

2800 Pottsville Pike P.O. Box 16001 Reading, PA 19612-6001

610-929-3601 Bradley A. Bingaman, Esq. (610) 921-6203 (610) 939-8655 (Fax)

February 5, 2010

VIA PERSONAL DELIVERY

James J. McNulty, Secretary Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, 2nd Floor Harrisburg, PA 17120

RECEIVED 2010 FEB -5 PH 1: 18 SECRETARY'S BUREAU

Re: Joint Petition for Consolidation of Proceedings and Approval of Energy Efficiency and Conservation Plans of Metropolitan Edison Company, Pennsylvania Electric Company and Pennsylvania Power Company Docket Nos. M-2009-2092222, M-2009-2112952, M-2009-2112956

Dear Secretary McNulty:

Ľ

In accordance with the Opinion and Order entered on January 28, 2010, in the abovecaptioned matters, enclosed for filing please find an original plus twelve (12) copies of each of the following documents:

- Final Energy Efficiency Plan of Metropolitan Edison Company ("Met-Ed");
- Final Energy Efficiency Plan of Pennsylvania Electric Company ("Penelec"); and
- Final Energy Efficiency Plan of Pennsylvania Power Company ("Penn Power").

These Final Plans are blacklined to show all changes from the Modified Plans filed by the Companies on December 2, 2009, and corrected on December 22, 2009 and January 15, 2010 ("Modified Plans"). Full pdf copies of each final plan are also being provided on the enclosed CD-Rom.

These Final Plans, dated February 5, 2010, incorporate only the revisions that were directed by the Commission in its Order dated January 28, 2010. No additional changes have been made in the Final Plans.

As required by Ordering Paragraph Nos. 2, 8, and 13 of the Commission's Order entered January 28, 2010, and at the specific page numbers identified below, the Companies' Final Plans:

James J. McNulty, Secretary Page 2

- Update information regarding the Companies' reporting and tracking system in Sections IV.A.6.d. and IV.D.1.c [Met-Ed pp.-3, 102; Penelec pp. 3, 105; Penn Power pp. 3, 99], and include data in the reporting and tracking system regarding the type of appliance or equipment being replaced, the availability of natural gas at the customer's location or immediate area, and whether electric appliances or equipment were installed in areas where natural gas is available [Met-Ed pp. 2, 103; Penelec pp. 2, 106; Penn Power pp. 2, 100];
- Include specific line items in the TRC Test calculations for Government/Non-profit organizations for: (a) programs aimed at the street lighting customer class, (b) programs aimed at the non-profit customer class, and (c) programs aimed at all remaining government/non-profit customers in Section IV.B.2.c. [Met-Ed pp. 2, 121, Appendix G; Penelec pp. 2, 124, Appendix G; Penn Power pp. 2, 118, Appendix G];
- Indicate that EE&C costs will be recovered for the non-profit and street lighting classes through distribution rates pursuant to the Commission's Order of October 28, 2009, that directed that the Companies' EE&C Plan costs should be recovered in the distribution rate on customers' bills, except for the commercial and industrial customer classes, in Section IV.B.4.b.(3) [Met-Ed pp. 2; Penelec pp. 2; Penn Power pp. 2];
- Strike language pertaining to a contingency reserve and add language regarding the need for Commission approval before increasing the EE&C Plans' budget in Section IV.B.4.f.(3). [Met-Ed pp. 2, 89; Penelec pp. 2, 92; Penn Power pp. 2, 86];
- Modify the Companies' evaluation provisions by adding language acknowledging that the Companies will not shift program funds within a customer class, or between customer classes, without prior Commission approval in Section IV.D.2.c. [Met-Ed pp. 2, 27-28, 90, 92; Penelec pp. 2, 27-28, 93, 95; Penn Power pp. 2, 27-28, 87, 89];
- Remove all provisions making programs retroactive to July 1, 2009, and explain that the data does not need to be changed because the Modified Plan design of December 2, 2009 did not assume any participation in the proposed retroactivity time period, in Section IV.E.1.c. [Met-Ed pp. 2, 47, 50, 59, 66-67, 70, 73, 84, 87; Penelec pp. 2, 48, 51, 60, 67-68, 71, 74, 87, 90; Penn Power pp. 2, 48, 51, 60, 67-68, 71, 74, 80-81, 84]; and
- For Penn Power only, state that Penn Power will bid its Residential Direct Load Control Programs into the PJM Reliability Pricing Model upon joining PJM in Section IV.B.4.d.(3) [Penn Power pp. 2, 39].

Also enclosed, in accordance with the January 28, 2010 Order, are the revised tariff supplements listed below. The revised tariff supplements include an updated cost recovery

James J. McNulty, Secretary Page 3

calculation reflecting rates to become effective on March 1, 2010. [Met-Ed pp. 2, 114-115. Appendix H; Penelec pp. 2, 116-117, Appendix H; Penn Power pp. 2, 110-111, Appendix H].

