	SEC.
	COMMONWEALTH OF PENNSYLVANIA
	PUBLIC UTILITY COMMISSION
	x 8 8
Tainh Annli	i Port Born Borron
	<u>cation of West Penn Power</u> : /a <u>Allegheny Power, Trans-</u> : Docket Nos.
	nterstate Line Company and : A-2010-2176520
	<u>Corporation</u> . : A-2010-2176732
	ficate of Public Convenience :
	on 1102(a)(3) of the Public : e Approving a Change of :
• -	Nest Penn Power Company and :
	heny Interstate Line Company. :
-	: · · · · · · · · · · · · · · · · · · ·
Furtl	her Hearing.
·	: 
	· · · · · · · · · · · · · · · · · · ·
Pages 609 tl	
	Commonwealth Keystone Building
	Harrisburg, Pennsylvania
	Thursday, October 14, 2010
	Met, pursuant to adjournment, at 9:00 a.m.
BEFORE :	
BEFORE.	MARY D. LONG, Administrative Law Judge
	WAYNE L. WEISMANDEL, Administrative Law Judge
APPEARANCES	: ALAN MICHAEL SELTZER, Esquire
*	Ryan Russell Ogden & Seltzer
	1150 Berkshire Boulevard, Suite 210
`	Wyomissing Pennsylvania 19610
`	Wyomissing Pennsylvania 19610 (For West Penn Power Company and Trans-
、	Wyomissing Pennsylvania 19610
,	Wyomissing Pennsylvania 19610 (For West Penn Power Company and Trans-
``	Wyomissing Pennsylvania 19610 (For West Penn Power Company and Trans-
,	Wyomissing Pennsylvania 19610 (For West Penn Power Company and Trans-
۰ 	Wyomissing Pennsylvania 19610 (For West Penn Power Company and Trans-
``````````````````````````````````````	Wyomissing Pennsylvania 19610 (For West Penn Power Company and Trans- Allegheny Interstate Line Company) Commonwealth Reporting Company, Inc.
` `	Wyomissing Pennsylvania 19610 (For West Penn Power Company and Trans- Allegheny Interstate Line Company)
``````````````````````````````````````	Wyomissing Pennsylvania 19610 (For West Penn Power Company and Trans- Allegheny Interstate Line Company) Commonwealth Reporting Company, Inc. 700 Lisburn Road

4 5 609 APPEARANCES, (Continued):

RANDALL B. PALMER, Esquire Allegheny Energy 800 Cabin Hill Drive Greensburg, Pennsylvania 15601 (For West Penn Power Company and Trans-Allegheny Interstate Line Company)

THOMAS P. GADSDEN, Esquire ANTHONY C DECUSATIS, Esquire KENNETH M. KULAK, Esquire Morgan, Lewis & Bockius LLP 1701 Market Street Philadelphia, Pennsylvania 19103 (For FirstEnergy Corporation)

WENDY STARK, Esquire 76 South Main Street Akron, Ohio 44308 (For First Energy Corporation)

CLIFFORD M. NAEVE, Esquire MATTHEW W.S. ESTES, Esquire Skadden, Arps, Slate, Meagher & Flom, LLP 1440 New York Avenue, N.W. Washington, DC 20005-2111 For the Joint Applicants)

ALLISON KASTER, Esquire CARRIE B. WRIGHT, Esquire P.O. Box 3265 Harrisburg, Pennsylvania 17105 (For Office of Trial Staff)

DARRYL A. LAWRENCE, Esquire Forum Place, Fifth Floor 555 Walnut Street Harrisburg, Pennsylvania 17101 (For Office of Consumer Advocate)

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

(717) 761-7150

1-800-334-1063

APPEARANCES, (Continued):

LAUREN LEPKOSKI, Esquire Suite 1102, Commerce Building 300 North Second Street Harrisburg, Pennsylvania 17101 (For Office of Small Business Advocate)

DANIEL CLEARFIELD, Esquire DEANNE O'DELL, Esquire Eckert Seamans Cherin & Mellott, LLC Eighth Floor, 213 Market Street Harrisburg, Pennsylvania 17101 (For RESA and Direct Energy)

DIVESH GUPTA, Esquire 111 Market Place, Suite 500 Baltimore, Maryland 21202 (For Constellation NewEnergy and Constellation Energy Commodities Group, Inc.)

