

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

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IRWINA. POPOWSKY
Consumer Advocate

July 28, 2009

James J. McNulty
Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

RE: Philadelphia Gas Works Universal Services
and Energy Conservation Plan 2008-2010
Submitted in Compliance with
52 Pa. Code § 62.4
Docket No. M-00072021

Dear Secretary McNulty:

Enclosed for filing is the Intervention and Public Statement of the Office of Consumer Advocate, in the above-referenced proceeding.

Copies have been served as indicated on the enclosed Certificate of Service.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Christy M. Appleby".

Christy M. Appleby
Assistant Consumer Advocate
PA Attorney I.D. # 85824

Enclosures

cc: Administrative Law Judge
Office of Special Assistants

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

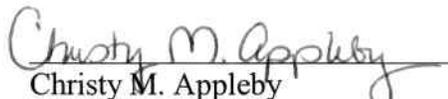
Philadelphia Gas Works Universal	:	
Services and Energy Conservation	:	Docket No. M-00072021
Plan 2008-2010 Submitted in	:	
Compliance with 52 Pa. Code § 62.4	:	

NOTICE OF INTERVENTION

Pursuant to 52 Pa. Code Sections 5.71-74, the Office of Consumer Advocate hereby gives Notice of Intervention in the above-captioned proceeding. A copy of all correspondence and notices, documents, orders or other communications with respect to the above-captioned proceeding should be addressed to the following:

Christy M. Appleby
Assistant Consumer Advocate
PA Attorney I.D. # 85824
E-Mail: CAppleby@paoca.org
Tanya J. McCloskey
Senior Assistant Consumer Advocate
PA Attorney I.D. # 50044
E-Mail: TMcCloskey@paoca.org
Office of Consumer Advocate
555 Walnut Street
5th Floor, Forum Place
Harrisburg, PA 17101-1923
Phone: (717) 783-5048
Fax: (717) 783-7152

Respectfully submitted,


Christy M. Appleby
Assistant Consumer Advocate

Dated: July 28, 2009
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PUBLIC STATEMENT OF THE
OFFICE OF CONSUMER ADVOCATE
PURSUANT TO 71 P.S. SECTION 309-4(e)

Act 161 of the Pennsylvania General Assembly, 71 P.S. Section 309-2, as enacted July 9, 1976, authorizes the Consumer Advocate to represent the interests of consumers before the Pennsylvania Public Utility Commission (PUC or Commission). In accordance with Act 161, and for the following reasons, the Consumer Advocate determined to file an Answer and Intervention and participate in proceedings before the Commission involving the Petition of Philadelphia Gas Works to Amend Philadelphia Gas Works' Universal Service and Energy Conservation Plan 2008-2010.

On July 8, 2009, Philadelphia Gas Works (PGW) filed its Petition to Amend Philadelphia Gas Works' Universal Services and Energy Conservation Plan 2008-2010 (Plan). In its Petition, PGW requests amendment of the Plan to revise the manner in which the Company applies the federal Low Income Home Energy Assistance Program (LIHEAP) cash grants to the accounts of low-income Customer Responsibility Program (CRP) participants. PGW states that it seeks to amend the Plan because the Pennsylvania Department of Public Welfare (DPW) has ordered PGW to do so as a condition for allowing PGW to continue as a LIHEAP vendor in future heating seasons. Petition at 1. Further, PGW states that DPW requires that going forward and retroactively for all grants issued during the 2008 season that PGW must apply the cash grants directly to past due CRP bills. Petition at 3.

The objective of the Consumer Advocate in filing a Notice of Intervention is to protect the interests of the customers in the Company's service territory. The OCA will seek to ensure that any changes to the program design and cost recovery mechanism benefit customers; that the proposed cost recovery results in rates that are just and reasonable and that both the CRP program and the

proposed cost recovery is in compliance with all Commission regulations, statutes and applicable case law.

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CERTIFICATE OF SERVICE

Philadelphia Gas Works Universal :
Services and Energy Conservation : Docket No. M-00072021
Plan 2008-2010 Submitted in :
Compliance with 52 Pa. Code § 62.4 :

I hereby certify that I have this day served a true copy of the foregoing document, the Notice of Intervention and Public Statement of the office of Consumer Advocate, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code Section 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 28th day of July, 2009.

SERVICE BY E-MAIL and INTEROFFICE MAIL

Johnnie E. Simms, Esquire
Office of Trial Staff
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

SERVICE BY E-MAIL and FIRST CLASS MAIL

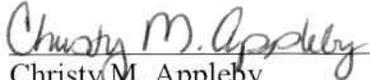
Daniel Clearfield, Esquire
Eckert Seamans Cherin & Mellott, LLC
8th Floor
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Counsel for: *Philadelphia Gas Works*

Denise Adamucci, Esquire
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Philadelphia Gas Works
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Steven C. Gray
Assistant Small Business Advocate
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Commerce Building, Suite 1102
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Philadelphia, PA 19102
Counsel for:

Harrisburg, PA 17101
Counsel for: *Office of Small Business Advocate*
Charis Mincavage, Esquire
McNees, Wallace, Nurick, LLC
P.O. Box 166
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Harrisburg, PA 17101
Counsel for:


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Tanya J. McCloskey
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