

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION
AT RICHMOND, SEPTEMBER 8, 2021

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APPLICATION OF

VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUR-2017-00002

For approval and certification of electric transmission facilities under Va. Code § 56-46.1 and the Utility Facilities Act, Va. Code § 56-265.1 *et seq.*

ORDER ON MOTION

On September 8, 2017, the State Corporation Commission ("Commission") entered a Final Order in this case, authorizing Virginia Electric and Power Company d/b/a Dominion Energy Virginia ("Dominion" or "Company") to construct and operate the Rebuild Project, which consists of rebuilding, relocating, and replacing a number of facilities and lines in and around Dominion's existing Idylwood Substation in Falls Church, Virginia.¹ The Final Order required the Rebuild Project to be constructed and in service by May 31, 2020, but granted the Company "leave to apply for an extension for good cause shown."²

On April 27, 2020, the Company filed the Motion of Virginia Electric and Power Company for Relief from May 31, 2020 In-Service Date ("Motion for Relief").

On May 12, 2020, the Fairfax County Board of Supervisors ("County") and the Commission's Staff ("Staff") filed responses to the Motion for Relief. Neither the County nor Staff objected to a limited extension of the previously ordered in-service date of May 31, 2020.

¹ 2017 S.C.C. Ann. Rept. 430. For a description of the Rebuild Project, *see id.*

² *Id.* at 434.

The County and Staff, among other things, proposed specific requirements for determining a new appropriate in-service date.

On May 28, 2020, the Commission entered an order assigning the matter to a Hearing Examiner to determine the manner by which Dominion shall request by motion a new in-service date for the Rebuild Project, to receive responses and replies on such motion, and to provide a report and recommendation to the Commission thereon.

On June 2, 2020, the Senior Hearing Examiner issued a ruling that directed, in part, the Company to file a New In-Service Date Motion proposing a new in-service date for the Rebuild Project and detailing a new proposed construction schedule.

On February 11, 2021, the Company filed the Motion of Virginia Electric and Power Company for a New In-Service Date ("Motion"). In its Motion, the Company requested a new proposed in-service date of December 31, 2026, for the Rebuild Project.

On February 23, 2021, Staff filed a Response and Motion to Remand stating that the Company's support of its Motion is insufficient for the Commission to make an informed decision on the Motion, and requesting the Senior Hearing Examiner remand the case to take evidence on the implications of the proposed extension, among other things. Comments and responses to the Motion were also filed by the Holly Crest Community Association, Maryl A. Kerley, and the County, respectively. In its response, the County asserted that an additional local public hearing should be conducted to hear testimony from the parties and any interested other persons concerning the Company's new proposed construction schedule.

On February 26, 2021, the Company filed Virginia Electric and Power Company's Response to Motion to Remand and Reply in Support of its Motion for New In-Service Date.

On March 3, 2021, the Senior Hearing Examiner issued a ruling that, among other things, directed that Dominion file a Supplemental Information Report and took under advisement the County's request for an additional local public hearing.

On March 26, 2021, the Company filed its Supplemental Information Report. Responses to the Supplemental Information Report were filed on April 9, 2021, by the County and Staff.

On April 30, 2021, the Senior Hearing Examiner issued a ruling directing, among other things, the scheduling of a telephonic hearing on June 10, 2021, for the receipt of testimony from public witnesses on the new construction schedule proposed for the Rebuild Project.

The hearing was conducted, as scheduled, on June 10, 2021. The Company, Staff, the County, and Ms. Kerley appeared at the hearing, and three public witnesses offered testimony.³

On July 14, 2021, the Report of A. Ann Berkebile, Senior Hearing Examiner, was issued ("Report"). In her Report, the Senior Hearing Examiner found that the Commission should grant the Motion, extend the Company's deadline for the Rebuild Project to be constructed and in service to December 31, 2026, and require the Company to file quarterly construction status updates until the Rebuild Project is completed.⁴

On August 4, 2021, comments on the Report were filed by the Company and the County, respectively. Both the Company and the County supported the findings and recommendations in the Report.

NOW THE COMMISSION, upon consideration of this matter, is of the opinion and finds that the Company's Motion should be granted. We agree with the Hearing Examiner that the Company has provided support for its request to use December 31, 2026, as the new in-service

³ Tr. at 10-24.

⁴ Report at 6-7.

date for the Rebuild Project and that Dominion should provide quarterly construction status updates.⁵ The Commission also recognizes the public witness testimony expressing frustration with the lengthy timeline for the Rebuild Project as well as their skepticism of the Company's veracity.⁶ Therefore, the Commission further finds that Dominion shall take certain actions to provide updated information to the public on a continuing basis.

Accordingly, IT IS ORDERED THAT:

- (1) The Company's Motion is hereby granted.
- (2) The Rebuild Project approved herein must be constructed and in service by December 31, 2026.
- (3) The Company shall submit quarterly construction status updates regarding the Rebuild Project to the Director of the Commission's Division of Public Utility Regulation until the Rebuild Project is completed or until further order of the Commission.
- (4) The Company shall post each quarterly construction status update on the Company's website: www.DominionEnergy.com/shreve.
- (5) The Company shall post its Construction Timeline on the website noted in Ordering Paragraph (4). The Company shall update this Construction Timeline as needed to maintain accuracy.
- (6) This case is hereby dismissed.

⁵ Report at 6. Rather than having these updates filed with the Commission, we direct their submission to the Director of the Commission's Division of Public Utility Regulation.

⁶ *Id*; see also Tr. at 10-22.

A COPY hereof shall be sent electronically by the Clerk of the Commission to all persons on the official Service List in this matter. The Service List is available from the Clerk of the Commission.