



17 North Second Street  
12th Floor  
Harrisburg, PA 17101-1601  
717-731-1970 Main  
717-731-1985 Fax  
www.postschell.com

---

Andrew S. Tubbs

atubbs@postschell.com  
717-612-6057 Direct  
717-731-1985 Fax  
File #: 140069

April 30, 2012

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

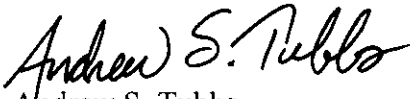
**RE: Petition of PPL Electric Utilities Corporation for Approval of its Energy Efficiency and Conservation Plan - Docket No. M-2009-2093216**

Dear Secretary Chiavetta:

Enclosed on behalf of PPL Electric Utilities Corporation is the Stipulation for Admission of Evidence for the above-referenced proceeding.

Copies have been provided to the persons in the manner indicated on the certificate of service.

Respectfully Submitted,

  
Andrew S. Tubbs

AST/jl

Enclosures

cc: Honorable Elizabeth Barnes  
Certificate of Service

RECEIVED  
2012 APR 30 PM 4:05  
PA PUC  
SECRETARY'S BUREAU

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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

RECEIVED  
2012 APR 30 PM 4:06  
PA PUC  
SECRETARY'S BUREAU

**STIPULATION FOR ADMISSION OF EVIDENCE**

**TO ADMINISTRATIVE LAW JUDGE ELIZABETH H. BARNES:**

PPL Electric Utilities Corporation ("PPL Electric" or the "Company"), PP&L Industrial Customer Alliance ("PPLICA") and the Sustainable Energy Fund of Central Eastern Pennsylvania ("SEF"), all parties to the above-captioned proceeding (hereinafter collectively referred to as the "Parties"), file this Stipulation for Admission of Evidence in the above-captioned proceeding (the "Evidence Stipulation").

In support of the Evidence Stipulation, the Parties represent as follows:

1. On February 2, 2012, PPL Electric filed the "Petition of PPL Electric Utilities Corporation for Approval of Changes to Its Act 129 Energy Efficiency and Conservation Plan" ("Petition") requesting Commission approval for both minor and non-minor changes to its EE&C Plan.<sup>1</sup>

2. Pursuant to the schedule established in the *Expedited Process Order*, on March 7, 2012, the Office of Consumer Advocate ("OCA"), the Pennsylvania Communities Organizing Change d/b/a Action United, Inc. ("PCOC"), PPLICA, and SEF filed comments in this proceeding.

---

<sup>1</sup> Although the Commission established a bifurcated process for approving minor and non-minor proposed changes to the EE&C Plans, PPL Electric filed a single petition which included both minor and non-minor changes. and, therefore, the Company did not request expedited review of the minor changes. See the June 10, 2011 Final Order at Docket No. M-2008-2069887 ("*Expedited Process Order*")

3. On March 26, 2012, PPL Electric filed reply comments.

4. By Secretarial Letter issued on April 10, 2012, the Commission referred PPL Electric's Petition to the Office of Administrative Law Judge for expedited evidentiary hearings. Specifically, the Commission directed the Administrative Law Judge ("ALJ") to proceed such the ALJ could certify the record of this proceeding to the Commission by May 1, 2012.

5. An informal Prehearing Conference was held on April 17, 2012. At the Prehearing Conference, ALJ Elizabeth H. Barnes established a litigation schedule.

6. The parties participated in a number of discussions over the course of this proceeding. As a result of those discussions, PPL Electric, PPLICA and SEF have reached a settlement of all issues in this proceeding prior to the date scheduled for serving testimony or evidentiary hearings.<sup>2</sup> The Joint Petition for Settlement was filed with the Commission and submitted to the ALJ on April 30, 2012. In conjunction with the Joint Petition for Settlement, the Parties have entered into this Evidence Stipulation with regard to admission by stipulation of the following into the record:

**A. PPL Electric Petition, Exhibits and Comments**

(a) Petition of PPL Electric Utilities Corporation For Approval of Changes to Its  
Act 129 Energy Efficiency and Conservation Plans and Appendices A and B;

(b) Reply Comments of PPL Electric Utilities Corporation

**B. PPLICA Comments**

(a) Comments of the PP&L Industrial Customer Alliance

**C. SEF Comments**

(a) Comments of the Sustainable Energy Fund of Central Eastern Pennsylvania

---

<sup>2</sup> The Commission's Bureau of Investigation & Enforcement, the Office of Small Business Advocate, the OCA, PCOC, Richards Energy Group, Inc. and Eric Epstein, *pro se* have indicated that they do not object to the Settlement.

7. The admission by stipulation of the foregoing filings and exhibits is subject to approval of the Joint Petition for Settlement of the Commission. As set forth in the Joint Petition for Settlement, all Parties reserve their right to submit further testimony and to cross-examine witnesses in the event the Joint Petition for Settlement is not approved.