THEODORE ROBINSON, Esquire 2121 Murray Avenue Pittsburgh, Pennsylvania 15217 (For Citizen Power)

KURT KLAPKOWSKI, Esquire JASON OYLER, Esquire Office of Chief Counsel Rachel Carson State Office Building 400 Market Street Harrisburg, Pennsylvania 17101-2301 (For PA Department of Environmental Protection)

CHARLES E. THOMAS, JR., Esquire Thomas, Long, Niesen & Kennard 212 Locust Street, Suite 500 P.O. Box 9500 Harrisburg, Pennsylvania 17108-9500 (For Pennsylvania Rural Electric Association)

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

(717) 761-7150

1-800-334-1063

APPEARANCES, (Continued):

THOMAS T. NIESEN, Esquire Thomas, Long, Niesen & Kennard 212 Locust Street, Suite 500 P.O. Box 9500 Harrisburg, Pennsylvania 17108-9500 (For West Penn Power Sustainable Energy Fund)

REGINA L. MATZ, Esquire Thomas, Long, Niesen & Kennard 212 Locust Street, Suite 500 P.O. Box 9500 Harrisburg, Pennsylvania 17108-9500 (For ARIPPA)

BENJAMIN WILLEY, Esquire 7272 Wisconsin Avenue, Suite 300 Bethesda, Maryland 20814 (For York County Solid Waste Authority)

#### Commonwealth Reporting Company, Inc. 700 Lisburn Road

Camp Hill, Pennsylvania 17011

(717) 761-7150

1-800-334-1063

#### WITNESS INDEX

1

2	WITNESSES	DIRECT	<u>CROSS</u>	REDIRECT	RECROSS
3 4	Richard J. Hudson, Jr. By Mr. Clearfield By Mr. Kulak	619	 622	 	
5	William H. Hieronymus By Ms. Naeve By Mr. Lawrence	637	 646	672	
7	By Mr. Robinson By Mr. Clearfield		653 653		~
8 9	Mark A. Julian By Mr. Kulak By Mr. Lawrence	679 ~-	 681	688 	 694
10 11	Barbara Alexander By Mr. Lawrence By Mr. Decusatís By Mr. Clearfield	696 	 700 725	  	
12 13	Richard S. Hahn By Mr. Lawrence	728			
14 15	Joel L. Morrison By Mr. Niesen By Mr. Seltzer	735	737		
16 17 18	Mathew J. Morey By Mr. Clearfield By Mr. Estes By Mr. Gadsden By Mr. Lawrence By Ms. Lepkoski	752  	 757 773 804 822	824/853    	 829 
19 20	Amanda Gordon By Ms. Kaster	856			
21 22	Daniel Griffiths By Mr. Klapkowski By Mr. Gadsden	860	 862		 
23					
24					
25					

.....

614

#### EXHIBIT INDEX

.

-

. -

ſ

:

	Ĩ	NUM	<u>BE</u> F	<u>}</u>	FOR IDEN	TIFICATION	IN EVIDENCE
	3	RES	<u>A s</u>	Statements			
	4 5	No.	1	(Direct Testimony of R.J. Hudson; Exhibit F		620	621
	6	No.	1-	R (Rebuttal Testimony c R.J. Hudson)	of	620	621
	-	No.	1-	SR (Surrebuttal Testimo R.J. Hudson; Exhibi through RJH-4)		620 ,	621
ĺ	9	Joir	nt	Applicants Cross Examin	ation Exl	nibit <u>s</u>	
	:0 11			(fact sheet of Con-Edis Solutions)		622	635
	:2	No.	2	(printout from the Con- investor relations web		622	635
ſ	14 15	No.	3	(excerpt from Joint Pet for Settlement in the FirstEnergy, Met-Ed ar Penelec default service	ıd	632	635
	16 17	No.	4	(excerpt from 2006 PPL rate proceeding)	base	745	752
	18	No.	5	(WPPSEF statement of ac year ended 12/31/09)	tivities	749	752
	19 20	No.	6	(State of the Market Re for PJM, Volume 1, 200		759	772
	20	No.	7	(excerpt from PJM Interconnection State the Market Report, 199		762	772
	22 23	No.	8	(answer to interrogator Mr. Lacey)		787	804
	24 25	No.	9	(Dr. Morey's response t Applicants Interrogat Set II, No. 1)		794	804

