



COMMONWEALTH OF PENNSYLVANIA
OFFICE OF SMALL BUSINESS ADVOCATE

May 17, 2012

HAND DELIVERED

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

**Re: Petition of Duquesne Light Company For Approval of Default Service Plan
For the Period June 1, 2013 through May 31, 2015
Docket No. P-2012-2301664**

Dear Secretary Chiavetta:

I am delivering for filing today the original plus three copies of the Notice of Intervention, Answer, Verification, Public Statement, and Notice of Appearance, on behalf of the Office of Small Business Advocate, in the above-captioned proceeding.

Two copies have been served today on all known parties in this proceeding. A Certificate of Service to that effect is enclosed.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Sharon E. Webb
Assistant Small Business Advocate
Attorney ID No. 73995

Enclosures

cc: Parties of Record

Brian Kalcic

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Petition of Duquesne Light Company :
For Approval of Default Service Plan :
For the Period June 1, 2013 through : Docket No. P-2012-2301664
May 31, 2015 :

**ANSWER OF THE
OFFICE OF SMALL BUSINESS ADVOCATE**

Pursuant to 52 Pa. Code §5.61(a), the Office of Small Business Advocate (“OSBA”) files this Answer to the Petition of Duquesne Light Company (“Duquesne” or “Company”) for Approval of Default Service Plan for the Period June 1, 2013 through May 31, 2015 (“Petition”) that was filed with the Pennsylvania Public Utility Commission (“Commission”) on April 27, 2012, and avers the following in support thereof:

1. The OSBA is an agency of the Commonwealth of Pennsylvania authorized by the Small Business Advocate Act (Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50) to represent the interest of small business consumers as a party in proceedings before the Commission.

2. Duquesne proposes to acquire electricity for customers in the Residential and Lighting classes through 12-month full requirements, load-following contracts. *See* Petition, para. 6 and 7. Except for Lighting customers, Duquesne would acquire electricity to serve non-residential default service customers with maximum peak demands of less than 25 kW through laddered, full-requirements, load-following contracts. *See* Petition, para. 18-19. Duquesne would acquire electricity to serve non-residential default service customers with maximum peak demands of equal to or greater

than 25 kW but less than 300 kW through non-laddered, full-requirements, load-following contracts. *See* Petition, para. 26-27. Duquesne would continue serving default customers with maximum peak demands of 300 kW or higher through hourly pricing. *See* Petition, para. 32.

3. Duquesne would conduct separate procurements for Small Commercial and Industrial (“C&I”) customers and Medium C&I customers. Small C&I customers have maximum peak demands of less than 25 kW while Medium C&I customers have maximum peak demands of at least 25 kW but less than 300 kW. *See* Petition, para. 18, 19 and 26.

4. Duquesne also would impose a cap on the number of Residential, Small C&I and Medium C&I tranches awarded to the same wholesale supplier. *See* Petition, para. 35.

5. Duquesne is proposing an Opt-In EGS Service Program for Residential customers. All costs associated with the Opt-In EGS Service Program would be recovered from winning EGSs. *See* Petition, para. 53 and 59.

6. Duquesne is proposing a Standard Offer Customer Referral Program for Residential customers. All costs associated with the Standard Offer Customer Referral Program would be recovered through an increase in the Company’s residential Purchase of Receivables discount. *See* Petition, para. 64 and 71.

7. Duquesne is not proposing to implement a New/Moving Customer Referral Program in its Petition. Instead, Duquesne proposes to work with interested parties to implement a New/ Moving Customer Referral Program in the fourth quarter of

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2012, and would separately make any filings necessary to implement this program. *See* Petition, para. 72.

8. The OSBA agrees that Duquesne should acquire default service electricity for Small and Medium C&I customers through full-requirements, load-following contracts. The OSBA also agrees that Duquesne should impose a load cap. However, the OSBA reserves the right to comment on the details of these, and other, provisions of Duquesne's Petition after the OSBA has had the opportunity to engage in discovery.

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WHEREFORE, the Office of Small Business Advocate respectfully requests the Commission to direct the Office of Administrative Law Judge to hold hearings on Duquesne's default service plan and prepare a Recommended Decision.

Respectfully submitted,



Sharon E. Webb
Attorney I.D. No. 73995
Assistant Small Business Advocate

For: Steven C. Gray
Acting Small Business Advocate
Attorney ID No. 77538

Office of Small Business Advocate
300 North Second Street, Suite 1102
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Date: May 17, 2012

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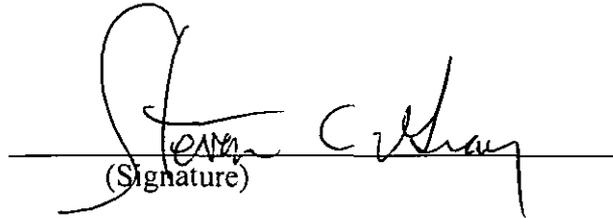
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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

VERIFICATION

I, Steven C. Gray, hereby state that the facts set forth herein above 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: May 17, 2012


(Signature)

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Duquesne Light Company :
For Approval of Default Service Plan :
For the Period June 1, 2013 through : **Docket No. P-2012-2301664**
May 31, 2015 :

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**PUBLIC STATEMENT OF
THE OFFICE OF SMALL BUSINESS ADVOCATE**

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

The Small Business Advocate is authorized and directed to represent the interest of small business consumers of utility services in Pennsylvania under the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50 ("Act"). The Act further provides that the Small Business Advocate is to issue publicly a written statement stating concisely the specific interest of small business consumers to be protected by his initiation of or intervention in any proceeding involving those interests before the Public Utility Commission ("Commission") or any other agency or court. This public statement relates to the filing today by the Small Business Advocate of a Notice of Intervention in the above-captioned proceeding and an Answer to the Petition of Duquesne Light Company ("Duquesne" or "Company") for Approval of a Default Service Plan for the Period June 1, 2013 through May 31, 2015 ("Petition") that was filed with the Commission on April 27, 2012.

The Small Business Advocate is intervening in this case in order to protect the interests of the Company's small business customers. A thorough inquiry by the Commission into all of the elements of the Company's proposed default service program is necessary to ensure that Duquesne properly acquires electric generation supplies for the Company's small and medium commercial and industrial customers.

In view of the foregoing, the Small Business Advocate will participate in proceedings before the Commission to investigate the proposed default service program set forth in the Petition.

Dated: May 17, 2012

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Duquesne Light Company for :
Approval of Default Service Plan for the Period : **Docket No. P-2012-2301664**
June 1, 2013 Through May 31, 2015 :

CERTIFICATE OF SERVICE

I certify that I am serving two copies of the Notice of Intervention, Answer, Verification, Public Statement, and Notice of Appearance, on behalf of the Office of Small Business Advocate, by e-mail and first-class mail (unless otherwise noted) upon the persons addressed below:

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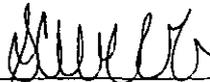
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Date: May 17, 2012



Sharon E. Webb
Assistant Small Business Advocate
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