed test year and the historical test year.
- 206.7 The filing shall include a schedule in comparative form showing the total utility operating expense account balances for the historical test year, the proposed test year and for each of the five (5) calendar years preceding the historical test year for each account or subaccount included in the applicant’s annual report or other similar published reports to the Commission. The appropriate pages from these reports may be supplied for calendar year comparative data.
- 206.8 The filing shall include a schedule of total company salaries and wages for the historical test year and the proposed test year and for each of the five (5) calendar years preceding the historical test year in a format which provides a break-out by operational functions.
- 206.9 The filing shall include the detailed workpapers showing and explaining calculations supporting all proposed ratemaking adjustments, with a comprehensive narrative explanation of each adjustment. There shall be a clear audit trail within the workpapers and to the filed testimony and exhibits.
- 206.10 The filing shall include a list of all one-time or out-of-period accounting entries affecting the jurisdictional proposed test year and the historical test year net utility operating income by one percent (1%) or more, but not less than one hundred thousand dollars (\$100,000).
- 206.11 The filing shall include tax data for the historical test year, including the following:
- (a) A detailed calculation of federal and State income taxes included in the company’s proposed revenue requirement. If these taxes are derived from total company, income taxes, provide a detailed calculation of total company income taxes and the subsequent derivation of the Federal and State income taxes included in the proposed revenue requirement; and
 - (b) Analysis of the operating taxes for the total company, District of Columbia jurisdiction, and other regulated jurisdictions.
- 206.12 The filing shall include the amount of contributions for political purposes (in cash or services) if any is incorporated in the utility’s cost of service.

- 206.13 If lobbying expenses are included in the utility's cost of service, the filing shall include a statement describing the applicant's lobbying activities and a schedule showing the name of the individual, compensation attributable to lobbying, all utility-paid or reimbursed expenses or allowances, and the account charged for all personnel for whom a principal function is lobbying, whether on the local, state, or national level. The filing shall indicate the account number to which each expense is charged.
- 206.14 The filing shall include the following information with regard to utility uncollectible accounts for the proposed test year, the historical test year, and the five (5) calendar years preceding the historical test year:
- (a) Reserve account balance at the beginning of each year;
 - (b) Charges to reserve account (accounts charged off);
 - (c) Credits to reserve account;
 - (d) Current year provision;
 - (e) Reserve account balance at the end of each year; and
 - (f) Percent of provision to total revenue.
- 206.15 The filing shall include a listing of non-utility property and non-utility property taxes and the account where amounts are recorded as of the end of the proposed test year and the historical test year.
- 206.16 The filing shall include a list, in the detail specified in the utility's annual report to the Commission, of the balances in the following accounts as of the end of the proposed test year and the historical test year:
- (a) Preliminary Survey and Investigation Charges;
 - (b) Property or Plant Held for Future Use;
 - (c) Other Deferred Credits; and
 - (d) Other Deferred Debits.
- 206.17 The filing shall include a schedule showing a comparison of the District of Columbia balance in the jurisdictional utility operating revenue accounts for each month of the proposed test year to the same month of the year preceding the proposed test year and for each month of historical test year to the same month of the year preceding the historical test year for each revenue account or subaccount in no less detail than the format of the utility's annual report to the Commission. The filing shall also include an appropriate footnote to show the month the full change due to any general rate case was recorded in the accounts.

- 206.18 The filing shall include a schedule showing a comparison of the balance in each total company utility operating expense account for each month of the proposed test year to the same month of the year preceding the proposed test year and for each month of the historical test year to the same month of the year preceding the historical test year for each account or subaccount in no less detail than the format for operation and maintenance expense (operating expenses for Bell Atlantic - Washington, D.C., Inc.) in the utility's annual report to the Commission.
- 206.19 The filing shall include a brief summary of significant and major pending refunds from suppliers or settlements from litigation. The response shall include an estimate of the amount of refund or settlement, or other explanation of significance.
- 206.20 The filing shall include a description of changes made to the jurisdictional allocation methods since the last rate case. Bell Atlantic - Washington, D.C., Inc., shall provide a description of significant changes made to its separation methods, and make available for inspection its separation manual and supporting procedures.
- 206.21 The filing shall include a copy of the current union contract(s).
- 206.22 The filing shall provide the actual number of full time equivalent employees for the proposed test year (if historical) and the two (2) calendar years prior to the proposed test year. If a partially forecasted test year is proposed, the filing shall also include the budgeted number of full time equivalent employees for the proposed test year, and the two (2) calendar years prior to the proposed test year, derived from the last budget before the beginning of each particular year. Data provided shall be by functional areas where readily available, as well as by exempt and nonexempt, or management and nonmanagement, as may be appropriate.
- 206.23 The filing shall include the percentage of labor charged directly or indirectly to the following:
- (a) Capital accounts;
 - (b) Operation and maintenance accounts; and
 - (c) Other accounts from the most recent study available.
- 206.24 The filing shall include a list of major projects included in CWIP for the proposed test year and the historical test year. For each item listed, provide the following data:
- (a) Type of plant;
 - (b) Jurisdictional location;
 - (c) Year-end balance;

