



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

December 31, 1997

In Re: **R-00974104,**  
**R-00974104C0001-C0003**

(See letter dated 10/18/97)

**Duquesne Light Company**

Application for approval of a Restructuring Plan

**NOTICE**

**This is to inform you that the Further Hearings on the above captioned case now scheduled to be held on Monday-Friday, January 5-9, 1998 at 9:00 a.m. in the 11th floor hearing room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, Pennsylvania have been canceled.**

Presiding Officer: **Administrative Law Judge John H. Corbett, Jr.**  
1103 Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 1522  
Telephone: (412) 565-3550

**DOCKETED** <sup>KJR</sup>  
JAN 05 1998

**Please mark your records.**

pc: Judge Corbett  
Rosemary Chiavetta - BPL 111  
John Frazier - BPL 101  
Office of Trial Staff (2)  
Consumer Advocate  
Small Business Advocate  
Bill Barrett - FUS  
Norma Lewis  
Steve L. Springer, Scheduling Officer  
Beth Plantz  
Docket Section  
Calendar File

**DOCUMENT  
FOLDER**

**RECEIVED**  
98 JAN -5 AM 9:28  
P.A.P.U.C.  
PROTHONOTARY'S OFFICE



# City of Pittsburgh

Department of Law

Tom Murphy  
Mayor

January 5, 1998

KJR  
Jacqueline R. Morrow  
City Solicitor

RECEIVED

VIA FACSIMILE & EXPRESS U.S. MAIL DELIVERY

JAN 5 1998

John S. Moot, Esq.  
SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP  
1440 New York Avenue, N.W.  
Washington, D.C. 20005

PA PUBLIC UTILITY LAW  
PROTHONOTARY

**RE: Application of Duquesne Light Company for Approval of a  
Restructuring Plan (Under Section 2806 of the Pennsylvania  
Public Utility Code);  
Docket No. R-00974104**

Dear Mr. Moot:

In accordance with the Sixth Interim Order of Administrative Law Judge John H. Corbett, Jr. in the above-captioned matter, please find attached an index of testimony and exhibits of the City of Pittsburgh. All parties of record are being served with a copy of this document, as reflected on the attached Certificate of Service.

Any questions regarding this document should be directed to the undersigned at (412) 255-2015. Thank you.

DOCUMENT  
FOLDER

Sincerely,

*Rodney R. Akers*  
Rodney R. Akers  
Assistant City Solicitor

Attachment

CC: The Honorable John H. Corbett, Jr.  
Parties of Record

PENNSYLVANIA PUBLIC UTILITY COMMISSION

v.

DUQUESNE LIGHT COMPANY

Application of Duquesne Light Company  
for Approval of a Restructuring Plan  
Under Section 2806 of the Public Utility Code  
Docket No. R-00974104

RECEIVED

JAN 5 1998

PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

CITY OF PITTSBURGH  
INDEX OF TESTIMONY AND EXHIBITS

DOCUMENT  
FOLDER

Exhibit	Brief Description
City Statement No. 1	Direct Testimony of Christopher D. Seiple (addressing issues pertaining to the Company's general overview/recovery plan and stranded costs).
City Exhibit No. 1	Resource Data International Background & History.
City Exhibit No. 2	RDI Market & Competitor Intelligence
City Exhibit No. 3 (incl. Tables 1-3)	Capacity Factor Analysis
City Exhibit No. 4	Delivered Output Analysis
City Exhibit No. 5	Early Plant Shutdown Savings Analysis
City of Pittsburgh, <i>et al.</i> Statement No. 2	Direct Testimony of Roger D. Colton (addressing issues pertaining to universal service, low income programs, energy conservation, consumer education, and phase-in).
Exhibit RDC-1	Resume of Roger D. Colton
Exhibit RDC-2	Summary of Colton electricity restructuring experience.
Exhibit RDC-3	Summary of Colton experience pertaining to design of low-income affordability programs.
Exhibit RDC-4	Number and Percent of LIHEAP Recipients by Income Range and Annual Electric Burdens.
Exhibit RDC-5	Recommendations pertaining to utility universal service programs which can help increase incomes of low-income consumers.
Exhibit RDC-6	Estimate of Universal Service Costs at 50 Percent CAP Participation.

DOCKETED  
JAN 08 1998

Exhibit RDC-7	Summary of Universal Service Recommendations.
Exhibit RDC-8	Recommendations for Consumer Research section of an Education Plan
Exhibit RDC-9	Model 4-Phase Consumer Education Program
Exhibit RDC-10	Proposed Evaluation Process for Consumer Education Activities
Exhibit RDC-11	Summary of Consumer Education Recommendations
Exhibit RDC-12	Proposed Budget for Universal Service Programs

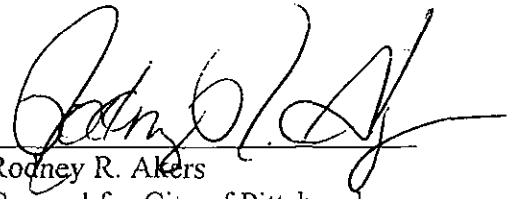
COMMONWEALTH OF PENNSYLVANIA  
BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Duquesne Light Company :  
for Approval of a Restructuring Plan Under : Docket No. R-00974104  
Section 2806 of the Public Utility Code :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants via facsimile transmission, and via Express U. S. Mail or First Class U.S. Mail Delivery, postage prepaid, as indicated on the attached service listing, in accordance with the requirements of § 1.54 (relating to service by a participant), and in accordance with the directive of Administrative Law Judge John H. Corbett, Jr. in his Sixth Interim Order dated December 30, 1997.

Dated this 5<sup>th</sup> day of January 1998.

