

PENNSYLVANIA UTILITY LAW PROJECT

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October 24, 2010

VIA ELECTRONIC FILING (E-FILING)

Rosemary Chiavetta
Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

**Re: PPL Electric Utilities Corporation Universal Service and Energy
Conservation Plan for 2011 through 2013
Docket No. M-2010-2179796**

Dear Secretary Chiavetta:

Enclosed for filing please find two documents on behalf of Pennsylvania Communities Organizing for Change ("PCOC") associated with the above-captioned proceeding: a Petition to Intervene and a Pre-hearing Memorandum. A Certificate of Service is attached.

Please contact me with any questions.

Very truly yours,



Julie George, Esq.
Counsel for PCOC

Enclosures

cc: ALJ Susan Colwell
Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PPL Electric Utilities Corporation :
Universal Service and Energy : **Docket No. M-2010-2179796**
Conservation Plan for 2011 through 2013 :

**PETITION TO INTERVENE ON BEHALF OF
PENNSYLVANIA COMMUNITIES ORGANIZING FOR CHANGE**

TO THE HONORABLE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

Pennsylvania Communities Organizing for Change (“PCOC”), through counsel, the Pennsylvania Utility Law Project, hereby Petitions to Intervene in the above-captioned proceeding pursuant to the provisions of the Rules of Practice and Procedure of the Pennsylvania Public Utility Commission (“PUC” or “Commission”), 52 Pa. Code Sections 5.71-5.74, and states as follows:

1. On June 1, 2010, pursuant to 52 Pa. Code §62.4(1), PPL Electric Utilities Corporation (“PPL” or “the company”) filed for approval of its Universal Service and Energy Conservation Plan 2011-2013 (“Plan”) at Docket Number M-2010-2179796. The Plan outlines how the company will administer its Universal Service and Energy Conservation programs during the three year period of 2011-2013, including its OnTrack Payment Program, Winter Relief Assistance Program (“WRAP”), Customer Assistance, Referral and Evaluation Service (“CARES”) and hardship fund, Operation HELP. The Plan also discusses the company’s administration of the federal Low Income Home Energy Assistance Program (“LIHEAP”).

2. The Petitioner, PCOC, is a not-for-profit advocacy and membership organization whose mission is to advocate on behalf of low and lower income persons on numerous consumer issues, including access to and affordability of utility service.
3. Many PCOC constituents reside within PPL's service territory and are customers of the company; they rely on the company for their electricity, including heating and cooling needs, and will be affected by the issues presented in this proceeding. In particular, they participate in or are potentially eligible to participate in and receive the benefits of PPL's Universal Service and Energy Conservation programs. The interests of these individuals will be affected directly by the issues addressed in this proceeding. They therefore have a direct, immediate, substantial, and distinct interest in this proceeding.
4. PCOC seeks to intervene in this proceeding to ensure that its interests and those of its constituents are heard and safeguarded. No other active party in this proceeding exclusively represents the unique and particular interests of low-income consumers. As such, the interests of PCOC constituents are not adequately represented despite the fact that PCOC constituents will be bound by the Commission's decision. PCOC's intervention in this proceeding will remedy this situation and ensure that the unique and particular interests of low-income consumers are adequately represented.
1. The Electricity Generation Customer Choice and Competition Act states, inter alia:
 - a. "The commission shall ensure continuation of safe and reliable electric service to all consumers in the Commonwealth." 66 Pa.C.S. § 2804(1);

- b. “Customer services shall, at a minimum, be maintained at the same level of quality under retail competition.” 66 Pa.C.S. § 2807(d); and
 - c. “The commission shall ensure that universal service and energy conservation policies, activities and services are appropriately funded and available in each electric distribution territory. The commission shall encourage the use of community-based organizations that have the necessary technical and administrative experience to be the direct providers of services or programs which reduce energy consumption or otherwise assist low-income customers to afford electric service. Programs under this paragraph shall be subject to the administrative oversight of the commission, which shall ensure that the programs are operated in a cost-effective manner.” Id. at § 2804(9).
5. The Commission has a statutory obligation to ensure the continuance of reliable service; to, at a minimum, continue the level and nature of the consumer protections, policies, and services; and to ensure universal service and energy conservation policies, activities and services are appropriately funded and available in each electric distribution territory. PCOC submits these obligations provide the grounds upon which PCOC may Petition to Intervene in this proceeding, a proceeding in which the availability and funding of universal service and energy conservation policies, activities, and services will be scrutinized and a proceeding in which the continuance and reliability of service to low and lower income households will be a central feature.

6. The Petitioners are represented by the Pennsylvania Utility Law Project. Attorneys for receiving service of all documents in this proceeding are:

Harry S. Geller, Esq.
Julie George, Esq.
Pennsylvania Utility Law Project
118 Locust Street, Harrisburg, PA, 17101
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WHEREFORE, PCOC respectfully requests that the Pennsylvania Public Utility Commission grant this Petition to Intervene and make such other orders as are just and appropriate.

Respectfully submitted,



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PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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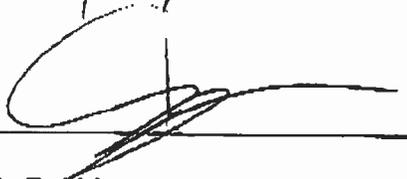
VERIFICATION

I, Craig Robbins, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

Date:

10/22/2010

Signature:



Craig Robbins
Executive Director
Action United
846 North Broad Street - 2nd Floor
Philadelphia, PA 19130

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PPL Electric Utilities Corporation Universal
Service and Energy Conservation Plan for 2011
through 2010

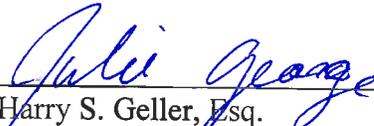
M-2010-2179796

CERTIFICATE OF SERVICE

I hereby certify that I have today served a true copy of the Prehearing Memorandum upon the parties listed below, in accordance the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

VIA E-MAIL AND FIRST CLASS MAIL

Paul E. Russell, Esq. Associate General Counsel PPL Services Corp. 2 North 9th Street Allentown, PA 18101	Darryl Lawrence, Esq. Office of Consumer Advocate 555 Walnut Street, 5th Floor Harrisburg, PA 17101-1923
Craig R. Burgraff, Esq. Hawke, McKeon, & Sniscak LLP 100 N. 10th Street P.O. Box 1778 Harrisburg, PA 17101	Eric J. Epstein 4100 Hillsdale Road Harrisburg, PA 17112
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Dated: October 24, 2010