COMMONWEALTH OF PENNSYLVANIA

PUBLIC UTILITY COMMISSION

- - - - - - - - - - - - - - - - - x

Petition of West Penn Power Company, d/b/a:Allegheny Power Company, for Approval of:Its Energy Efficiency and Conservation:Docket No.:Plan, Approval of Recovery of Costs:M-2009-2093218Through a Reconcilable Adjustment Clause,:and Approval of Matters Relating to the:Energy Efficiency and Conservation Plan:

(Initial Prehearing Conference)

- - - - - - - - - - - - - - - - - X

Pages 1 through 50.

Hearing Room 1 Commonwealth Keystone Building Harrisburg, Pennsylvania

Tuesday, November 9, 2010

Met, pursuant to notice, at 10:05 a.m.

BEFORE:

DENNIS J. BUCKLEY, Administrative Law Judge ELIZABETH H. BARNES, Administrative Law Judge MARK A. HOYER, Administrative Law Judge (via phone)

APPEARANCES:

JOHN F. POVILAITIS, Esquire Ryan, Russell, Ogden & Seltzer P.C. 800 North Third Street, Suite 101 Harrisburg, Pennsylvania 17102-2025 (For West Penn Power Company, d/b/a Allegheny Power Company)

ALLISON C. KASTER, Esquire Pennsylvania Public Utility Commission Post Office Box 3265 Harrisburg, Pennsylvania 17105 (For Office of Trial Staff)

> Commonwealth Reporting Company, Inc. 700 Lisburn Road Camp Hill, Pennsylvania 17011

(717) 761-7150

1-800-334-1063

APPEARANCES (continued):

| 2 | TANYA J. McCLOSKEY, Esquire
Office of Consumer Advocate | | | | | |
|----------|--|--|--|--|--|--|
| 3 | 5th Floor, Forum Place | | | | | |
| | 555 Walnut Street | | | | | |
| 4 | Harrisburg, Pennsylvania 17101-1923
(For Office of Consumer Advocate) | | | | | |
| 5 | | | | | | |
| _ | WILLIAM R. LLOYD, JR., Esquire | | | | | |
| 6 | Office of Small Business Advocate
1102 Commerce Building | | | | | |
| 7 | 300 North Second Street | | | | | |
| 8 | Harrisburg, Pennsylvania 17101 | | | | | |
| ° | (For Office of Small Business Advocate) | | | | | |
| 9 | CARL J. ZWICK, Esquire | | | | | |
| 10 | McNees Wallace & Nurick LLC
100 Pine Street | | | | | |
| | Post Office Box 1166 | | | | | |
| 11 | Harrisburg, Pennsylvania 17108-1166 | | | | | |
| 12 | (For West Penn Power Industrial Intervenors) | | | | | |
| | THOMAS T. NIESEN, Esquire | | | | | |
| 13 | Thomas, Long, Niesen & Kennard | | | | | |
| 14 | 212 Locust Street, Suite 500
Post Office Box 9500 | | | | | |
| | Harrisburg, Pennsylvania 17108-9500 | | | | | |
| 15 | (For Pennsylvania State University) | | | | | |
| 16 | HARRY S. GELLER, Esquire | | | | | |
| | Pennsylvania Utility Law Project | | | | | |
| 17 | 118 Locust Street
Harrisburg, Pennsylvania 17101-1414 | | | | | |
| 18 | (For Pennsylvania Communities Organizing | | | | | |
| 19 | for Change) | | | | | |
| <u> </u> | KURT E. KLAPKOWSKI, Esquire | | | | | |
| 20 | Department of Environmental Protection | | | | | |
| 21 | Office of Chief Counsel
Rachel Carson State Office Building | | | | | |
| | 400 Market Street | | | | | |
| 22 | Harrisburg, Pennsylvania 17101-2301 | | | | | |
| 23 | (For Department of Environmental Protection) | | | | | |
| | *** | | | | | |
| 24 | | | | | | |
| 25 | | | | | | |
| ĺ | | | | | | |
| | | | | | | |
| | | | | | | |

COMMONWEALTH REPORTING COMPANY (717) 761-7150

3

| 1 | | WITNESS INDEX | | | |
|----------|-----------|---------------|--------------|----------|---------|
| 2 | WITNESSES | DIRECT | <u>CROSS</u> | REDIRECT | RECROSS |
| 3 | None | | | | |
| 4 | | | | | |
| 5 | | | | | |
| 6 | | | | | |
| ר | | | | | |
| 8 | | | | | |
| 9 | | | | | |
| 10 | | | | | |
| 11 | | | | | |
| 12
13 | | | | | |
| 13 | | | | | |
| 14 | | | | | |
| 16 | | | | | |
| 17 | | | | | |
| 18 | | | | | |
| 19 | | | | | |
| 20 | | | | | |
| 21 | | | | | |
| 22 | | | | | |
| 23 | | | | | |
| 24 | | | | | |
| 25 | | | | | |
| | | | | | |
| | | | | | |
| | 1 | | | | |

I

ı

-

COMMONWEALTH REPORTING COMPANY (717) 761-7150

EXHIBIT INDEX 1 <u>NUMBER</u> 2 FOR IDENTIFICATION IN EVIDENCE 3 None 4 5 6 7 Ξ 9 :0 :: :2 :3 14 15 15 17 13 19 20 21 22 23 Any reproduction of this transcript is prohibited without authorization 24 by the certifying reporter. 25 * * *

COMMONWEALTH REPORTING COMPANY (717) 761-7150

NO SCANNED IMAGES ARE AVAILABLE

COMPLETE TRANSCRIPT AND/OR EXHIBIT(S) MAY BE VIEWED IN THE COMMISSION'S FILE ROOM