

CITY OF PHILADELPHIA

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November 9, 2010

<u>Via Electronic Filing</u> Rosemary Chiavetta, Secretary Pennsylvania Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105-3265

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 Secretary Chiavetta:

Enclosed for filing please find the Prehearing Memorandum of the City of Philadelphia in the above-referenced matter, along with a Certificate of Service showing that copies of the enclosed document have been served upon parties of record.

Very truly yours,

Scott J. Schwarz Senior Attorney

Enclosure

cc: Per Certificate of Service

BEFORE THE PENNSYLVANIA PUBLIC **UTILITY COMMISSION**

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

PREHEARING MEMORANDUM OF THE CITY OF PHILADELPHIA

Pursuant to 52 Pa. Code § 5.222, the City of Philadelphia ("City") submits this Prehearing Memorandum. Administrative Law Judge Marlane R. Chestnut granted the City's Petition to Intervene on July 30, 2009. Chief Deputy City Solicitor J. Barry Davis and Senior Attorney Scott J. Schwarz will continue to represent the City in this matter. Contact information is as follows:

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The City will not be presenting any witnesses or evidence at the hearing scheduled for November 18, 2010. However, the City reserves the right to participate fully in the hearing and any settlement discussions between the parties, file a brief on the issues identified by other parties, and continue to participate in future proceedings in this matter.

The City supports the expedited hearing schedule.

Respectfully submitted,

By:

Scott J. Schwarz

Senior Attorney

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Attorney I.D. # 38224

Dated: November 9, 2010

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 true and correct copies of the foregoing

Prehearing Memorandum dated November 9, 2010, by first-class mail and/or electronic

mail upon the individuals listed below, in accordance with the requirements of 52 Pa

Code § 1.54 (relating to service by parties):

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Dated: November 9, 2010