  
Rodney R. Akers  
Counsel for City of Pittsburgh

City of Pittsburgh  
Department of Law  
313 City County Building  
414 Grant Street  
Pittsburgh, Pennsylvania 15219

Telephone (412) 255-2015  
Facsimile (412) 255-2285

PA Public Utility Commission v. Duquesne Light Company

**VIA HAND DELIVERY**

The Honorable John H. Corbett, Jr.  
Administrative Law Judge  
PA Public Utility Commission  
Pittsburgh State Office Building  
300 Liberty Avenue - Room 1103  
Pittsburgh, PA 15222

Daniel Clearfield, Esquire  
Wolf, Block, Schorr & Solis-Cohen, LLP  
Suite 401, 305 North Front Street  
Harrisburg, PA 17101-1236

**VIA EXPRESS MAIL**

Kandace F. Melillo, Esquire  
Office of Trial Staff  
PA Public Utility Commission  
P. O. Box 3265, North Office Building  
North Street & Commonwealth Avenue  
Harrisburg, PA 17101-3265

John O'Brien, Esquire  
Wheeled Electric Power Company  
50 Charles Lindburgh Blvd., Suite 207  
Uniondale, NY 11553

Karen Oill Moury, Esquire  
Small Business Advocate  
Office of Small Business Advocate  
1102 Commerce Building  
300 North Street  
Harrisburg, PA 17101

Marisa Sifontes, Esquire  
Assistant Consumer Advocate  
Office of Consumer Advocate  
1425 Strawberry Square  
Harrisburg, PA 17120

James P. Dougherty, Esquire  
David M. Kleppinger, Esquire  
McNees, Wallace & Nurick  
100 Pine Street  
P. O. Box 1166  
Harrisburg, PA 17108-1166

Robert F. Young, Esquire  
Allegheny Electric Cooperative, Inc.  
212 Locust Street  
P.O. Box 1266  
Harrisburg, PA 17108-1266

Patricia Armstrong, Esquire  
Regina L. Matz, Esquire  
John A. Alzamara, Esquire  
Thomas, Thomas, Armstrong & Niesen  
212 Locust Street  
P. O. Box 9500  
Harrisburg, PA 17108-9500

**VIA EXPRESS MAIL**

Scott Rubin, Esquire  
3 Lost Creek Drive  
Selinsgrove, PA 17870-9357

Howard M. Louik, Esquire  
Allegheny County Law Department  
300 Fort Pitt Commons  
445 Fort Pitt Boulevard  
Pittsburgh, PA 15219

Roger Clark, Esquire  
The Environmentalists  
905 Denston Drive  
Andler, PA 19002-3901

Michael L. Kurts, Esquire  
Boehm Kurtz & Lowry  
2110 CBLD Center  
36 East Seventh Street  
Cincinnati, OH 45202

VIA EXPRESS MAIL

John S Moot, Esquire  
1440 New York Avenue NW  
Washington, DC 20005

Steven Baicker-McKee, Esquire  
Babst, Calland, Clements & Zomnir, P.C.  
8<sup>th</sup> Floor, Two Gateway Center  
Pittsburgh, PA 15222

Terrance J. Fitzpatric, Esquire  
Ryan, Russell, Ogden & Seltzer, LLP  
Suite 101, 800 North Third Street  
Harrisburg, PA 17102-2025

Margaret Peters, Esquire  
The Peoples Natural Gas Company  
625 Liberty Avenue  
Pittsburgh, PA 15222-3197

Stephen L. Feld, Esquire  
Pennsylvania Power Company  
1 East Washington Street  
P.O. Box 891  
New Castle, PA 16103-0891

Mark J. McGuire, Esquire  
Jenner & Block  
Suite 1200, 601 13<sup>th</sup> Street NW  
Washington, DC 20005

VIA EXPRESS MAIL

Larry R. Crayne, Esquire  
Assistant General Counsel  
Duquesne Light Company  
411 Seventh Avenue, 16-006  
Pittsburgh, PA 15219

Donald R. Ayersman, Jr., Esquire  
1125 Denver Avenue  
Morgantown, WV 26505

Kenneth L. Wisseman, Esquire  
Andrews & Kurth, LLP  
1701 Pennsylvania Avenue NW  
Washington, DC 20006

Robert J. Stefanko, Esquire  
341 South Bellefield Avenue  
Pittsburgh, PA 15213

John Stember, Esquire  
Low Income Advocate Parties  
1705 Allegheny Building  
429 Forbes Avenue  
Pittsburgh, PA 15219

Kenneth Zielonis, Esquire  
Stevens & Lee  
208 North Third Street, Suite 310  
P. O. Box 12090  
Harrisburg, PA 17108-2090

Timothy W. Merrill, Jr., Esquire  
Suite 200, 4 Penn Center West  
Pittsburgh, PA 15276

Kevin J. McKeon, Esquire  
Malatesta, Hawke & McKeon LLP  
P. O. Box 1778  
Harrisburg, PA 17101

David Hughes  
4037 Ludwick Street  
Pittsburgh, PA 15217

William T. Hawke, Esquire  
Mid Atlantic Power Supply Association  
100 North 10<sup>th</sup> Street  
Harrisburg, PA 17105

Alan J. Barak, Esquire  
Environmentalists  
1417 Blue Mountain Parkway  
Harrisburg, PA 17112

Stephen J. Baron  
J. Kennedy and Associates, Inc.  
35 Glenlake Parkway, Suite 475  
Atlanta, GA 30328

Mary McFall Hopper, Esquire  
PECO Energy Company, S23-1  
2301 Market Street  
Philadelphia, PA 19103

Donald A. Kaplan, Esquire  
Preston Gates Ellis & Rouvelas Meeds LLP  
Suite 2525  
1735 New York Avenue, NW  
Washington, DC 20006-4759

Thomas P. Gadsden, Esquire  
Morgan, Lewis & Bockius  
2000 One Logan Square  
Philadelphia, PA 19103

Thomas J. Augspurger, Esquire  
MidCon Corporation  
Office of General Counsel  
701 East 22<sup>nd</sup> Street  
Lombard, IL 60148

Joseph A. Dworetzky, Esquire  
Hangley, Aronchick, Segal & Pudlin  
12<sup>th</sup> Floor, One Logan Square  
Philadelphia, PA 19103

Paul E. Russell, Esquire  
Pennsylvania Power and Light Company  
2 North 9<sup>th</sup> Street  
Allentown, PA 18101

Exeter Associates, Inc.  
12510 Prosperity Drive, Suite 350  
Silver Spring, MD 20904

Albert M. Benincasa, Esquire  
Director, Regulatory Affairs  
Skipping Stone  
46 Ninth Avenue  
Sea Cliff, NY 11579

David M. Boonin  
New Energy Ventures East, LLC  
Suite 2525  
1845 Walnut Street  
Philadelphia, PA 19103