- (d) Average balance; and
 - (e) Estimated in-service date.
- 206.25 The filing shall include a summary of each item of revenue and expense entering into the calculation of cash working capital and make available for inspection a complete copy of the lead-lag study, if any.
- 206.26 The filing shall include a statement on whether the utility has filed or plans to file insurance claims covering losses of over one hundred thousand dollars (\$100,000) per event which were incurred during the historical test year. The statement shall list the cause of such claims and the cost incurred. The statement shall indicate whether the cost or loss was expensed, capitalized, or caused a reduction in reserve the amount of the insurance claim net of any deductible.
- 206.27 The filing shall include an analysis of plant additions and retirements by plant account for the proposed test year and the historical test year.
- 206.28 The filing shall include an analysis of changes in the accumulated reserve showing separately the annual accrual, retirements, gross salvage, and cost of removal for the proposed test year and the historical test year.
- 206.29 Members of the transportation industry under the jurisdiction of the Commission shall be exempted from the filing requirements of §§ 200 through 206.

SOURCE: Final Rulemaking published at 34 DCR 1155, 1165 (February 13, 1987); as amended by Final Rulemaking published at 42 DCR 2340, 2343 (May 12, 1995); and by Final Rulemaking published at 43 DCR 29, 31 (January 5, 1996), effective January 22, 1996.

207 DISCRIMINATION EXPENSES

- 207.1 Discrimination expenses shall be accounted for and reported in the manner as prescribed by the Commission.

- 207.2 Any rate change application shall contain a statement of discrimination expenses for the test year separately identified by account.

SOURCE: Final Rulemaking published at 34 DCR 2941 (May 8, 1987).

208 – 209

[RESERVED]

210 SPECIFIC INFORMATION TO BE SUPPLIED BY BELL ATLANTIC-WASHINGTON, D.C., INC.

210.1 In cases governed by § 200.3, in addition to the filing requirements of § 200.10, Bell Atlantic -Washington, D.C., Inc., shall provide the data required by this section.

210.2 The filing shall include company statistical data for each month of the historical test year and the same months of the year preceding the historical test year, for each month of the proposed test year and the same of the year preceding the proposed test year, and the annual data for each of the five (5) calendar years preceding the historical test year, as follows:

- (a) Number of full time equivalent employees by departmental or functional group. If the groupings are different from one year to the next year, the Company shall to the extent practicable, state the figures on a consistent basis with an appropriate explanation; and
- (b) USOA No. 12 Report-numbers of access lines (a definition of access lines is to accompany the data).

210.3 The filing shall include average operating statistical measurements for the proposed test year, the historical test year, and the five (5) calendar years preceding the historical test year as follows:

- (a) Number of company employees per access line;
- (b) Access line inward movement and number of Service and Systems Technicians for installation and maintenance (or equivalent employee category);
- (c) Average net plant in service with percent over year, both total company and intrastate;
- (d) Construction expenditures with percent over prior year;
- (e) Plant Specific (accounts 6110-6410) and Plant Nonspecific (accounts 6511-6540) expenses as a percentage of the following:
 - (1) Operating revenues;
 - (2) Operating expenses (excluding depreciation);
 - (3) Average plant in service;
 - (4) Average subscriber lines and equivalent subscriber lines (discounted centrex lines); and
 - (5) Average main and equivalent main telephones.

