**BEFORE THE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission :

 :

 v. : R-2012-2290597

 :

 Petition of PPL Electric Utilities Corporation :

**PREHEARING CONFERENCE ORDER**

First Prehearing Order

A prehearing conference has been scheduled in the above-captioned case for at **10:00 am. Thursday, May 31, 2012 in Hearing Room 2**, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA. The parties are directed to comply with the following:

1. **All parties must serve me directly** (electronically at scolwell@state.pa.us and by hard copy) with any document you file in this proceeding**.** If you send me any document or correspondence, you must send a copy to all other parties in the case. It is not sufficient to file with the Secretary’s Bureau and expect me to receive a copy of your filing. The current service list is attached to this order. The correct address is Administrative Law Judge Susan D. Colwell, P.O. Box 3265, Harrisburg PA 17105-3265.

 2. Pursuant to 52 Pa. Code §1.55, each party shall be limited to one entry on the service list, although there can be more than one name listed. In the prehearing memo, parties shall provide the name, business address, business telephone number, business fax number (if any), and business e-mail address (if any) of the person they wish to have listed on the service list. Parties may arrange service among themselves as they agree. The parties are permitted without further order to limit the service of documents to parties who indicate that they do not wish to be served with such documents. PA Code references in this Order are accessible at [www.pacode.com](http://www.pacode.com).

3. Pursuant to 52 Pa. Code §§1.21-1.23, you may represent yourself, if you are an individual, or you may have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted pro hac vice, represent you. However, if you are a partnership, corporation, trust, association, joint venture, other business organization, trust, trustee, legal representative, receiver, agency, governmental entity, municipality or other political subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania or admitted pro hac vice represent you in this proceeding. Unless you are an attorney, you may not represent someone else. Attorneys shall ensure that their appearances are entered in accordance with the provisions of 52 Pa. Code § 1.24(b).

4. Failure of a party to participate in the conference shall constitute a waiver of all objections to the agreements reached, and any order or ruling with respect thereto.

5. Please review the regulation pertaining to prehearing conferences, 52 Pa. Code § 5.222. Be prepared to discuss possibilities for settlement, discovery issues, issues relating to the public input and evidentiary hearings that will be held, service among parties and all other procedural issues relevant to this proceeding. In addition, note subsection (d), which provides, in part:

 (d) Parties and counsel will be expected to attend the conference fully prepared for a useful discussion of all problems involved in the proceeding, both procedural and substantive, and fully authorized to make commitments with respect thereto. 52 Pa. Code § 5.222.

6. The following matters shall be addressed at the prehearing conference:

(a) Establishment of the official service list, and an informal e-mail distribution list.

(b) Participation in the public input hearings.

(c) Modification of the Commission’s rules pertaining to discovery (52 Pa. Code, Subchapter D) and subpoenas (52 Pa. Code §5.421).

(d) Other matters that may aid in the orderly conduct and disposition of the proceeding and the furtherance of justice, including but not limited to the following:

 (1) Simplification of the issues;

 (2) The obtaining of admissions as to, or stipulations of, facts not in dispute, or the authenticity of documents which might properly shorten the hearing;

 (3) Limitations as to the number of witnesses.

 (4) Limitations of time and scope for direct and cross-examinations

7. The following schedule has been submitted by the Company and the public advocates and will be adopted unless there is good cause to change it:

Prehearing conference May 31, 2012

Public input hearings June 15, 2012 2:00 pm Scranton

 June 20, 2012 2:00 pm Bethlehem

 June 20, 2012 6:00 pm Allentown

 June 21, 2012 6:00 pm Harrisburg

Direct testimony of other parties June 22, 2012

Rebuttal testimony July 16, 2012

Surrebuttal testimony August 1, 2012

Evidentiary hearings August 6, 7, 9, 10, 2012

Close of record August 10, 2012

Main briefs August 29, 2012

Reply briefs September 14, 2012

Recommended decision October 19, 2012

Public meeting December 20, 2012

 8. On or before 12:00 p.m., **Friday, May 25, 2012**, each litigating party shall file and serve a prehearing memorandum which shall include a list of the issues and sub-issues in this proceeding which the party intends to address and a statement of the party’s position on each of the issues and sub-issues listed, and the names, business addresses, and telephone numbers of witnesses the party expects to call and the subject matter of each witness’ testimony. If a party is unable to prepare and serve a prehearing memorandum, it must be prepared to state on the record the issues they intend to address and the witnesses to be presented.

 9. Please review the regulations relating to discovery, specifically 52 Pa. Code § 5.331(b), which provides, inter alia, that participants try to initiate discovery as early in the proceeding as possible, and 52 Pa. Code § 5.322, which encourages parties to exchange information on an informal basis. The parties are expected to pursue resolution of discovery issues among themselves; motions to compel should be filed only after such efforts have failed.

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| Date:  | May 17, 2012  |  |  |
|  |  |  | Susan D. ColwellAdministrative Law Judge  |