Vickiren S. Aeshleman  
Director, Regulatory Affairs  
QST Energy, Inc.  
300 Hamilton Blvd., Suite 300  
Peoria, IL 61602

Gary A. Jeffries, Esquire  
CGN Energy Services Corporation  
One Park Ridge Center  
P.O. Box 15746  
Pittsburgh, PA 15244-0746

David Cruthirds, Esquire  
Electric Clearinghouse, Inc.  
100 Louisiana, Suite 5800  
Houston, TX 77002-5050

Douglas F. John, Esquire  
John & Hengerer  
1200 17<sup>th</sup> Street NW, Suite 600  
Washington, DC 20036-3006

Mary Ann Ralls, Esquire  
Duane, Morris & Hechscher LLP  
1667 K Street NW, Suite 700  
Washington, DC 20006-1608

Keith M. Sappenfield, II  
Director of Marketing Support  
NorAm Energy Management, Inc.  
P. O. Box 2628  
Houston, TX 77252-2628

John R. Orr, Esquire  
Duke Energy Trading & Marketing, LLC  
One Westchester Center, Suite 650  
10777 Westheimer  
Houston, TX 77042

James D. Steffen  
Enron Power Marketing, Inc.  
1400 Smith Street  
P. O. Box 4428  
Houston, TX 77002

Mark F. Sundback, Esquire  
Andrews & Kurth LLP  
1701 Pennsylvania Avenue NW  
Washington, DC 20006

Lawrence E. Moncrief, Esquire  
1364 Silverton Avenue  
Pittsburgh, PA 15276

Robert B. Weisenmiller, PhD  
MRW & Associates, Inc.  
Suite 1440, 1999 Harrison Street  
Oakland, CA 94612-3517

Michael Reid, Director  
Materials Management Services  
Administrative Resources, Inc.  
500 Commonwealth Drive  
Warrendale, PA 15086-7513

**VIA EXPRESS MAIL**

James J. McNulty  
PA PUC Prothonotary  
P. O. Box 3265  
North Office Building  
Harrisburg, PA 17101

CERTIFICATE OF SERVICE

DOCUMENT  
FOLDER

Re: Application of Duquesne Light Company for  
Approval of its Restructuring Plan Under  
Section 2806 of the Public Utility Code  
Docket No. R-00974104

I hereby certify that I have this day served a true copy of the foregoing document,  
Responses to Enron Power Marketing, Inc.'s Interrogatories, Set I, upon parties of record in this  
proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a  
participant), in the manner and upon the persons listed below:

Dated this 5th day of January, 1998.

DOCKETED  
JAN 08 1998

SERVICE IN PERSON

Kandace Melillo, Esquire  
Wayne Scott, Esquire  
Office of Trial Staff  
PA Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105

KJR

RECEIVED  
98 JAN -5 PM 3:43  
PA.P.U.C.  
PROTHONOTARY'S OFFICE

SERVICE BY FACSIMILE AND FIRST CLASS MAIL

John S. Moot, Esquire  
Skadden, Arps, Slate, Meagher  
& Flom, LLP  
1440 New York Avenue, N.W.  
Washington, D.C. 20005

Daniel Clearfield, Esquire  
Gerald Gornish, Esquire  
Alan Kohler, Esquire  
Robert Longwell, Esquire  
Wolf, Block, Schorr and Solis-Cohen  
Suite 401  
305 North Front Street  
Harrisburg, PA 17101

SERVICE BY FIRST CLASS MAIL

Larry R. Crayne, Esquire  
Duquesne Light Company  
411 Seventh Avenue  
P.O. Box 1930  
Pittsburgh, PA 15230-1930

Stephen L. Feld, Esquire  
Pennsylvania Power Company  
1 East Washington Street  
P.O. Box 891  
New Castle, PA 16103-0891

Karen Oill Moury, Esquire  
Office of Small Business Adv.  
Suite 1102, Commerce Bldg.  
300 North Second Street  
Harrisburg, PA 17120

Brian Kalcic  
Excel Consulting  
Suite 720-T  
225 S. Meramec Avenue  
St. Louis, MO 63105

Sheila S. Hollis, Esquire  
Mary Ann Ralls, Esquire  
Stephenie A. Sugrue, Esquire  
Duane, Morris & Heckscher LLP  
Suite 700  
1667 K Street, N.W.  
Washington, DC 20006-1608

Scott J. Rubin, Esquire  
3 Lost Creek  
Selinsgrove, PA 17870

Timothy Moran  
986 Greentree Road  
Pittsburgh, PA 15222

Mary McFall Hopper, Esquire  
PECO Energy Company  
2301 Market Street S23-1  
Philadelphia, PA 19103

Vickiren S. Aeschleman  
QST Energy Inc.  
Suite 300  
300 Hamilton Blvd.  
Peoria, IL 61602

David Hughes  
4037 Ludwick Street  
Pittsburgh, PA 15217

Jim Ferlo, Counselman  
510 City-Counsel Building  
Pittsburgh, PA 15219

Brian A. Rider, President  
Pennsylvania Retailers' Association  
224 Pine Street  
Harrisburg, PA 17101-1325

Thomas P. Gadsden, Esq.  
Morgan, Lewis & Bockius  
2000 One Logan Square  
Philadelphia, PA 19103-6993

Rodney R. Akers, Esq.  
Assistant City Solicitor  
313 City-County Building  
414 Grant Street  
Pittsburgh, PA 15219

James P. Dougherty, Esq.  
Robert A Weishaar, Jr., Esq.  
Pamela C. Polacek, Esq.  
100 Pine Street  
P.O. Box 1166  
Harrisburg, PA 17108

Allegheny Electric Cooperative, Inc.  
212 Locust Street  
P.O. Box 1266  
Harrisburg, PA 17108-1266

Patricia Armstrong, Esquire  
Thomas, Thomas, Armstrong & Niesen  
212 Locust Street  
P.O. Box 9500  
Harrisburg, PA 17108-9500

James D. Steffes  
Enron Power Marketing Inc.  
1400 Smith Street  
P.O. Box 4428  
Houston, TX 77002

Steven Baicker-McKee, Esq.  
Wanda Schiller, Esq.  
Babst, Calland, Clements & Zomnir PC  
8th Floor, Two Gateway Center  
Pittsburgh, PA 15222

Kenneth L. Wiseman, Esq.  
Andrews & Kurth, LLP  
1701 Pennsylvania Avenue  
Washington, DC 20006