- (f) Average materials and supplies as a percentage of average plant in service and average access lines;
 - (g) One column for wages and salaries charged to expense and a second column for labor cost charged to expense as a percentage of operating revenues and operating expenses (excluding depreciation);
 - (h) Depreciation expense as a percentage of average plant in service;
 - (i) Property taxes as a percentage of average land and building investment; and
 - (j) Interest expense as a percentage of average debt.
- 210.4 The filing shall include average plant in service per access line, and per equivalent access lines (discounted for centrex lines) by major plant account classifications (no subaccounts) for the proposed test year, the historical test year, and the five (5) calendar years preceding the historical test year.
- 210.5 The filing shall include analysis of Account 6728.5 by type of expenditure for the proposed test year and the historical test year. Amounts over ten thousand dollars (\$10,000) should be referenced to voucher number and briefly described in backup workpapers.
- 210.6 The filing shall include analysis of advertising expenses by type and purpose of expenditure for the proposed test year and the historical test year per Accounts 6722.1 and 6613. If advertising expenses are being included in the cost of service, then substantial support must also be provided. (Per Commission directive in Formal Case No. 827, Order No. 8300, August 7, 1985.)
- 210.7 The filing shall include analysis of Bell Atlantic - Washington, D.C., Inc., intercompany billing by category of service foil the proposed test year and the historical test year.
- 210.8 The filing shall include the average intrastate separation factors for the last five (5) calendar years per the SS 11 Reports for each year for each report item.
- 210.9 The filing shall include the amount and description of goods or services received or paid for through subsidiaries of the Bell Atlantic Corporation or a department of the Bell Atlantic Corporation. Centralized service amounts being requested in the cost of service must be clearly identified and correlated with the amounts shown on witnesses' exhibits. (Per Commission directive in Formal Case No. 827, Order No. 8300, August 7, 1985.)
- 210.10 The filing shall include a copy of the following:
- (a) The latest prospectus;
 - (b) The most recent 10K, and any 8K or 10Q filed subsequent to the 10K;
 - (c) The latest annual report to shareholders; and

(d) The latest FCC ARMIS Report 43-02.

210.11 The filing shall include justification for the recognition of legal expenses and settlement costs regarding its defense of antitrust suits, including but not limited to, a clear description and concise information related to the identity and description of both the case and the specific legal expenses for which the company is seeking recognition. (Per Commission directive in Formal Case No. 827, Order No. 8300, August 9, 1985).

SOURCE: Final Rulemaking published at 34 DCR 1155, 1171 (February 13, 1987); as amended by Final Rulemaking published at 39 DCR 9090 (December 4, 1992); by Final Rulemaking published at 42 DCR 2340, 2344 (May 12, 1995); and by Final Rulemaking published at 42 DCR 29, 31 (January 5, 1996), effective January 22, 1996.

211 SPECIFIC INFORMATION TO BE SUPPLIED BY PEPCO

- 211.1 In cases governed by § 200.3, in addition to the filing requirements of § 200.10, the Potomac Electric Power Company shall provide the data required in this section.
- 211.2 The filing shall include an analysis of the following:
- (a) Account 930.1 - General Advertising Expense;
 - (b) Account 930.2 - Miscellaneous General Expenses;
 - (c) Account 913 - Advertising Expense;
 - (d) Account 909 - Information and Instructional Advertising Expense;
 - (e) Account 910 - Miscellaneous Customer Service and Information Expenses; and
 - (f) Account 426 - Other Income Deduction, for the proposed test year and the historical test year.
- 211.3 The filing shall include a schedule showing by month the dollar amount of fuel purchased or to be purchased from affiliated and non-affiliated suppliers for the proposed test year and the historical test year.
- 211.4 The filing shall include a calculation of the dollar amount paid or to be paid for fuel purchased or to be purchased each month from affiliated suppliers for the proposed test year and the historical test year.
- 211.5 The filing shall include the following:
- (a) A calculation showing the average thirteen (13) month number of days' supply of coal on hand for the proposed test year;
 - (b) The historical test year, and each of the five (5) calendar years preceding the historical test year; and
 - (c) A copy of all work-papers and a written detailed explanation of factors considered in determining what constitutes an average day's supply of coal.
- 211.6 The filing shall include a schedule setting forth quantities purchased or to be purchased and average price paid or to be paid for coal and No. 2, No. 4, and No. 6 oil for each month of the proposed test year and the historical test year.
- 211.7 The filing shall include a calculation showing the monthly data for computing a thirteen (13) month average in quantity and price for each type of fuel inventory for the proposed test year and the historical test year.