COMMONWEALTH REPORTING COMPANY (717) 761-7150

### <u>EXHIBITS</u> (Continued)

1

2	NUMBER	FOR IDENTIFICATION	IN EVIDENCE
3	Joint Applicants Cross Examin	ation Exhibits, (Co	<u>nt'd.)</u>
4 5	No. 10 (articles referred to . JA Cross Examination Exhibit 9)	in 795	804
6 7	No. 11 (response to interroga to DEP, Set I)	tory 865	869
8	Joint Applicants Statements		
9 10	No. 4 (Direct Testimony of W.H. Hieronymus; and Exhibit WHH-1)	638	639
11	No. 4-R (Rebuttal Testimony o W.H. Hieronymus)	f 638 .	639
13	No. 6-R (Rebuttal Testimony o M.A. Julian; Exhibit MAJ-1; Appendix A)	f 679	680
15	OCA Cross Examination Exhibit	<u>s</u>	
16 17	No. 3 (excerpt from Exhibit J the Market Power Analy for the Exelon PSEG me	sis	652
18	<u>Direct Energy Cross Examinati</u>	on Exhi <u>b</u> its	
19 20	No. 6 (comments by Dr. Lave to		672
21	OCA Statements		
22 23	No. 2 (Direct Testimony of B. Alexander; Exhibits through BA-3)	696 BA-1	699
24 25	No. 2-R (Rebuttal Testimony o B. Alexander)	f 696	699

CE

615

12111228

#### $\underline{E} \underline{X} \underline{H} \underline{I} \underline{B} \underline{I} \underline{T} \underline{S}$ (Continued)

П Ч

\_\_\_\_\_

NUMBE	<u>R</u>	FOR IDENTIFICATION	IN EVIDEN
<u>oca s</u>	tatements, (Cont'd.)		
No. 2	-S (Surrebuttal Testimon B. Alexander)	y of 696	• 699
No. 1	Public (Direct Testimon R.S. Hahn; Attachment Exhibit RSH-2)		731
No. 1	Highly Confidential (Di Testimony of R.S. Hah Attachment 1; Exhibit Highly Confidential a	n; s RSH-1	731
No. 1	-R (Rebuttal Testimony o R.S. Hahn)	£ 728	731
No. 1	-S (Surrebuttal Testimon R.S. Hahn)	y of 728	731
WPPSE	F Statements		
No. 1	(Direct testimony of J.L. Morrison)	734	737
No. 1	-R (Rebuttal testimony o J.L. Morrison)	f 734	737
No. 1	-SR (Surrebuttal testimo J.L. Morrison)	ny of 734	737
Direc	t Energy Statements		
No. 1	(Direct Testimony of M.J. Morey; Appendix)	753	756
No. 1	-Supp. Public (Supplemental Direct	753	756
	Testimony of M.J. Mor Exhibits MJM-1 and MJ		

### $\underline{\mathbf{E}} \underline{\mathbf{X}} \underline{\mathbf{H}} \underline{\mathbf{I}} \underline{\mathbf{B}} \underline{\mathbf{I}} \underline{\mathbf{T}} \underline{\mathbf{S}}$ (Continued)

•

2

.......

NUM	BER	FOR	IDENTIFICATION	IN EVIDENCE				
Dire	<u>Direct Energy Statements, (Cont'd.)</u>							
NO.	1-Supp. Highly Confident: (Supplemental Direct Testimony of M.J. Mon Exhibits MJM-1 and Ma	rey;	753	756 .				
NO.	<pre>1-SR Public (Surrebuttal testimon    of M.J. Morey; Exhib:    MJM-3, MJM-4 and MJM-</pre>	its	753	756				
No.	1-SR Highly Confidential (Surrebuttal Testimon M.J. Morey; Exhibits MJM-3, MJM-4 and MJM-	-	753	756				
No.	<pre>1-SR-Supp Public  (Supplemental Surrebu   Testimony of M.J. Mos</pre>		753	756				
No.	1-SR-Supp Highly Confider (Supplemental Surrebu Testimony of M.J. Mo:	ttal	. 753	756				
<u>Off</u> :	ice of Trial Staff Stateme	ents						
No.	1 (Direct Testimony of Amanda Gordon)		856	857				
No.	1-SR (Surrebuttal Testime Amanda Gordon)	ony o	f 856	857				
Depa	artment of Environmental :	Prote	ction Statement	. <u>s</u>				
No.	3 (Direct Testimony of Daniel Griffiths)		859	862				
No.	S-1 (Surrebuttal Testimor Daniel Griffiths; Ta			862				
Any reproduction of this transcript is prohibited without authorization by the certifying reporter.								
	. <sup>1</sup>							
	COMMONWEALTH REPOR	RTING C	OMPANY (717) 761-715	0				

## NO SCANNED IMAGES ARE AVAILABLE

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