Mark F. Sundback, Esq.  
Peter J. Thompson, Esq.  
Andrews & Kurth, LLP  
1701 Pennsylvania Avenue, NW  
Washington, DC 20006

Michael L. Kurtz, Esq.  
David F. Boehm, Esq.  
Boehm, Kurtz & Lowry  
2110 CBLD Center  
36 East Seventh Street  
Cincinnati, OH 45202

David M. DeSalle, Esq.  
Terrance J. Fitzpatrick, Esq.  
Ryan, Russell, Ogden & Seltzer, LLP  
Suite 101  
800 North Third Street  
Harrisburg, PA 17102-2025

Stephen J. Baron  
J. Kennedy and Associates, Inc.  
Suite 475  
35 Glenlake Parkway  
Atlanta, GA 30328

Howard M. Louik, Esq.  
Allegheny County Law Dept.  
300 Fort Pitt Commons  
445 Fort Pitt boulevard  
Pittsburgh, PA 15219

Robert J. Stefanko, Esq.  
341 South Bellefield Avenue  
Pittsburgh, PA 151213

Margaret Peter, Esq.  
The Peoples Natural Gas Company  
625 Liberty Avenue  
Pittsburgh, PA 15222-3197

John Stember, Esq.  
Low Income Advocate Parties  
1705 Allegheny Bldg.  
429 Forbes Avenue  
Pittsburgh, PA 15219

Donald R. Ayersman, Jr., Esq.  
1125 Denver Avenue  
Morgantown, PA 26505

Mark J. McGuire, Esq.  
Ronald N. Carroll, Esq.  
Jenner & Block, Suite 1200  
601 13th Street, NW  
Washington, DC 20005

Tim Merrill, Esq.  
Suite 200  
4 Penn Center West  
Pittsburgh, PA 15276

Kevin J. McKeon, Esq.  
Malatesta, Hawke & McKeon, LLP  
P.O. Box 1778  
Harrisburg, PA 17101

Robert B. Weisenmiller  
MRW & Associates, Inc.  
Suite 1440  
1999 Harrison Street  
Oakland, CA 94612-3517

Michael Reid, Director  
Materials Management Services  
Administrative Resources, Inc.  
500 Commonwealth Drive  
Warrendale, PA 15086-7513

Thomas J. Augspurger, Esq.  
Midcon Corporation  
Office of General Counsel  
701 East 22nd Street  
Lombard, IL 60148

William T. Hawke, Esq.  
Mid Atlantic Power Supply Association  
100 North 10th Street  
Harrisburg, PA 17105

Joseph A. Dworetzky, Esq.  
John P. Lavelle, Jr., Esq.  
Hangley, Aronchick, Segal & Pudlin  
12th Floor, One Logan Square  
Philadelphia, PA 19103

Alan J. Barak, Esq.  
Environmentalists  
1417 Blue Mountain Parkway  
Harrisburg, PA 17112

Paul E. Russell, Esq.  
Pennsylvania Power & Light Company  
2 North 9th Street  
Allentown, PA 18101

David M. Boonin  
New Energy Ventures East, LLC  
Suite 2525  
1845 Walnut Street  
Philadelphia, PA 19103

Roger Clark, Esq.  
The Environmentalists  
905 Denston Drive  
Adnler, PA 19002-3901

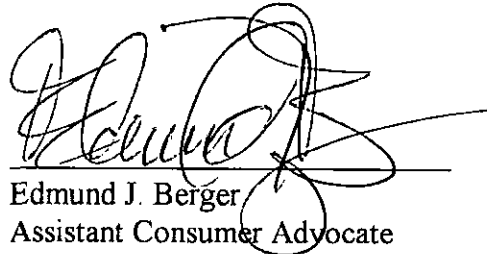
John O'Brien, Esq.  
Wheeled Electric Power Company  
Suite 207  
50 Charles Lindburgh Blvd.  
Uniondale, NY 11553

Albert M. Benincasa, Esq.  
Director, Regulatory Affairs  
Skipping Stone  
46 9th Avenue  
Sea Cliff, NY 11579

John P. Lavelle, Jr., Esq.  
Hangley Aronchick Segal & Pudlin  
One Logan Square, 12th Floor  
Philadelphia, PA 19103-6933

Douglas F. John, Esq.  
JOHN & HENGERER  
Suite 600  
1200 17th Street, N.W.  
Washington, D.C. 20036

Kenneth Zielonis , Esq.  
Stevens & Lee  
Suite 310  
208 North Third Street  
Harrisburg, PA 17108



Edmund J. Berger  
Assistant Consumer Advocate

Counsel For  
Office of Consumer Advocate  
1425 Strawberry Square  
Harrisburg, PA 17120  
(717) 783-5048  
43679

**APPEARANCE SHEET**

**ALJ HEARING REPORT**

Docket No. R-00974104  
R-00974104C0001-C0002  
 Case Name Duquesne Light Company  
 Location Pittsburgh  
 Date January 5-9, 1998  
 ALJ Corbett  
 Reporting Firm \_\_\_\_\_

CHECK THOSE BLOCKS WHICH APPLY:

Prehearing held YES \_\_\_\_\_ NO

Hearing held YES \_\_\_\_\_ NO

Testimony taken YES \_\_\_\_\_ NO

Transcript due YES \_\_\_\_\_ NO

Hearing concluded YES  NO \_\_\_\_\_

Further hearing needed YES \_\_\_\_\_ NO

Estimated add'l days \_\_\_\_\_

RECORD CLOSED YES \_\_\_\_\_ NO

DATE \_\_\_\_\_

Briefs to be Filed YES  NO \_\_\_\_\_

DATE As Schedule

BENCH DECISION YES \_\_\_\_\_ NO

REMARKS: Parties & ALJ agreed to cancellation of hearing.

**RECEIVED**

JAN - 6 1998

OFFICE OF C.A.L.J.  
PUBLIC UTILITY COMMISSION

NAMES, ADDRESSES AND TELEPHONE NUMBERS OF PARTIES OR COUNSEL OF RECORD  
 PLEASE PRINT CLEARLY  
 INCOMPLETE INFORMATION MAY RESULT IN DELAY OF PROCESS KJR

NAME and TELEPHONE NUMBER	ADDRESS			APPEARING FOR
Telephone No.	City	State	Zip	RECEIVED 98 JAN - 9 AM 9:51 PUBLIC UTILITY COMMISSION PROTHONOTARY'S OFFICE
Telephone No.	City	State	Zip	
Telephone No.	City	State	Zip	

CHECK THIS BOX IF ADDITIONAL PARTIES  
OR COUNSEL OF RECORD APPEAR ON BACK.