- Metropolitan Edison Company Supplement No. 19 to Tariff Electric PA, P.U.C. No. 50;
- Pennsylvania Electric Company Supplement No. 18 to Tariff Electric PA. P.U.C. No. 79; and
- Pennsylvania Power Company Supplement No. 64 to Tariff Electric PA. P.U.C. No. 35.

The Companies respectfully request that the Commission expeditiously review and issue an Order, with specific ordering paragraphs, that:

- 1. Approve the Companies' Final Energy Efficiency and Conservation Plans, dated February 5, 2010;
- 2. Approve the aforementioned tariff supplements; and
- 3. Authorize the Companies to implement their respective Energy Efficiency and Conservation Charge Riders and rates, effective March 1, 2010, or on one day's notice of Commission approval.

Due to the fact that certain charges are recovered over a fixed time period through a rate based on the number of months in said time period, the Companies respectfully request that the Commission approve their Final Plans at the Public Meeting of February 25, 2010 and enter an Order immediately thereafter so as to minimize the monthly charge to customers.

Copies of this filing have been served in accordance with the attached Certificate of Service. Please contact me if you have any questions regarding this matter.

Sincerely,

Bradley A. Bingapan

dlm Enclosures

Per Certificate of Service c:

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Joint Petition for Consolidation of	:	
Proceedings and Approval of Energy	:	Docket Nos. M-2009-2092222
Efficiency and Conservation Plans of	:	M-2009-2112952
Metropolitan Edison Company,	:	M-2009-2112956
Pennsylvania Electric Company and	:	
Pennsylvania Power Company	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of the foregoing document upon the individuals listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant). 2010 FEB ·

VA PUC SECRETARY'S BUREAU

RECEIVED

с Сп

PH 1:18

Service by personal delivery, as follows:

James J. McNulty, Secretary Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, 2nd Floor Harrisburg, PA 17120

Harrisburg, PA 17101

Service by Federal Express, as follows:

Candis A. Tunilo, Esq.	Scott H. DeBroff, Esq.
Aron Beatty, Esq.	Rhoads & Sinon LLP
Tanya McCloskey, Esq.	One South Market Square
Office of Consumer Advocate	P.O. Box 1146
5 th Floor Forum Place	Harrisburg, PA 17108-1146
555 Walnut Street	
Harrisburg, PA 17101-1923	Pamela C. Polacek, Esq.
	McNees Wallace & Nurick, LLC
Charles Daniel Shields, Esq.	100 Pine Street
Carrie B. Wright, Esq.	P.O. Box 1166
Pennsylvania Public Utility Commission	Harrisburg, PA 17108-1166
Office of Trial Staff	
P.O. Box 3265	Aspassia Staevska, Esq.
Harrisburg, PA 17105-3265	Dept. of Environmental Protection
	RCSOB, 9 th Floor
Daniel G. Asmus, Esq.	400 Market Street
Office of Small Business Advocate	Harrisburg, PA 17101
1102 Commerce Building	-
300 North Second Street	

Jonathan Nase Pennsylvania Public Utility Commission Office of Special Assistants P.O. Box 3265 Harrisburg, PA 17105-3265

Harry S. Geller, Esq. John C. Gerhard, Esq. Pennsylvania Utility Law Project 118 Locust Street Harrisburg, PA 17101

Barry Naum, Esq. Charis Mincavage, Esq. Shelby A. Linton-Keddie, Esq. McNees Wallace & Nurick 100 Pine Street P.O. Box 1166 Harrisburg, PA 17101

Kevin J. Moody, Esq. Eckert Searnans Cherin & Mellott 213 Market Street, 8th Floor P.O. Box 1248 Harrisburg, PA 17108-1248

Ruben S. Brown The E Cubed Company LLC 1700 York Avenue B1 New York, NY 10128

Lee E. Hartz, Esq. Assistant General Counsel National Fuel Gas Distribution Corp. P.O. Box 2081 Erie, PA 16512 Christopher A. Sharp, Esq. Christopher A. Lewis, Esq. Melanie J. Tambolas, Esq. Blank Rome LLP One Logan Square 130 North 18th Street Philadelphia, PA 19103-6998

Carolyn Pengidore ClearChoice Energy 180 Fort Couch Road Suite 265 Pittsburgh, PA 15241

Edward P. Yim, Esq. Office of Representative Camille George Environmental Resources & Energy Comm. 4 East Wing P.O. Box 202074 Harrisburg, PA 17120

Susan E. Bruce, Esq. Vasiliki Karandrikas, Esq. McNees Wallace & Nurick LLC 100 Pine Street P.O. Box 1166 Harrisburg, PA 17108-1166

Lillian Harris, Esq. Hawke McKeon & Sniscak LLP 100 North Tenth Street Harrisburg, PA 17105 Brian J. Knipe, Esq. Buchanan Ingersoll & Rooney, PC 17 North Second Street, 15th Floor Harrisburg, PA 17101-2121

Dated: February 5, 2010

Araly A. Mas

۱.

Bradley A. Bingaman Attorney No. 90443 FirstEnergy Service Company 2800 Pottsville Pike P.O. Box 16001 Reading, Pennsylvania 19612-6001 (610) 921-6203 bbingaman@firstenergycorp.com