

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Duquesne Light Company :
for Approval of its Smart Meter : **Docket No. M-2009-2123948**
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 Duquesne Light Company (“Duquesne Light” or “the Company”) for Approval of its Smart Meter Procurement and Installation Plan (“Plan”), Citizen Power states as follows:

1. On August 14, 2009, Duquesne Light filed its Petition for Approval of its Plan 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. Duquesne Light provides a framework for its Plan, but states that much of the information will not be available until well into the 30 month Grace Period. Petition at 4. Duquesne Light requests that the Commission allow them to proceed with the framework as detailed in the Petition. Petition at 5.

3. The Company also proposes a Smart Meter Charge (“SMC”), to become effective April 1, 2010, to recover on a current and prospective basis the costs incurred under the Plan. Petition at 5.

4. Duquesne Light estimates that the total budget for the Plan will be between \$152,000,000 and \$262,000,000. Petition at 14.

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 Duquesne Light proceedings before the Commission, including Docket No. R-00974104 (Duquesne's "POLR II" Settlement proceeding), Docket No. P-00021969 (regarding Duquesne's petition to modify its "POLR II" Plan in connection with the Company's intention to join PJM West), and Docket No. P-00032071 (relating to modification of Duquesne's POLR II rates).

8. In addition to its corporate purpose of representing the interests of consumers, Citizen Power has an interest in this proceeding as a Duquesne retail customer.

9. Duquesne Light'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.

10. Citizen Power's present position with respect to the Duquesne Light Peition 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.

11. 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)
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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)
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Dated: September 25, 2009

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Duquesne Light Company :
for Approval of its Smart Meter : **Docket No. M-2009-2123948**
Procurement and Installation Plan :

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.

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Dated this 25th day of September, 2009.

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