REPORTER

MCNEES, WALLACE & NURICK  
ATTORNEYS AT LAW

100 PINE STREET  
P. O. BOX 1166  
HARRISBURG, PA 17108-1166  
TELEPHONE (717) 232-8000  
FAX (717) 237-5300  
<http://www.mwn.com>

KJR

PAMELA C. POLACEK  
DIRECT DIAL: (717) 237-5368  
E-MAIL ADDRESS: PPOLACEK@MWN.COM

January 7, 1998

DOCUMENT  
FOLDER

Daniel Clearfield, Esq.  
Wolf, Block, Schorr & Solis-Cohen, LLP  
305 North Front Street, Suite 401  
Harrisburg, PA 17101-1236

VIA HAND DELIVERY

**Re: Application of Duquesne Light Company for Approval of Restructuring Plan Under Section 2806 of the Public Utility Code; Docket No. R-00974104**

Dear Mr. Clearfield:

Enclosed are the responses of the Duquesne Industrial Intervenors to Enron's Interrogatories in the above-referenced proceeding. If you have any questions, please contact us.

Very truly yours,

MCNEES, WALLACE & NURICK

By *Pamela C. Polacek /clc*  
James P. Dougherty  
Pamela C. Polacek

Counsel to Duquesne Industrial Intervenors

PCP/clc  
Enclosure

c: Certificate of Service  
James J. McNulty, Secretary (transmittal letter and Certificate of Service ~~only~~)  
(via hand delivery)

RECEIVED  
98 JAN -7 PM 3:48  
PA.F.U.C.  
PROTHONOTARY'S OFFICE

**CERTIFICATE OF SERVICE**

I hereby certify that I am this day serving a true copy of the foregoing document upon the participants listed below in accordance with the requirements of Section 1.54 (relating to service by a participant).

**VIA HAND DELIVERY**

Daniel Clearfield, Esq.  
Gerald Gornish, Esq.  
Alan Kohler, Esq.  
Robert J. Longwell, Esq.  
Wolf, Block, Schorr & Solis-Cohen, LLP  
305 North Front Street, Suite 401  
Harrisburg, PA 17101-1236

DOCUMENT  
FOLDER

RECEIVED  
98 JAN - 7 PM 3:48  
PA P.U.C.  
PROTHONOTARY'S OFFICE

**VIA FIRST CLASS MAIL**

Karen Oill Moury, Esq.  
Office of Small Business Advocate  
Suite 1102, Commerce Building  
300 North Second Street  
Harrisburg, PA 17101

DOCKETED  
JAN 12 1998

David Hughes  
4037 Ludwick Street  
Pittsburgh, PA 15217

Jim Ferlo, Councilman  
510 City-County Building  
Pittsburgh, PA 15219

Kandace Melillo, Esq.  
Wayne Scott, Esq.  
Pennsylvania Public Utility Commission  
Office of Trial Staff  
901 Rear North 7th Street  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Scott J. Rubin, Esq.  
IBEW System Council U-10  
3 Lost Creek Drive  
Selinsgrove, PA 17870

Larry R. Crayne, Assistant General Counsel  
Richard S. Herskovitz, Esq.  
Duquesne Light Company  
411 Seventh Avenue  
P.O. Box 1930  
Pittsburgh, PA 15230-1930

Timothy Moran  
986 Greentree Road  
Pittsburgh, PA 15220

Patricia Armstrong, Esq.  
Thomas, Thomas, Armstrong & Niesen  
Allegheny Electric Cooperative  
212 Locust Street, Suite 500  
P.O. Box 9500  
Harrisburg, PA 17108-9500

Irwin A. Popowsky, Esq.  
Marisa A. Sifontes, Esq.  
Steven K. Steinmetz, Esq.  
Office of Consumer Advocate  
1425 Strawberry Square  
Harrisburg, PA 17120

Mary McFall Hopper, Esq.  
PECO Energy Company  
2301 Market Street S23-1  
P.O. Box 8699  
Philadelphia, PA 19101-8699

Jacqueline R. Morrow, Esq.  
Rodney R. Akers, Esq.  
Assistant City Solicitor  
313 City County Building  
414 Grant Street  
Pittsburgh, PA 15219

Stephen J. Baron  
J. Kennedy & Associates  
35 Glenlake Parkway, Suite 475  
Atlanta, GA 30328

Howard M. Louik, Esq.  
Allegheny County Law Department  
300 Fort Pitt Commons  
445 Fort Pitt Boulevard  
Pittsburgh, PA 15219

Deneice Covert Zeve, Esq.  
Terry Lupia, Esq.  
Office of Attorney General  
14th Floor, Strawberry Square  
Harrisburg, PA 17120

Steven Baicker-McKee, Esq.  
Wanda Schiller, Esq.  
Babst, Calland, Clements & Zomnir, PC  
8th Floor, Two Gateway Center  
Pittsburgh, PA 15222

Kenneth L. Wiseman, Esq.  
Mark F. Sunback, Esq.  
Peter J. Thompson, Esq.  
Andrews & Kurth, LLP  
1701 Pennsylvania Avenue NW  
Washington DC 20006

Kenneth Maiman, Esq.  
Robert M. Lamkin, Esq.  
Andrews & Kurth L.L.P.  
425 Lexington Avenue  
New York, NY 10017-3903

Exeter Associates, Inc.  
12510 Prosperity Drive, Suite 350  
Silver Spring, MD 20904

Michael L. Kurtz, Esq.  
David F. Boehm, Esq.  
Boehm, Kurtz & Lowry  
2110 CBLD Center  
36 East Seventh Street  
Cincinnati, OH 45202

Terrance J. Fitzpatrick, Esq.  
David M. DeSalle, Esq.  
Ryan, Russell, Ogden & Seltzer, LLP  
Suite 101, 800 North Third Street  
Harrisburg, PA 17102-2025

