



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

January 3, 2011

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

Re: Pennsylvania Public Utility Commission v.  
Petition of West Penn Power Company d/b/a Allegheny Power for  
Expedited Approval of its Smart Meter Technology Procurement and  
Installation Plan

Docket No. M-2009-2123951

Dear Secretary Chiavetta:

On December 13, 2010, the Office of Trial Staff (“OTS”) was served two separate Petitions with respect to the above referenced proceeding. The first petition was submitted by the Pennsylvania Communities Organizing for Change, Inc. d/b/a ACTION United (“PCOC”) and was identified as an Amended Petition to Intervene, Or in the Alternative to Submit Comments. The other petition was submitted by the Office of Consumer Advocate (“OCA”) and was presented as a Petition for Leave to File a Reply. OTS maintains that both petitions represent a response to its Answer to PCOC’s original Petition to Intervene.

Under normal circumstances, OTS would oppose these submissions and continue its opposition to PCOC’s intervention based on the representations in the previously submitted Answer. However, as this proceeding has been referred to the Office of Administrative Law Judge (“OALJ”) for further proceedings by Secretarial Letter dated December 8, 2010, OTS believes that the problem with the timing of PCOC’s original Petition to Intervene has been cured. As there will now be ample opportunity to evaluate the record in this proceeding, OTS does not oppose the intervention of PCOC in this proceeding.

Sincerely,

Richard A. Kanaskie  
Senior Prosecutor  
Office of Trial Staff  
PA Attorney I.D. #80409

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cc: Parties of record

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 am serving the foregoing **Correspondence** dated January 3, 2011, either personally, by first class mail, electronic mail, express mail and/or by fax upon the persons listed below, in accordance with the requirements of § 1.54 (relating to service by a party):

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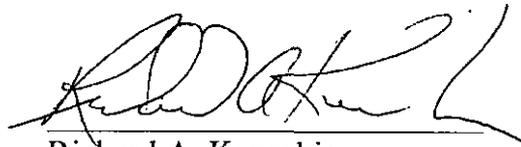
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