



GOVERNOR'S OFFICE OF GENERAL COUNSEL

November 22, 2010

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Rosemary Chiavetta, Secretary
Pennsylvania Public Utility
Commission
400 North Street, 2nd Floor
P.O. Box 3265
Harrisburg, PA 17105-3265

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

Dear Secretary Chiavetta:

The Pennsylvania Department of Environmental Protection ("Department") submits this Letter of Non-opposition to the Petition for Joint Settlement filed in this matter with the Public Utility Commission on October 19, 2010. As indicated in footnote one on page one of the Joint Settlement, although not a signatory to the Joint Settlement the Department is not opposing the terms of the Settlement. Copies of this Letter have been served on all parties listed on the enclosed Certificate of Service.

Sincerely,

Kurt Klappowski
Assistant Counsel

cc: Service List
Hon. Mark A. Hoyer



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

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

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document, Letter of Non-opposition to Joint Settlement 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 Section 1.54 (relating to service by a participant), in the manner upon the persons listed below:

SERVICE BY FIRST CLASS MAIL

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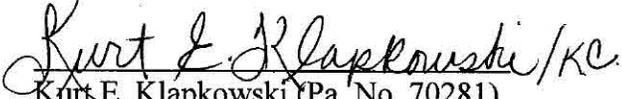
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Respectfully submitted,


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Dated: November 22, 2010