Robert B. Weisenmiller  
MRW & Associates, Inc.  
1999 Harrison Street, Suite 1440  
Oakland, CA 94612-3517

Michael Reid, Director  
Materials Management Services  
Administrative Resources, Inc.  
500 Commonwealth Drive  
Warrendale, PA 15086-7513

Robert J. Stefanko, Esq.  
Pittsburgh School District  
341 South Bellefield Avenue  
Pittsburgh, PA 15213

Margaret Peters, Esq.  
The Peoples Natural Gas Company  
625 Liberty Avenue  
Pittsburgh, PA 15222-3197

John Stember, Esq.  
Low Income Advocate Parties  
1705 Allegheny Building  
429 Forbes Avenue  
Pittsburgh, PA 15219

Stephen L. Feld, Esq.  
Pennsylvania Power Company  
1 East Washington Street  
P.O. Box 891  
New Castle, PA 16103-0891

Donald R. Ayersman, Jr., Esq.  
IBEW Local 2357  
1125 Denver Avenue  
Morgantown, WV 26505

Tim Merrill, Esq.  
The Eastern Group  
Suite 200, 4 Penn Center West  
Pittsburgh, PA 15276

Kevin J. McKeon, Esq.  
Malatesta, Hawke & McKeon, LLP  
P.O. Box 1778  
Harrisburg, PA 17101

Thomas P. Gadsden, Esq.  
Morgan, Lewis & Bockius  
2000 One Logan Square  
Philadelphia, PA 19103

William T. Hawke, Esq.  
Mid Atlantic Power Supply Association  
100 North 10th Street  
Harrisburg, PA 17105

Alan J. Barak, Esq.  
Environmentalists  
1417 Blue Mountain Parkway  
Harrisburg, PA 17112

Paul E. Russell, Esq.  
Pennsylvania Power & Light Company  
Two North Ninth Street  
Allentown, PA 18101

Donald A. Kaplan, Esq.  
Lisa M. Helpert, Esq.  
Preston Gates Ellis & Rouvelas Meeds LLP  
Suite 500  
1735 New York Avenue, NW  
Washington, DC 20006-4759

David M. Boonin  
New Energy Ventures  
1845 Walnut Street, Suite 2525  
Philadelphia, PA 19103

Roger Clark, Esq.  
The Environmentalists  
905 Denston Drive  
Andler, PA 19002-3901

John O'Brien, Esq.  
Wheeled Electric Power Company  
50 Charles Lindburgh Boulevard, Suite 207  
Uniondale, NY 11553

John S. Moot, Esq.  
Skadden, Arps, Slate, Meagher & Flom LLP  
1440 New York Avenue NW  
Washington DC 20005

James D. Steffes  
Enron Power Marketing, Inc.  
1400 Smith Street  
P.O. Box 4428  
Houston, TX 77002

Brian Kalcic  
Excel Consulting  
Suite 720-T  
225 S. Meramec Avenue  
St. Louis, MO 63105

Albert M. Benincasa, Esq.  
Director, Regulatory Affairs  
Skipping Stone  
46 9th Avenue  
Sea Cliff, NY 11579

Kenneth Zielonis, Esq.  
Stevens & Lee  
208 North Third Street, Suite 310  
P. O. Box 12090  
Harrisburg, PA 17108-2090

Brian A. Rider, President  
Pennsylvania Retailers' Association  
224 Pine Street  
Harrisburg, PA 17101-1325

Joseph A. Dworetzky, Esq.  
John P. Lavelle, Jr., Esq.  
Luke E. Dembosky, Esq.  
Hangley Aronchick Segal & Pudlin  
One Logan Square, 12th Floor  
Philadelphia, PA 19103

Mr. John Horton  
Senior Regulatory Analyst  
MidCon Corporation  
701 East 22nd Street  
Lombard, IL 60148

Craig Nifong  
MidCon Corporation  
3200 Southwest Freeway  
Houston, TX 77027

Emmitt C. House, Esq.  
Thomas J. Augspurger, Esq.  
MidCon Corporation  
Office of General Counsel  
701 East 22nd Street  
Lombard, IL 60148

Mark J. McGuire, Esq.  
Ronald N. Carroll, Esq.  
Jenner & Block  
601 Thirteenth Street, N.W.  
Twelfth Floor, Suite 1200  
Washington, DC 20005

Gordon J. Smith, Esq.  
Douglas F. John, Esq.  
John & Hengerer  
1200 17th Street, N.W.  
Suite 600  
Washington, DC 20036

Mary A. Ralls, Esq.  
Stephanie A. Sugrue, Esq.  
Sheila Hollis, Esq.  
Duane, Morris & Heckscher LLP  
1667 K Street NW, Suite 700  
Washington, DC 20006-1608

Vickiren S. Aeshleman  
QTS Energy Inc.  
Suite 300  
300 Hamilton Blvd.  
Peoria, IL 61602

Gary A. Jeffries, Esq.  
CNG Energy Services Corporation  
One Park Ridge Center  
P. O. Box 15746  
Pittsburgh, PA 15244-0746

David Cruthirds, Esq.  
Electric Clearinghouse, Inc.  
1000 Louisiana, Suite 5800  
Houston, TX 77002-5050

Keith M. Sappenfield, II  
Director of Marketing Support  
NorAm Energy Management, Inc.  
P. O. Box 2628  
Houston, TX 77252-2628

John R. Orr, Esq.  
Duke Energy Trading & Marketing, LLC  
One Westchester Center  
10777 Westheimer, Suite 650  
Houston, TX 77042

Certificate of Service  
Docket No. R-00974104  
Page 5

Lawrence E. Moncrief, Esq.  
1364 Silvertown Avenue  
Pittsburgh, PA 15206

John Wilson, Executive Director  
Community Action Association of PA  
222 Pine Street  
Harrisburg, PA 17101

Pamela C. Polacek, Esq.  
Pamela C. Polacek, Esq.

Dated this 7th day of January, 1998, in Harrisburg, Pennsylvania.

