



# CITY OF PHILADELPHIA

LAW DEPARTMENT  
One Parkway  
1515 Arch Street  
Philadelphia, PA 19102-1595

*Shelly R. Smith*  
*City Solicitor*

*(215) 683-5170 (phone)*  
*(215) 683-5175 (fax)*

August 7, 2009

Via Hand Delivery and E-mail

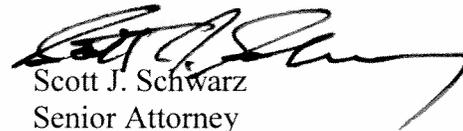
Honorable Marlane R. Chestnut  
Administrative Law Judge  
Pennsylvania Public Utility Commission  
1302 Philadelphia State Office Building  
1400 West Spring Garden Street  
Philadelphia, PA 19130

Re: Petition of PECO Energy Company for Approval of its Act 129 Energy  
Efficiency and Conservation Plan and Expedited Approval of its Compact  
Fluorescent Lamp Program  
Docket No. M-2009-2093215

Dear Judge Chestnut:

Enclosed are two copies of the testimony of the City of Philadelphia's witnesses, William E. Toffey and Joseph M. Doyle, in the above-caption matter, along with a Certificate of Service showing that copies of the testimony have been served on all parties of record. Mr. Doyle's testimony addresses the proposed SL-P Rate for City of Philadelphia street lighting, as it appears in Exhibit RAS-1 of PECO's Petition. PECO has asked us to acknowledge that we brought an error in the proposed SL-P rate to its attention and that it will file revised tariff pages after all of the comments are filed.

Very truly yours,

  
Scott J. Schwarz  
Senior Attorney

Enclosures

cc: Per Certificate of Service  
James J. McNulty (Letter and Certificate of Service Only)

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company for :  
Approval of its Act 129 Energy Efficiency :  
and Conservation Plan and Expedited : Docket No. M-2009-2093215  
Approval of its Compact Fluorescent :  
Lamp Program :

**CERTIFICATE OF SERVICE**

I hereby certify that I am serving a true and correct copy of the foregoing documents, Direct Testimony of William E. Toffey and Direct Testimony of Joseph M. Doyle, upon the individuals listed below, in accordance with the requirements of 52 Pa Code § 1.54 (relating to service by parties) and the Pre-Hearing Order dated July 30, 2009.

**Via Electronic Mail and Hand Delivery**

The Honorable Marlene R. Chestnut  
Administrative Law Judge  
Pennsylvania Public Utility Commission  
1302 Philadelphia State Office Building  
1400 West Spring Garden Street  
Philadelphia, PA 19130  
[machestnut@state.pa.us](mailto:machestnut@state.pa.us)  
[kniesborel@state.pa.us](mailto:kniesborel@state.pa.us)

**Via Electronic Mail and First Class Mail**

Romulo Diaz, Esquire  
Anthony E. Gay, Esquire  
Exelon Business Services Company  
2301 Market Street, S23-1  
P.O. Box 8699  
Philadelphia, PA 19101-8699  
215-841-4635 215-568-3389 (fax)  
[Anthony.Gay@exeloncorp.com](mailto:Anthony.Gay@exeloncorp.com)  
[Romulo.Diaz@exeloncorp.com](mailto:Romulo.Diaz@exeloncorp.com)

Richard A. Kanaskie, Esquire  
Carrie Wright, Esquire

Office of Trial Staff  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
717-787-1976 717-772-2677 (fax)  
[rkanaskie@state.pa.us](mailto:rkanaskie@state.pa.us)  
[carwright@state.pa.us](mailto:carwright@state.pa.us)

Daniel G. Asmus, Esquire  
Office of Small Business Advocate  
Commerce Building, Suite 1102  
300 N. Second Street  
Harrisburg, PA 17101  
717-783-2525 717-783-2831 (fax)  
[dasmus@state.pa.us](mailto:dasmus@state.pa.us)

Tanya McCloskey, Esquire  
Jennedy Johnson, Esquire  
Office of Consumer Advocate  
555 Walnut Street  
5<sup>th</sup> Floor, Forum Place  
Harrisburg, PA 17101  
717-783-5048 717-783-7152 (fax)  
[tmccloskey@paoca.org](mailto:tmccloskey@paoca.org)  
[jjohnson@paoca.org](mailto:jjohnson@paoca.org)

Charis Mincavage, Esquire  
Barry A. Naum, Esquire  
Shelby A. Linton-Keddie, Esquire  
McNees Wallace & Nurick LLC  
100 Pine Street  
P.O. Box 1166  
Harrisburg, PA 17108-1166  
717-237-8000 717-260-1730 (fax)  
[cmincavage@mwn.com](mailto:cmincavage@mwn.com)  
[bnaum@mwn.com](mailto:bnaum@mwn.com)  
[skeddie@mwn.com](mailto:skeddie@mwn.com)

