



GOVERNOR'S OFFICE OF GENERAL COUNSEL

November 10, 2010

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Fax: 717-783-7911

Honorable Rosemary Chiavetta, Secretary
Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

RE: PPL Electric Utilities Corporation
Energy Efficiency and Conservation Plan
Docket No. M-2009-2093216

Dear Secretary Chiavetta:

Please find for electronic filing the Prehearing Memorandum on behalf of the Commonwealth of Pennsylvania, Department of Environmental Protection in the above referenced matter. Copies have been served on all parties listed on the enclosed Certificate of Service.

Sincerely,

Kurt E. Klapkowski
Assistant Counsel

Enclosures

cc: Service List



**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PPL Electric Utilities Corporation :
Energy Efficiency and Conservation Plan : Docket No. M-2009-2093216

**PREHEARING MEMORANDUM OF THE PENNSYLVANIA DEPARTMENT OF
ENVIRONMENTAL PROTECTION**

Pursuant to Section 333 of the Public Utility Code, 66 Pa.C.S. § 333, and in response to the Prehearing Order issued in the above-captioned proceeding, the Commonwealth of Pennsylvania, Department of Environmental Protection (“Department”) provides the following information:

I. INTRODUCTION AND PROCEDURAL HISTORY

Pursuant to Act 129 of 2008 and the Pennsylvania Public Utility Commission’s (“Commission”) Energy Efficiency and Conservation Program Implementation Order at Docket No. M-2008-2069887, on July 1, 2009, PPL Electric Utilities Corporation (“PPL”) filed its Petition for Approval of its Act 129 Energy Efficiency and Conservation Plan (“original EE&C Plan”) with the Commission. The Department filed its Petition to Intervene in that proceeding on July 16, 2009 and has been an active participant in the proceeding since that time. On October 26, 2009, the Commission approved PPL’s original EE&C Plan, with modifications. On September 15, 2010, PPL proposed revisions to its Energy Efficiency and Conservation Plan (“amended EE&C Plan”) pursuant to the Commission’s annual review process. The amended EE&C Plan contained two modifications to the original EE& C Plan. First, PPL sought approval for a change to PPL’s Compact Florescent Lighting Program and, second, a change to classification of “direct” and “common” costs. The Company's amended EE&C Plan filing was

assigned to the Office of Administrative Law Judge and further assigned to Administrative Law Judges Dennis J. Buckley and Elizabeth H. Barnes for investigation. On November 4, 2010, a Prehearing Conference Order was issued by Administrative Law Judges Dennis J. Buckley and Elizabeth H. Barnes. On November 12, 2010, a preheating conference will be held in Harrisburg.

II. ISSUES AND SUB-ISSUES

The Department participated and raised concerns in the proceeding relating to PPL's original EE&C Plan. The Department also has participated in informal discussions and stakeholder meetings relating to the amended EE&C Plan. Regarding the company's amended EE&C plan, the Department is primarily concerned that PPL is actually achieving the goals established in Act 129 and the original EE&C Plan, including measurement, verification and continuous improvement as necessary or appropriate. The Department is evaluating the changes made by PPL in the amended EE&C Plan to ensure that they are valid and represent the proper allocation of costs under the amended EE&C Plan.

III. WITNESSES

If the Department determines that testimony is necessary, the Department will provide testimony from the following witness:

Maureen Guttman, AIA
Executive Director
Governor's Green Government Council
Rachel Carson State Office Building
P.O. Box 8772
Harrisburg, PA 17105-8772
717-772-8946

The Department reserves the right to provide testimony from additional witnesses if necessary to address issues raised through discovery.

IV. SERVICE ON THE DEPARTMENT

The Department will be represented in this matter by Assistant Counsel Kurt E.

Klapkowski. All documents should be served on the Department as follows:

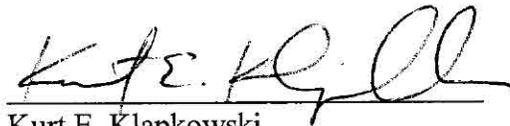
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Commonwealth of Pennsylvania
Department of Environmental Protection
RCSOB, 9th Floor
400 Market Street
Harrisburg, PA 17101-2301
717-787-7060
717-783-7911 (Fax)

V. SCHEDULE

The Department will work with all parties to attempt to resolve any scheduling issues, and will work diligently to achieve a settlement in this matter if possible.

Respectfully submitted,



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Dated: November 10, 2010

**COMMONWEALTH OF PENNSYLVANIA
BEFORE THE PUBLIC UTILITY COMMISSION**

Petition of PPL Electric Utilities :
Corporation for Approval of an Energy : **Docket No. M-2009-2093216**
Efficiency and Conservation Plan :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document, Prehearing Memorandum of the Commonwealth of Pennsylvania, Department of Environmental Protection, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant), in the manner indicated upon the persons listed below:

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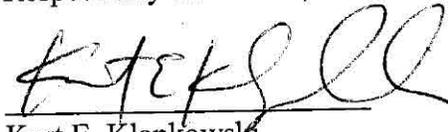
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