ORIGINAL

LAW OFFICES OF

STEVENS & LEE

A PROFESSIONAL CORPORATION

KJR

PLEASE RESPOND TO HARRISBURG

PA.P.U.C.  
PROTHONOTARY'S OFFICE

98 JAN -7 PM 12:32

RECEIVED

January 7, 1998

DOCUMENT  
FOLDER

James J. McNulty  
Secretary  
Pa. Public Utility Commission  
North Office Building  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Re: Application of Duquesne Light Company for Approval of Restructuring Plan under Section 2806 of the Public Utility Code, Docket No. R-00974104

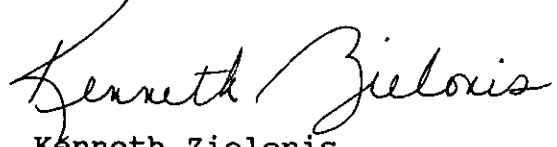
Dear Secretary McNulty:

Pursuant to Administrative Law Judge Corbett's Sixth Interim Order in the above captioned proceeding, please find enclosed two copies of the Pennsylvania Retailers Association Statement No. 1, the Direct Testimony of Chris K. Albrecht. All parties were previously served a copy hereof.

Should you have any questions or comments, please feel free to call my office in Harrisburg.

Sincerely,

STEVENS & LEE



Kenneth Zielonis

Attorneys for the Pennsylvania  
Retailers Association

/dle

cc: Hon. John J. Corbett  
All parties of record (cover only)

63

**ORIGINAL**

PRA Statement No. 1

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Duquesne :  
Light Company For Approval :  
of Restructuring Plan Under : Docket No. R-00974104  
Section 2806 Of The Public :  
Utility Code :

**DOCKETED**  
**JAN 12 1998**

---

DIRECT TESTIMONY  
OF CHRIS K. ALBRECHT  
ON BEHALF OF THE  
PENNSYLVANIA RETAILERS ASSOCIATION

---

**DOCUMENT  
FOLDER**

**RECEIVED**  
**98 JAN -7 PM 12:32**  
**PA. P.U.C.**  
**PROTHONOTARY'S OFFICE**

Dated: November 7, 1997

1 Q. Please state your name, occupation and business address.

2 A. My name is Chris K. Albrecht. I serve as the Supply-Side  
3 Energy Manager for The May Department Stores headquartered at  
4 611 Olive Street, St. Louis, Missouri 63101. In addition, I  
5 am a consultant in the field of utility regulation.

6 Q. Please summarize your educational and professional background  
7 and experience.

8 A. My education and professional background and experience are  
9 summarized in Appendix A to this testimony.

10 Q. On whose behalf are you testifying in this proceeding?

11 A. This testimony is presented on behalf of the Pennsylvania  
12 Retailers Association, ("PRA"). The PRA is a statewide trade  
13 association representing retailers throughout the Commonwealth  
14 of Pennsylvania. Established in 1932, PRA is currently  
15 headquartered in Harrisburg, Pennsylvania. The PRA represents  
16 retailers from all facets of the industry -- from large  
17 department stores to smaller independent retailers.

18 The retailing industry is the third largest industry in the  
19 Commonwealth after the agriculture and tourism industries. It  
20 is estimated that one out of every five workers in the Common-  
21 wealth is employed in the retail industry. The retail  
22 industry is a significant collector of the \$5.6 billion in the  
23 state Sales Tax received by the Pennsylvania Department of

1 Revenue. Suffice it to say that the retail industry  
2 represented by PRA is an important contributor to the  
3 financial posture of the Commonwealth's citizens and  
4 government.

5 Q. Are there members of the PRA who are customers of the Duquesne  
6 Light Company, ("Duquesne")?

7 A. Yes. Several members of the PRA take electric service from  
8 Duquesne.

9 Q. What role has the PRA played in the Commonwealth's commitment  
10 to deregulate the generation portion of the electric industry?

11 A. The PRA has played a significant and active role in that  
12 process. It participated in the debate that led to the  
13 passage of the Electricity Generation Customer Choice and  
14 Competition Act, ("Act"). It continues to participate in the  
15 various Task Forces/Working Groups established by the  
16 Commission to implement the Act and have filed comments  
17 concerning implementation of the Act. The PRA continues to be  
18 extremely interested in ensuring that the benefits achievable  
19 for retailers in a competitive electric marketplace actually  
20 are realized by its member companies.

21 Q. What is the purpose of this testimony?

22 A. The purpose of this testimony is to explain the PRA's position  
23 regarding the phase-in to retail access and to a competitive

1 electric generation market. A properly constructed phase-in  
2 program is absolutely critical for customers to achieve the  
3 full benefits of the Act.

4 Q. Are you familiar with Duquesne's proposal for customer access  
5 phase-in?

6 A. Yes, I am. I have reviewed the testimony presented by  
7 Duquesne witness Frank A. Hoffman, Duquesne Statement No. 6,  
8 and in particular, the pages which concern Duquesne's proposal  
9 for the transition to competitive access to generation.

10 Q. What is Duquesne's position regarding retail access for large  
11 commercial customers?

12 A. Mr. Hoffman's testimony indicates that large commercial and  
13 all industrial customers will be selected by SIC code-based  
14 market segments. Mr. Hoffman indicates,

15 Duquesne's customers include eleven commercial  
16 and five industrial market segments. Some of  
17 these segments may be grouped to avoid  
18 competitive disadvantage. Duquesne proposes  
19 to prioritize the release of these market  
20 segments based on the results of our pilot  
21 program enrollment process. Those market  
22 segments having the largest percentage of  
23 total accounts being nominated by customers  
24 for participation in the pilot will be  
25 included in the first phase until the  
26 requisite peak load contribution is reached or  
27 exceeded. (Duquesne Statement No. 6 at p. 4,  
28 lines 6-12.)

1 Q. Did Duquesne consider any other proposals for phasing-in  
2 access for large commercial customers?

3 A. Yes. Mr. Hoffman indicates that Duquesne rejected two other  
4 approaches. The first was a first-come, first-serve approach.  
5 The second approach was an approach which would have allowed  
6 customer access for one-third of its load in the first phase,  
7 two-thirds of its load in the second phase and all of its load  
8 in the third phase.

9 Q. Did Duquesne provide any reason for rejecting this second  
10 approach?

11 A. Yes. Mr. Hoffman states:

12 [Duquesne] rejected this approach as  
13 presenting excessive difficulties in account  
14 administration and billing, triggering  
15 extraordinary volumes of customer contracts  
16 and imposing unnecessary complexity and  
17 inconvenience on those customers. (Duquesne  
18 Statement No. 6, p. 5, lines 10-12.)