- 211.8 For the proposed test year, the historical test year, and the five (5) calendar years preceding the historical test year, the filing shall include the average price paid or to be paid for coal and No. 2, No. 4, and No. 6 oil in cents per million BTU and per 100 KWH of net generation for each year.
- 211.9 The filing shall include a schedule for the total Company and the District of Columbia showing the following:
- (a) The number of customers, actual or estimated, as applicable, by customer class as of the end of the proposed test year, the historical test year and one year prior to the historical test year;
 - (b) The average number of customers, actual or estimated, as applicable, by customer class for the proposed test year, the historical test year and one prior to the historical test year;
 - (c) The number of KWH sold or to be sold by customer class for the proposed test year, the historical test year, and one year prior to the historical test year;
 - (d) Unadjusted base revenue by customer class for the proposed test year and the historical test year;
 - (e) Adjustments to base revenue by customer class to reflect the normalization of rate increases and decreases which have been granted; and
 - (f) Fuel adjustment revenue by customer class for the proposed test year and the historical test year.
- 211.10 The filing shall include a schedule showing KWH sales by customer class by year for the historical test year and the next nine (9) years, by total system, and by each of the jurisdictions.
- 211.11 The filing shall include a statement concerning any unplanned and/or unexpectedly extended down time of longer than twenty-four (24) hours of any generating units during the historical test year, including duration of the down time and cost to the Company by unit.
- 211.12 The filing shall include a schedule showing the following:
- (a) Total construction expenditures by year for the historical test year, the two (2) years prior to the historical test year, and the three (3) years succeeding the historical test year; and
 - (b) Construction expenditures by major project by year for the historical test year and the three (3) years succeeding the historical test year.
- 211.13 The filing shall include a list of plants mothballed or taken out of service during the historical test year, designated to be mothballed or taken out of service during

the proposed test year and plants designated to be mothballed or taken out of service in the year following the proposed test year.

- 211.14 The filing shall include copies of the annual ten (10) year forecast, beginning with studies prepared four (4) years prior to the historical test year and continuing through the latest studies available, pertaining to demand, demand by customer class, capacity, reserve and load factor.
- 211.15 The filing shall include a schedule showing actual annual figures beginning with the period four (4) years prior to the historical test year and continuing through the latest studies available pertaining to demand, demand by customer class, capacity, reserve, and load factor.
- 211.16 The filing shall include a copy of the following:
- (a) The latest prospectus;
 - (b) The most recent 10K, and any 8K or 10Q filed subsequent to the 10K;
 - (c) The latest annual report to shareholders and statistical summary; and
 - (d) The latest annual report to the Commission.

SOURCE: Final Rulemaking published at 34 DCR 1155, 1173 (February 13, 1987).

**212 SPECIFIC INFORMATION TO BE PROVIDED BY
WASHINGTON GAS LIGHT COMPANY**

212.1 In cases governed by § 200, in addition to the filing requirements of § 200.10, the Washington Gas Light Company shall provide the data required by this section.

212.2 The filing shall include an analysis of the following:

- (a) Account 930.1 - General Advertising Expenses;
- (b) Account 930.2 - Miscellaneous General Expenses;
- (c) Account 913 - Advertising Expense; and
- (d) Account 909 - Informational Advertising, for the proposed test year and the historical test year.

212.3 The analysis required by § 212.2 shall show, by account, at least the following delineation for the proposed test year and the historical test year:

- (a) Industry association dues;
- (b) Stockholder and debt serving expenses;
- (c) Rate department load studies;
- (d) Directors' fees and expenses;
- (e) Dues and subscriptions;
- (f) Information Advertising (Account 909), including the following:
 - (1) Conversation advertising done by the company by types of advertisement and media;
 - (2) Other informational advertising done by the company; and
 - (3) Informational advertising done by trade associations;
- (g) Promotional Advertising (Account 913.000), including the following:
 - (1) Advertising done by the company by type of appliance advertised and media used; and
 - (2) Promotional advertising done by trade associations;
- (h) General Advertising Expenses (Account 930.100) including the following:

- (1) Institutional advertising done by the company and the media used;
 - (2) Other general advertising done by the company; and
 - (3) General advertising done by trade associations.
- 212.4 The filing shall include a schedule showing for the historical test year and the calendar year preceding the historical test year the following information regarding the applicant's investment in subsidiaries and joint ventures:
- (a) The name of each subsidiary or joint venture;
 - (b) The date of initial investment; and
 - (c) The amount and type of investment made for each of the periods included in this report.
- 212.5 The filing shall include a balance sheet and income statements for the Company's subsidiaries and the Company's joint ventures for the historical test year and the two (2) calendar years preceding the historical test year.
- 212.6 The filing shall include a schedule showing for the historical test year and the calendar year preceding the historical test year dividends or income of any type received by the Company from its subsidiaries and its joint ventures and indicate how this income is reflected in the report filed with the Commission and stockholder reports.
- 212.7 The filing shall include for the historical test year, the following data for officers of Washington Gas Light Company who are also officers of a subsidiary and where a part of the salary is included in the filed cost of service:
- (a) The name and title of each officer; and
 - (b) The annual salary and amount charged to subsidiaries.
- 212.8 The filing shall include gas supply forecasts for the five (5) calendar years after the historical test year.
- 212.9 The filing shall include a copy of the following:
- (a) The latest prospectus;
 - (b) The most recent 10K, and any 8K or 10Q filed subsequent to the 10K;
 - (c) The latest annual report to shareholders; and
 - (d) The latest annual report to the Commission.