WHEREFORE, the Parties, by their respective counsel, respectfully request that the Honorable Administrative Law Judge Elizabeth H. Barnes admit the foregoing filings into the record in this proceeding.

Respectfully submitted,



David B. MacGregor, Esquire  
Andrew S. Tubbs, Esquire  
Paul E. Russell, Esquire

Date: 4-30-12

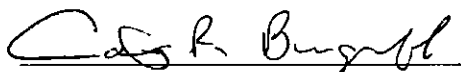
For: *PPL Electric Utilities Corporation*



Pamela C. Polacek, Esquire  
Adeolu Bakare, Esquire

Date: 4-30-12

For: *PP&L Industrial Customer Alliance*



Craig R. Burgraff, Esquire

Date: 4-30-12

For: *Sustainable Energy Fund of Central Eastern Pennsylvania*

RECEIVED  
2012 APR 30 PM 4:06  
FA PUC  
SECRETARY'S BUREAU

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

### VIA E-MAIL & FIRST CLASS MAIL

James A. Mullins  
Tanya J. McCloskey  
Office of Consumer Advocate  
555 Walnut Street  
Forum Place, 5th Floor  
Harrisburg, PA 17101-1923  
E-Mail: [jmullins@paoca.org](mailto:jmullins@paoca.org)  
E-Mail: [tmccloskey@paoca.org](mailto:tmccloskey@paoca.org)

Allison Curtin Kaster  
Bureau of Investigation & Enforcement  
Commonwealth Keystone Building  
400 North Street, 2nd Floor West  
PO Box 3265  
Harrisburg, PA 17105-3265  
E-Mail: [akaster@state.pa.us](mailto:akaster@state.pa.us)

Sharon Webb  
Office of Small Business Advocate  
Commerce Building  
300 North Second Street, Suite 1102  
Harrisburg, PA 17101  
E-Mail: [swebb@state.pa.us](mailto:swebb@state.pa.us)

Pamela C. Polacek  
Adeolu Bakare, Esquire  
McNees, Wallace & Nurick  
100 Pine Street  
PO Box 1166  
Harrisburg, PA 17108-1166  
E-Mail: [ppolacek@mwn.com](mailto:ppolacek@mwn.com)  
E-Mail: [abakare@mwn.com](mailto:abakare@mwn.com)  
*PP&L Industrial Customer Alliance*

Craig R. Burgraff  
Todd A. Stewart  
Hawke, McKeon & Sniscak LLP  
Harrisburg Energy Center  
100 North Tenth Street  
PO Box 1778  
Harrisburg, PA 17105-1778  
E-Mail: [crburgraff@hmsk-law.com](mailto:crburgraff@hmsk-law.com)  
E-Mail: [TSSStewart@hmslegal.com](mailto:TSSStewart@hmslegal.com)  
*Sustainable Energy Fund for Central Eastern PA*

### VIA E-MAIL ONLY

Thomas J. Sniscak  
Kevin J. McKeon  
Hawke McKeon & Sniscak LLP  
100 North Tenth Street  
PO Box 1778  
Harrisburg, PA 17105  
E-Mail: [tjsniscak@hmsk-law.com](mailto:tjsniscak@hmsk-law.com)  
E-Mail: [kjmckeon@hmslegal.com](mailto:kjmckeon@hmslegal.com)  
*UGI Utilities, Inc. – Gas Division*  
*UGI Penn Natural Gas, Inc. and*  
*UGI Central Penn Gas, Inc.*

Kurt E. Klapkowski  
PA Department of Environmental Protection  
400 Market Street, 9th Floor  
Harrisburg, PA 17101-2301  
E-Mail: [kklapkowski@state.pa.us](mailto:kklapkowski@state.pa.us)  
*PA Department of Environmental Protection*

Craig A. Doll  
25 West Second Street  
PO Box 403  
Hummelstown, PA 17036  
E-Mail: [CDoll76342@aol.com](mailto:CDoll76342@aol.com)  
*Richards Energy Group, Inc.*

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

APR 30 2012

RECEIVED

Eric Joseph Epstein  
4100 Hillsdale Road  
Harrisburg, PA 17112  
E-Mail: [lechambon@comcast.net](mailto:lechambon@comcast.net)  
*Eric J. Epstein, Pro se*

Daniel Clearfield  
Carl R. Shultz  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8<sup>th</sup> Floor  
PO Box 1248  
Harrisburg, PA 17108-1248  
E-Mail: [dclearfield@eckertseamans.com](mailto:dclearfield@eckertseamans.com)  
E-Mail: [cshultz@eckertseamans.com](mailto:cshultz@eckertseamans.com)  
*Direct Energy Business, LLC*

