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July 30, 2009

VIA E-FILING

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
400 North Street – 2nd Floor
Commonwealth Keystone Building
Harrisburg, Pennsylvania 17120

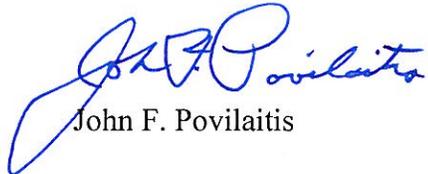
Re: Petition of West Penn Power Company d/b/a Allegheny Power for Approval of its Energy Efficiency and Conservation Plan, Approval of Recovery of its Costs through a Reconcilable Adjustment Clause and Approval of Matters Relating to the Energy Efficiency and Conservation Plan, Docket No. M-2009-2093218

Dear Secretary McNulty:

This is to advise you on West Penn Power Company's (d/b/a "Allegheny Power") position on the Petition to Intervene of Direct Energy Business, LLC ("Direct Energy") in the above-captioned proceeding. Allegheny Power does not object to this request for intervention, provided that Direct Energy's interests are those of a Conservation Service Provider ("CSP"). It is our understanding that its application to become a CSP has been pending without disapproval for more than thirty (30) days before the Pennsylvania Public Utility Commission ("Commission"), and that the Commission will approve its pending application to be approved as a CSPs. We respectfully request that Direct Energy advise Your Honor and the parties when it has become part of the Commission's registry of CSPs.

Please advise if you have any questions concerning this issue.

Very truly yours,



John F. Povilaitis

JFP:ck
Certificate of Service
c. The Honorable Katrina L. Dunderdale

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of West Penn Power Company :
d/b/a Allegheny Power for Approval :
of its Energy Efficiency and Conservation :
Plan, Approval of Recovery of its Costs : Docket No. M-2009-2093218
through a Reconcilable Adjustment Clause :
and Approval of Matters Relating to the :
Energy Efficiency and Conservation Plan :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing documents in accordance with the requirements of 52 Pa. Code § 1.54 et seq. (relating to service by a participant).

VIA FIRST CLASS AND
ELECTRONIC MAIL

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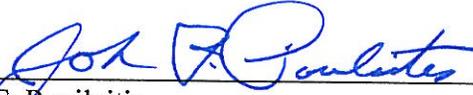
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Date: July 30, 2009



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