**BEFORE THE**

 **PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Duquesne Light Company :

For Approval of Its Energy Efficiency : M-2009-2093217

and Conservation and Demand :

Response Plan :

 **PREHEARING ORDER NO. 2**

Having received and reviewed the transcript of the July 28, 2009 Initial Prehearing Conference and having, since the time of that conference, received Petitions to Intervene and documents related to the intervention of parties, IT IS ORDERED:

1. That the schedule of the proceeding as outlined in the prehearing order dated July 30, 2009 is modified to the extent that the provisions for the filing of rebuttal and surrebuttal testimony on August 14 and August 18, 2009 is deleted and THAT NO REBUTTAL OR SURREBUTTAL TESTIMONY WILL BE PERMITTED IN THIS MATTER.
2. That the amended petition to intervene filed by Pamela C. Polacek, Esquire on July 31, 2009 on behalf of Comperio Energy, LLC d/b/a ClearChoice Energy (“ClearChoice Energy”) is granted.
3. That the Petition to Intervene filed by Lillian S. Harris, Esquire on July 31, 2009 on behalf of The Peoples Natural Gas Company d/b/a Dominion Peoples (“Dominion Peoples”) is granted.
4. That the Petition to Intervene filed by Vasiliki Karandrikas, Esquire on August 3, 2009 on behalf of EnerNOC, Inc. (“EnerNOC”) is granted.
5. That the Petition to Intervene filed by Christopher A. Lewis, Esquire on August 3, 2009 on behalf of Constellation New Energy (“Constellation”) is granted.
6. That the letter petition to intervene filed by Ruben S. Brown M.A.L.D., President of The E Cubed Company, LLC and on behalf of the National Association of Energy Service Companies and the Joint Supporters (“NAESCO”) is denied on the grounds that the petition was not filed by an attorney as provided for in the Commission’s regulations. (See 52 Pa. Code §§1.21 – 1.27)
7. That the parties to this proceeding shall use the attached service list except that the names of Ruben S. Brown and Carolyn Pengidore shall be removed after distribution of this order.
8. That suggested corrections to this order may be directed to the undersigned presiding officer with copies to all parties.

Date: August 7, 2009 Fred R. Nene

Administrative Law Judge

**M-2009-2093217 - Petition of Duquesne Light Company For Approval of Its Energy Efficiency and Conservation and Demand side Response Plan**

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