Mark C. Morrow  
UGI Utilities, Inc.  
460 North Gulph Road  
King of Prussia, PA 19406  
E-Mail: [morrowm@ugicorp.com](mailto:morrowm@ugicorp.com)  
*UGI Utilities, Inc. – Gas Division*  
*UGI Penn Natural Gas, Inc. and*  
*UGI Central Penn Gas, Inc.*

Kent D. Murphy  
UGI Utilities, Inc.  
460 North Gulph Road  
King of Prussia, PA 19406  
E-Mail: [murphyke@ugicorp.com](mailto:murphyke@ugicorp.com)  
*UGI Utilities, Inc. – Gas Division*  
*UGI Penn Natural Gas, Inc. and*  
*UGI Central Penn Gas, Inc.*

John K. Baillie  
Citizens for Pennsylvania's Future  
425 Sixth Avenue, Suite 2770  
Pittsburgh, PA 15219  
E-Mail: [baillie@pennfuture.org](mailto:baillie@pennfuture.org)  
*Citizens for Pennsylvania's Future*

Frank Richards  
Richards Energy Group  
781 S. Chiques Road  
Manheim, PA 17545  
E-Mail: [frichards@richardsenergy.com](mailto:frichards@richardsenergy.com)  
*Richards Energy Group, Inc.*

Carolyn Pengidore  
President/CEO  
ClearChoice Energy  
1500 Oxford Drive, Suite 210  
Bethel Park, PA 15102  
E-Mail: [Carolyn@ClearChoice-Energy.com](mailto:Carolyn@ClearChoice-Energy.com)  
*Comperio Energy d/b/a ClearChoice Energy*

Harry S. Geller  
Julie George  
Pennsylvania Utility Law Project  
118 Locust Street  
Harrisburg, PA 17101-1414  
E-Mail: [hgellerpulp@palegalaid.net](mailto:hgellerpulp@palegalaid.net)  
E-Mail: [jgeorgepulp@palegalaid.net](mailto:jgeorgepulp@palegalaid.net)  
*Pennsylvania Communities Organizing for Change*

Christopher A. Lewis  
Christopher R. Sharp  
Blank Rome, LLP  
One Logan Square  
Philadelphia, PA 19103  
E-Mail: [Lewis@blankrome.com](mailto:Lewis@blankrome.com)  
E-Mail: [Sharp@blankrome.com](mailto:Sharp@blankrome.com)  
*Field Diagnostic Services, Inc.*

Divesh Gupta  
Constellation Energy Group, Inc.  
111 Market Place, Suite 500  
Baltimore, MD 21202  
E-Mail: [divesh.gupta@constellation.com](mailto:divesh.gupta@constellation.com)  
*Constellation New Energy*

Ruben S. Brown, M.A.L.D.  
President, The E Cubed Company, LLC  
201 W. 70<sup>th</sup> Street, Apt. 41E  
New York, NY 10023-4386  
E-Mail: [ruben.brown.ecubed.llc@gmail.com](mailto:ruben.brown.ecubed.llc@gmail.com)  
*The E-Cubed Company, LLC*

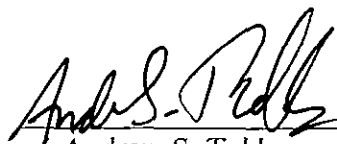
Kathleen M. Greely  
Program Manager  
PA Home Energy  
Performance Systems Development  
297 ½ Chestnut Street  
Meadville, PA 16335  
E-Mail: [kgreely@psdconsulting.com](mailto:kgreely@psdconsulting.com)  
*PA Home Energy*

Steve Pincus  
Assistant General Counsel  
PJM Interconnection, LLC  
955 Jefferson Avenue  
Norristown, PA 19403  
E-mail: [pincus@pjm.com](mailto:pincus@pjm.com)  
*PJM Interconnection, LLC*

Peter J. Krajsa  
Chairman and CEO  
AFC First Financial Corporation  
Great Bear Center at Brookside  
1005 Brookside Road  
PO Box 3558  
Allentown, PA 18106  
E-Mail: [pkrajsa@afcfirst.com](mailto:pkrajsa@afcfirst.com)  
*Keystone HELP Energy Efficiency Loan and  
Rebate Program c/o AFC First Financial  
Corporation*

Scott H. DeBroff  
Alicia R. Duke  
Rhoads & Sinon LLP  
One South Market Square  
12<sup>th</sup> Floor  
PO Box 1146  
Harrisburg, PA 17108-1146  
E-Mail: [sdebroy@rhoads-sinon.com](mailto:sdebroy@rhoads-sinon.com)  
E-Mail: [aduke@rhoads-sinon.com](mailto:aduke@rhoads-sinon.com)  
*EnerNOC, Inc.*

Date: April 30, 2012

  
\_\_\_\_\_  
Andrew S. Tubbs