SOURCE: Final Rulemaking published at 34 DCR 1155, 1175 (February 13, 1987).

**213 ADDITIONAL FILING REQUIREMENTS FOR
UTILITIES USING PROPOSED TEST YEARS
INCLUDING FORECASTED DATA**

- 213.1 All utilities which rely upon a proposed test year which includes forecasted data may update such data for changes which would have a significant impact on the filing. Except in extraordinary and well-explained circumstances as determined by the Commission, a utility will be limited to one update, and such update shall be filed, if at all, not later than twenty-one (21) days prior to the commencement of the hearings.
- 213.2 Within one hundred eighty (180) days of the completion of the rate proceeding, a utility shall file an actual historical cost-of-service study for the entire proposed test year.

SOURCE: Final Rulemaking published at 34 DCR 1155, 1177 (February 13, 1987).

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[RESERVED]

296 TARIFF COMPLIANCE FILING REQUIREMENTS

- 296.1 Compliance filings affecting existing rates shall be filed with the Secretary of the Commission, the Office of the People's Counsel, and each intervenor.
- 296.2 Service on the Office of the People's Counsel and intervenors shall be on the same day the compliance filing is made with the Commission, where possible.
- 296.3 There shall be a period of five (5) days after the compliance filing is submitted to the Commission within which the Office of the People's Counsel, staff, and intervenors may comment on the compliance filing.
- 296.4 The Commission shall not entertain motions for enlargement of time within which to comment on tariff compliance filings except upon a clear showing of extraordinary circumstances.

SOURCE: Final Rulemaking published at 34 DCR 1155, 1178 (February 13, 1987).

297 **FILING REQUIREMENT FOR NEW SERVICES**

297.1 All tariff filings for new services provided by the Chesapeake and Potomac Telephone Company shall contain a complete cost study, including all workpapers and related data, which supports the proposed rates for the new services.

SOURCE: Final Rulemaking published at 40 DCR 1299 (February 12, 1993).

Chapter 2, UTILITY RATE CHANGES, of Title 15 DCMR, PUBLIC UTILITIES AND CABLE TELEVISION, is amended by adding a new § 298 to read as follows:

298 WAIVER

298.1 The Commission may upon request, or on its own initiative after notice to the parties of its intention do so, waive any provision of this chapter for good cause.

SOURCE: Final Rulemaking published at 67 DCR 011091 (September 18, 2020).

299 DEFINITIONS

299.1 The meanings ascribed to the definitions appearing in § 199 of this title shall apply to the terms of this chapter.

299.2 When used in this chapter, the following terms and phrases shall have the meaning ascribed.

Attrition – growth in plant investment, operating expenses, senior capital costs, or a combination of these costs, which is more rapid than the relative growth in the utility’s revenues, and which results in a shortfall in the utility’s rate of return or investment, rate of return on equity, or both.

Discrimination Expenses – those expenses that are associated with discriminatory employment or procurement practices. Discrimination expenses arise from, relate to, and result from employment or procurement discrimination cases wherein a plaintiff or complaining party alleges that a utility subject to the regulatory authority of the Commission has engaged in discriminatory employment or procurement practices. Discrimination expenses include, but are not limited to, the following:

- (a) Fines or penalties imposed by judicial or administrative decrees;
- (b) Plaintiff’s or complaining party’s legal fees paid by a defendant or responding party;
- (c) All legal costs and fees related to the unsuccessful defense of charges of discriminatory employment or procurement practices;
- (d) Awards to plaintiffs or complaining parties in discriminatory employment or procurement proceedings;
- (e) Duplicate labor costs such as back pay or bonus or other pay awards to plaintiffs or complaining parties where the utility has paid other employees; or
- (f) Cost of reporting, training, and recruiting undertaken as a result of a court order, administrative decree, or settlement that are in addition to those which otherwise would be incurred to assure continuing equal employment opportunity.

Historical Test Year – the actual historical twelve (12) month period chosen by the utility which ends prior to the filing of application for a rate change for which financial and operating data is required pursuant to §§ 200 et seq., but which does not end more than one hundred and eighty (180) days prior to the filing of that application.

Proposed Test Year – the twelve (12) month period chosen by the utility as the basis for its proposed rates.

District of Columbia Municipal Regulations:
CHAPTER 2: UTILITY RATE CHANGES

SOURCE: Final Rulemaking published at 34 DCR 1155, 1178 (February 13, 1987); as amended by Final Rulemaking published at 34 DCR 2941 (May 8, 1987).