

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Petition of West Penn Power Company :
d/b/a Allegheny Power for Expedited :
Approval of its Smart Meter Technology : Docket No. M-2009-2123951
Procurement and Installation Plan :**

PETITION TO INTERVENE OF CITIZEN POWER, INC.

Pursuant to 52 Pa. Code §§ 5.71 to 5.74, Citizen Power, Inc. (“Citizen Power”) hereby petitions to intervene in the captioned proceeding. In support of its Petition to Intervene in the Petition of West Penn Power Company d/b/a Allegheny Power (“Allegheny Power” or “the Company”) for Expedited Approval of its Smart Meter Technology Procurement and Installation Plan (“SMIP” or “Plan”), Citizen Power states as follows:

1. On August 14, 2009, Allegheny Power filed its Petition for Expedited Approval of its SMIP with the Pennsylvania Public Utility Commission (“Commission”) pursuant to the Smart Meter Procurement and Installation Order (“Implementation Order”) at Docket No. M-2009-2092655.
2. Allegheny Power requests that the Commission approve the Company’s SMIP, including full and current cost recovery via a Smart Meter Technology (“SMT”) surcharge of reasonable costs regarding the Plan. Petition at 1.
3. The Company proposes that the installation of the smart meter technology begins in 2009 in order to meet demand reduction targets mandated by Act 129. Petition at 3.
4. Allegheny Power estimates that the SMT surcharge will be \$5.86 per month for residential customers. SMIP Plan at 164.

5. Citizen Power is a non-profit, 501(c)(3), public policy research, education and advocacy organization incorporated under the laws of the Commonwealth of Pennsylvania with its principal place of business located at 2121 Murray Avenue, Pittsburgh, Pennsylvania 15217.

6. Citizen Power devotes almost all of its resources to consumer (particularly low-income consumers) and environmental protection issues. Citizen Power has participated in numerous restructuring proceedings at the state and federal level. Citizen Power has been a statewide advocate for lower energy costs and increased use of renewable energy and energy-efficiency technologies.

7. Citizen Power has been a participant on behalf of customers in previous Allegheny Power proceedings before the Commission, including Docket No. R-00039022 (regarding the Petition of West Penn Power Company for Issuance of Further Supplement to its Previous Qualified Rate Orders Under Sections 2802 and 2812 of the Public Utility Code), Docket No. R-00973981 (relating to the Application of West Penn Power Company for Approval of its Restructuring Plan under Section 2806 of the Public Utility Code), and Docket No. A-110150F0015 (Application of DQE and Allegheny Power System to Merge their Systems).

8. Allegheny Power's Petition will necessarily have an impact on the Company's rates for retail customers and will also ultimately have potential environmental impacts. As such, Citizen Power respectfully submits that its interests may be directly affected by the outcome of this proceeding, that such interests are not adequately represented by existing participants, and that Citizen Power may be bound by

the action of the Commission in this proceeding. Further, Citizen Power submits that its participation in this case is in the public interest.

9. Citizen Power's present position with respect to the Allegheny Power Petition is that additional investigation and study are needed to determine whether Allegheny Power's proposed surcharge is just, reasonable and otherwise in accordance with applicable law.

10. Citizen Power will be represented by, and requests that all documents in this proceeding be served on, its attorney at the following address:

Theodore S. Robinson
Citizen Power
2121 Murray Avenue
Pittsburgh, PA 15217
(412) 421-7029 (phone)
(412) 412-6162 (fax)
robinson@citizenpower.com

WHEREFORE, for the reasons set forth herein, Citizen Power respectfully petitions the Commission for leave to intervene in this proceeding and asks that it be made a party with all rights and privileges associated therewith.

Respectfully Submitted,

Citizen Power, Inc.

By: /s/ Theodore S. Robinson
Theodore S. Robinson (PA Bar # 203852)
Citizen Power
2121 Murray Avenue
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(412) 421-7029 (phone)
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Dated: September 25, 2009

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Petition of West Penn Power Company :
d/b/a Allegheny Power for Expedited :
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NOTICE OF APPEARANCE

In accordance with 52 Pa. Code § 1.25, the undersigned hereby submits this notice of appearance in the above-designated matter.

1. Please enter my appearance in the above-designated matter on behalf of Citizen Power, Inc.
2. I am authorized to accept service on behalf of said party in this matter.
3. I am already receiving or have access to a copy of each document issued by the Commission in this matter and do not on the basis of this notice require an additional copy.

Respectfully Submitted,

Citizen Power, Inc.

By: /s/ Theodore S. Robinson
Theodore S. Robinson (PA Bar # 203852)
Citizen Power
2121 Murray Avenue
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(412) 421-7029 (phone)
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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of (1) the Petition to Intervene of Citizen Power, Inc. and (2) the Entry of Appearance for Theodore Robinson upon the participants listed below, in accordance with the requirements of § 1.54 (relating to service by a participant).

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PREMIER POWER SOLUTIONS LLC
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Dated this 25th day of September, 2009.

By: /s/ Theodore S. Robinson
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