Jonathan Stein, Esquire  
Philip Bertocci, Esquire  
Thu B. Tran, Esquire  
Community Legal Services Inc.  
1424 Chestnut Street  
Philadelphia, PA 19103  
215-981-3777 267-765-6481 (fax)  
[jstein@clsphila.org](mailto:jstein@clsphila.org)

[pbertocci@clsphila.org](mailto:pbertocci@clsphila.org)

[ttran@clsphila.org](mailto:ttran@clsphila.org)

Roger Clark, Esquire  
The Reinvestment Fund  
Sustainable Development Fund  
718 Arch Street, Suite 300 North  
Philadelphia, PA 19106  
215-574-5814      215-574-5914 (fax)  
[roger.clark@trfund.com](mailto:roger.clark@trfund.com)

Harry Geller  
John Gerhard  
Pennsylvania Utility Project  
118 Locust Street  
Harrisburg, PA 17101  
717-232-2719  
[hgellerpulp@palegalaid.net](mailto:hgellerpulp@palegalaid.net)  
[jgerhardpulp@palegalaid.net](mailto:jgerhardpulp@palegalaid.net)

Charles McPhedran  
John Baillie  
PennFuture  
1518 Walnut Street, Suite 1100  
Philadelphia, PA 19102  
215-545-9693      215-545-9637 (fax)  
[mcphebran@pennfuture.org](mailto:mcphebran@pennfuture.org)  
[baillie@pennfuture.org](mailto:baillie@pennfuture.org)

Scott Perry, Esquire  
Aspassia V. Staevska, Esquire  
Department of Environmental Protection  
RCSOB, 9<sup>th</sup> Floor  
400 Market Street  
Harrisburg, PA 17101-2301  
717-787-7060      717-783-7911 (fax)  
[scperry@state.pa.us](mailto:scperry@state.pa.us)  
[astaevska@state.pa.us](mailto:astaevska@state.pa.us)

Christopher Lewis, Esquire  
Christopher Sharp, Esquire  
Melanie Tambolas, Esquire  
Blank and Rome LLP  
One Logan Square  
130 North 18<sup>th</sup> Street  
Philadelphia, PA 19103-6998

215-569-5793            215-832-5793 (fax)  
[lewis@blankrome.com](mailto:lewis@blankrome.com)  
[Sharp@blankrome.com](mailto:Sharp@blankrome.com)  
[Tambolas@blankrome.com](mailto:Tambolas@blankrome.com)

Daniel Clearfield, Esquire  
Kevin Moody, Esquire  
Eckert Seamans  
213 Market Street, 8<sup>th</sup> Floor  
Harrisburg, PA 17101-2132  
717-237-7160            717-237-6019 (fax)  
[dclearfield@eckertseamans.com](mailto:dclearfield@eckertseamans.com)  
[kmoody@eckertseamans.com](mailto:kmoody@eckertseamans.com)

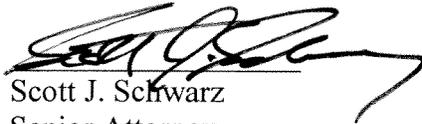
Cheryl Walker Davis  
Jonathan Nase  
Kathryn Sophy  
Office of Special Assistants  
Commonwealth Keystone Building  
3<sup>rd</sup> Floor, 9 East  
Harrisburg, PA 17120  
717-787-1827            717-783-6324 (fax)  
[cwalkerdav@state.pa.us](mailto:cwalkerdav@state.pa.us)  
[jnase@state.pa.us](mailto:jnase@state.pa.us)  
[ksophy@state.pa.us](mailto:ksophy@state.pa.us)

Susan E. Bruce, Esquire  
Vasiliki Karandrikas, Esquire  
McNees Wallace & Nurick LLC  
100 Pine Street  
P.O. Box 1166  
Harrisburg, PA 17108  
717-232-8000            717-237-5300 (fax)  
[sbruce@mwn.com](mailto:sbruce@mwn.com)  
[vkandrikas@mwn.com](mailto:vkandrikas@mwn.com)

Daniel Ocko, Esquire  
Office of Representative Mark B. Cohen  
128 Main Capitol  
P.O. Box 202074  
Harrisburg, PA 17120  
717-787-4117            717-787-6650 (fax)  
[docko@pahouse.net](mailto:docko@pahouse.net)

Thomas P. Gadson, Esquire

Kenneth M. Kulak, Esquire  
Morgan Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921  
[tgadson@morganlewis.com](mailto:tgadson@morganlewis.com)  
[kkulak@morganlewis.com](mailto:kkulak@morganlewis.com)



Scott J. Schwarz  
Senior Attorney  
City of Philadelphia, Law Department  
1515 Arch Street, 16<sup>th</sup> Floor  
Philadelphia, PA 19102

E-mail: [scott.schwarz@phila.gov](mailto:scott.schwarz@phila.gov)  
Attorney I.D. # 38224  
Phone: 215-683-5170  
Fax: 215-683-5175

Dated: August 7, 2009