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File #: 2267/138784

January 26, 2010

BY HAND

James J. McNulty  
Secretary  
PA Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor North  
PO Box 3265  
Harrisburg, PA 17105-3265

**RE: Petition of Duquesne Light Company For Approval of Default Service Plan for the  
Period January 1, 2011 through May 31, 2013  
Docket No. P-2009-2135500**

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Dear Secretary McNulty:

By this letter, Duquesne Light Company ("Duquesne Light") and the Retail Energy Supply Association ("RESA") hereby inform the Pennsylvania Public Utility Commission and Administrative Law Judge John H. Corbett, Jr. that Duquesne Light and RESA have resolved all outstanding discovery issues between them in the above-referenced proceeding. Specifically, Duquesne Light and RESA agree to the following:

- 1) Duquesne Light hereby withdraws its Petition for Certification of a Discovery Ruling for Interlocutory Review that was filed on December 21, 2009. As a related matter, RESA hereby withdraws questions 8, 9(a), 9(b) and 9(c) of its Set I Interrogatories to Duquesne Light.
- 2) RESA hereby withdraws its Petition for Certification of a Discovery Ruling for Interlocutory Review that was filed on January 11, 2010. As a related matter, Duquesne Light hereby withdraws questions 6 and 8(a) of its Set I Interrogatories to RESA.
- 3) Duquesne Light hereby modifies the definition of RESA in Duquesne Light's Set II and III Interrogatories to only apply to RESA and not its individual members. As a result RESA's objections to Duquesne Light's Set II Interrogatories are

ALLENTOWN HARRISBURG LANCASTER PHILADELPHIA PITTSBURGH PRINCETON WASHINGTON, D.C.  
A PENNSYLVANIA PROFESSIONAL CORPORATION

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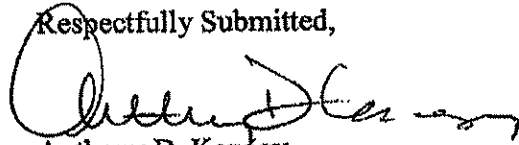
James J. McNulty  
January 26, 2010  
Page 2

moot, and Duquesne Light withdraws its Motion to Compel RESA to respond to the Set II Interrogatories that was filed on January 19, 2010.

- 4) Duquesne Light hereby withdraws Question Number 13 of its Set III Interrogatories to RESA. As a result, RESA's Objections to Question Number 13 of Duquesne Light's Set III Interrogatories that were filed on January 19, 2010, are moot.

Please direct any questions with regard to this matter to Anthony D. Kanagy at 717-612-6034 or Brian R. Greene at 804-672-4542.

Respectfully Submitted,



Anthony D. Kanagy

ADK/skr  
Enclosure

cc: Honorable John H. Corbett Jr.  
Certificate of Service



I, Brian R. Greene, concur with the averments set forth above, and on behalf of RESA, hereby withdraw RESA's Petition for Certification of a Discovery Ruling for Interlocutory Review that was filed on January 11, 2010.

## CERTIFICATE OF SERVICE

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

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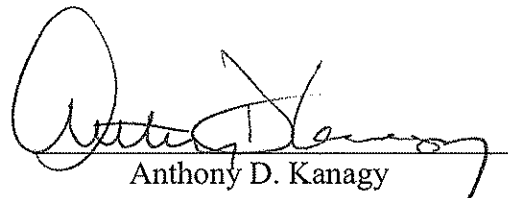
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Date: January 26, 2010



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