

RYAN, RUSSELL, OGDEN & SELTZER
A PROFESSIONAL CORPORATION

SUITE 101
800 NORTH THIRD STREET
HARRISBURG, PENNSYLVANIA 17102-2025

TELEPHONE: 717-236-7714
FACSIMILE: 717-236-7816
WWW.RYANRUSSELL.COM

December 22, 2010

WYOMISSING OFFICE
SUITE 210
1150 BERKSHIRE BOULEVARD
WYOMISSING, PENNSYLVANIA
19610-1208
TELEPHONE: 610-372-4761
FACSIMILE: 610-372-4177

VIA E-FILE AND FIRST CLASS MAIL

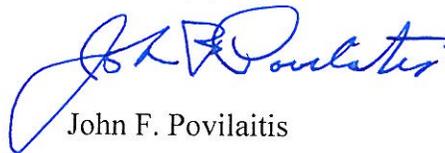
Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street – 2nd Floor
Commonwealth Keystone Building
Harrisburg, Pennsylvania 17120

Re: Petition of West Penn Power Company d/b/a Allegheny Power for Approval of its Energy Efficiency and Conservation Plan, Approval of Recovery of its Costs through a Reconcilable Adjustment Clause and Approval of Matters Relating to the Energy Efficiency and Conservation Plan, Docket No. M-2009-2093218

Dear Secretary Chiavetta:

Please be advised that West Penn Company, d/b/a Allegheny Power will not be filing Exceptions to the Recommended Decision of Administrative Law Judges Dennis J. Buckley and Elizabeth H. Barnes issued December 17, 2010 in the above-referenced proceeding. Copies are being served as indicated in the attached Certificate of Service.

Very truly yours,


John F. Povilaitis

JFP/ck
Enclosures

- c. Certificate of Service
The Honorable Dennis J. Buckley
The Honorable Elizabeth Barnes
The Honorable Mark A. Hoyer

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of West Penn Power Company :
d/b/a Allegheny Power for Approval :
of its Energy Efficiency and Conservation :
Plan, Approval of Recovery of its Costs : Docket No. M-2009-2093218
through a Reconcilable Adjustment Clause :
and Approval of Matters Relating to the :
Energy Efficiency and Conservation Plan :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing documents in accordance with the requirements of 52 Pa. Code § 1.54 et seq. (relating to service by a participant).

VIA FIRST CLASS AND
ELECTRONIC MAIL

Lauren Lepkoski, Esquire
Small Business Advocate
Office of Small Business Advocate
Suite 1102 Commerce Building
300 North Second Street
Harrisburg, PA 17101
Bus. (717) 783-2525
Fax (717) 783-2831
willloyd@state.pa.us
llepkoski@state.pa.us

C.J. Zwick, Esquire
McNees, Wallace & Nurick
100 Pine Street
Harrisburg, PA 17108
Phone: 717-237-5298
cswick@mwn.com

Richard A. Kanaskie, Esquire
Pennsylvania Public Utility Commission
400 North Street, 3rd Floor
Commonwealth Keystone Building
Harrisburg, PA 17120
Phone: (717) 783-6184
rkanaskie@state.pa.us

Charles E. Thomas, Jr., Esquire
Thomas T. Niesen, Esquire
Thomas, Long, Niesen & Kennard
212 Locust Street, Suite 500
Harrisburg, PA 17108-9500
Phone: (717) 255-7600
Fax: (717) 236-8278
cthomasjr@titanlaw.com
tniesen@titanlaw.com

Christy M. Appleby, Esquire
Tanya J. McCloskey, Esquire
Office of Consumer Advocate
555 Walnut Street
5th Floor Forum Place
Harrisburg, PA 17101-1923
Bus. (717) 783-5048
Fax (717) 783-7152
cappleby@paoca.org
tmccloskey@paoca.org

John L. Munsch, Esquire
West Penn Power Company
800 Cabin Hill Drive
Greensburg, PA 15601-7737
Phone: (724)838-6210
Fax: (724) 838-6177
jmunsch@alleghenypower.com

Kurt Klappkowski, Esquire
Commonwealth of Pennsylvania
Department of Environmental Protection
RCSOB, 9th Floor
400 Market Street
Harrisburg, PA 17101-2301
Phone: (717) 787-7060
Fax: (717) 783-7911
kklappkowsk@state.pa.us

Harry S. Geller, Esquire
Julie George, Esquire
Pennsylvania Utility Law Project
118 Locust Street
Harrisburg, PA 17101
hgellerpulp@palegalaid.net
jgeorgepulp@palegalaid.net

Date: December 22, 2010



John F. Povilaitis
RYAN, RUSSELL, OGDEN & SELTZER P.C.
800 North Third Street, Suite 101
Harrisburg, PA 17102-2025
Phone: (717) 236-7714
Fax: (717) 236-7816
Email: JPovilaitis@RyanRussell.com