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**VIA ELECTRONIC FILING**

August 1, 2016

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17105-3265

*Re: Pennsylvania Public Utility Commission v. West Penn Power Company;  
Docket No. R-2016-2537359, et. al.*

Dear Secretary Chiavetta:

Please find enclosed the PREHEARING MEMORANDUM OF AK STEEL CORPORATION for filing in the above-captioned proceeding.

By copy of this letter, all parties listed on the Certificate of Service have been served.

Respectfully submitted,



David F. Boehm, Esq. (PA Attorney I.D. # 72752)  
**BOEHM, KURTZ & LOWRY**

**COUNSEL FOR AK STEEL CORPORATION**

DFBkew  
Enclosure

cc: Certificate of Service  
ALJ Mary D. Long  
Pa. Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission, <i>et al.</i>	:	R-2016-2537349, <i>et al.</i>
v.	:	
Metropolitan Edison Company	:	

Pennsylvania Public Utility Commission, <i>et al.</i>	:	R-2016-2537352, <i>et al.</i>
v.	:	
Pennsylvania Electric Company	:	

Pennsylvania Public Utility Commission, <i>et al.</i>	:	R-2016-2537355, <i>et al.</i>
v.	:	
Pennsylvania Power Company	:	

Pennsylvania Public Utility Commission, <i>et al.</i>	:	R-2016-2537359, <i>et al.</i>
v.	:	
West Penn Power Company	:	

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**PREHEARING MEMORANDUM OF  
THE AK STEEL CORPORATION**

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Since AK Steel's application to intervene was submitted and granted only after the June 16, 2016 deadline set by Administrative Law Judge ("ALJ") Mary D. Long for the filing of Prehearing Memoranda pursuant to her June 9, 2016 Prehearing Order, AK Steel only now submits the required Prehearing Memorandum in satisfaction of that order for filing in the above-captioned proceedings.

**I. HISTORY OF THE PROCEEDING**

On April 28, 2016, West Penn Power Company ("West Penn" or "Company") filed with the Pennsylvania Public Utility Commission ("Commission" or "PUC") Supplement No. 10 to West Penn's Tariff Electric – Pa. PUC No. 38, and Supplement No. 15 to the West Penn's Tariff Electric Pa. P.U.C. No. 40, proposing an annual increase in rates of \$98.2 million to become effective on June 27, 2016. The Commission suspended the filings further until January 27, 2017. AK Steel is a customer of West Penn served pursuant to Rate Schedule 46. The increase to Rate 46 customers calculated as an increase in West Penn's distribution charges is approximately 36.16%.

## **II. SERVICE LIST**

For purposes of service in the above-captioned proceeding, please direct all communications to:

David F. Boehm, Esq. (PA Attorney I.D. # 72752)  
BOEHM, KURTZ & LOWRY  
36 East Seventh Street, Suite 1510  
Cincinnati, Ohio 45202  
Ph: (513) 421-2255 Fax: (513) 421.2764  
Email: [dboehm@BKLlawfirm.com](mailto:dboehm@BKLlawfirm.com)

## **III. ANTICIPATED ISSUES AND SUB ISSUES:**

AK Steel has already filed its testimony in this case and has addressed issues concerning the class cost of service study (CCOSS), revenue allocation among the rate classes and rate design. AK Steel anticipates pursuing these issues during this proceeding and also reserves the right to raise further issues and to respond to all matters raised by other parties.

## **IV. PROPOSED WITNESSES**

AK Steel has sponsored testimony regarding the aforementioned issues by the following witness:

Richard A. Baudino  
J. Kennedy & Associates  
570 Colonial Park Drive, Suite 305  
Roswell, GA 30075  
Ph: (770) 992-2027 Fax: (770) 992-0806  
[rbaudino@jkenn.com](mailto:rbaudino@jkenn.com)

AK Steel reserves the right to modify or supplement this witness list during the course of this proceeding. In the event that AK Steel decides to modify or supplement the witness list, it will inform the parties and the ALJ as soon as possible of the intended witnesses. AK Steel also intends to participate in this proceeding through the submission of discovery, cross-examination of other parties' witnesses, and the submission of briefs, exceptions, and reply exceptions, if necessary.

## **V. PROPOSED SCHEDULE AND DISCOVERY RULES**

AK Steel accepts the discovery and litigation schedule ordered by the ALJ in this case.

## **VI. POSSIBILITY OF SETTLEMENT**

AK Steel was an active participant in the negotiations that lead to the settlement of the previous West Penn rate case and welcomes the opportunity to participate in the negotiations of a settlement in this case.

Respectfully submitted,



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David F. Boehm, Esq. (PA Attorney I.D. # 72752)

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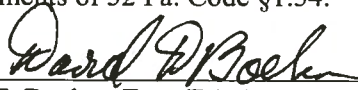
e-mail: [dboehm@BKLawfirm.com](mailto:dboehm@BKLawfirm.com)

August 2, 2016

**COUNSEL FOR AK STEEL CORPORATION**

**CERTIFICATE OF SERVICE**

I hereby certify that on this 2<sup>nd</sup> day of August, 2016 I served a true copy of the PREHEARING MEMORANDUM OF AK STEEL CORPORATION on the following persons listed on the attached Certificate of Service in the matter specified in accordance with the requirements of 52 Pa. Code §1.54.

A handwritten signature in black ink, appearing to read "David F. Boehm", is written over a horizontal line.

David F. Boehm, Esq. (PA Attorney I.D. # 72752)  
COUNSEL FOR AK STEEL CORPORATION

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