19 Q. Does PRA agree with Duquesne's proposal to implement phase-in  
20 using SIC Codes?

21 A. No, it does not. There are several problems with Duquesne's  
22 phase-in proposal. First, the proposal lacks specificity as  
23 to the SIC Codes that will be utilized. It is unclear as to  
24 how broadly or narrowly Duquesne defines these Codes. Second,  
25 some of the market segments also may compete with each other.  
26 Duquesne should not have the liberty to group competing market  
27 segments, especially where it likely will have limited market

1 knowledge. Third, it appears from Mr. Hoffman's testimony  
2 that the level of phase-in will be determined by the results  
3 of Duquesne's electricity pilot program. That is, Mr. Hoffman  
4 indicates that those as-of-now undefined market segments  
5 "having the largest percentage of total accounts being  
6 nominated by customers for participation in the pilot will be  
7 included in the first phase." (Duquesne Statement No. 6, p.  
8 4, lines 10-12.) It is unclear whether this means the entire  
9 load or only part of the customer's load. In either case, it  
10 is inappropriate to tie access to the system for the  
11 transition period to the actions of customers during the pilot  
12 program initiation process.

13 Q. Why is it inappropriate to utilize customer nominations for  
14 the pilot program as a means of transitioning into the  
15 competitive access to electric generation?

16 A. There may be a variety of reasons why individual market  
17 segments failed to participate or nominate their loads in the  
18 pilot programs, not the least of which were the short time  
19 period between the initiation of pilots by the Commission and  
20 the beginning of the enrollment time period in the pilot  
21 program, the general lack of alternate supplier information  
22 available to the public and the fact that only 5% of class  
23 loads would be available. It is inappropriate to presume that  
24 the interest of parties in a pilot program replicates their  
25 interest in access to a market where all may procure

1 competitive generation supplies.

2 Q. What is the PRA's position regarding retail access during the  
3 three year transition period?

4 A. Large commercial customers operate in a highly competitive  
5 market and it is imperative that the phase-in procedure  
6 ultimately adopted by this Commission not foster competitive  
7 disadvantages. In keeping with that guideline, it is PRA's  
8 position that large commercial customers should be permitted  
9 to participate in the deregulated generation market for a  
10 minimum of one-third (1/3) of their customer load during each  
11 year of the three year transition period contemplated by the  
12 Act. Such customers could nominate initially up to two-thirds  
13 of their load with the assurance of receiving access for at  
14 least one-third of their load. Should the nomination process  
15 for the first year produce an undersubscription of the total peak  
16 capacity subject to the Act (one-third of each customer class'  
17 peak load each year), then those who initially nominated  
18 should be permitted to increase their nominated amount  
19 proportionally to the undersubscription level, up to a maximum of  
20 two-thirds of their individual peak load amount. The intent  
21 of the maximum two-thirds participation level in the first  
22 year is to avoid the potential need for decreasing a  
23 customer's participation in the second year of the transition  
24 period.

1 Since it is unlikely that all customers in each class would  
2 participate in the phase-in periods, it is necessary to have  
3 a procedure to insure that the customer classes, as a whole,  
4 reach the statutory objective of one-third of each customer  
5 classes' peak load. Failure to adopt such a procedure will  
6 not achieve the statutory goals and will frustrate the intent  
7 of the legislature to make the benefits of generation  
8 competition as widely available as possible during the  
9 transition period.

10 Q. Do you agree with Mr. Hoffman's testimony that customers  
11 accessing one-third of their load in each of the three years  
12 of the transition period will present "excessive difficulties  
13 in account administration and billing" or will impose  
14 "unnecessary complexity and inconvenience" on customers?  
15 (Duquesne Statement No. 6 at p. 5, lines 10-12.)

16 A. No, I do not agree with those statements. It is apparent that  
17 under Duquesne's proposal, less than one-third of all  
18 customers will participate in each year of the phase-in.  
19 Indeed, it would appear that significantly less than one-third  
20 would participate under a SIC based formula. I also do not  
21 see how expanding the base of customers creates "unnecessary  
22 complexity" or "inconvenience."

23 What is troublesome is that Duquesne is more concerned about  
24 perceived increased administration rather than maximizing the

1 amount of customer benefits that can be achieved through a  
2 more robust phase-in that virtually assures the statutory  
3 goals of one-third of a utility's load being phased-in during  
4 each year of the transition period. Citing "excessive  
5 difficulties" and "complexities" as an excuse for not  
6 achieving the full level of annual phase-in goals is indirect  
7 contradiction to the purpose of the Act.

8 Q. Do you believe the PRA proposal is consistent with the  
9 requirements of the Act?

10 A. Yes, we do. Unlike the Duquesne proposal, it achieves the  
11 goal of not competitively disadvantaging any particular  
12 customer in a customer class. It ensures that, at a minimum,  
13 all customers possess the opportunity to nominate at least  
14 one-third of their load each year. This means that the bene-  
15 fits of generation competition will flow to the greatest  
16 number of customers willing to participate in the process.  
17 The PRA method also achieves the statutory goals of ensuring  
18 that all classes of customers benefit from generation  
19 competition, (66 Pa. C.S. §2802(7)) and resolves a transi-  
20 tional issue (access to competitive generation) in a manner  
21 that is fair to all involved (66 Pa. C.S. §2802(8)). The PRA  
22 proposal does not competitively disadvantage one customer over  
23 another as the Duquesne proposal anticipates doing.<sup>1</sup>

---

24 <sup>1</sup> Duquesne indicates, under its proposal, it will force customers to  
25 justify competitive disadvantage on a case-by-case process. This process overly  
26 complicates the issue and discourages participation in the transition process.

1 Finally, under Duquesne's proposal, some customers may  
2 participate in its pilot program but be unable to participate  
3 under a SIC-based formula. While Duquesne intends to  
4 "grandfather" such customers, this process will undoubtedly  
5 create enormous customer confusion. Further, this process  
6 would guarantee the extension of the competitive advantage  
7 that pilot program participants have over their competitors  
8 that were not chosen for participation in either the pilot  
9 program or the initial phase-in. The PRA proposal ensures  
10 that customers who participate in Duquesne's pilot program  
11 will also be able to participate in the transition to full  
12 retail access.

13 Q. Is there another portion of Duquesne's phase-in proposal that  
14 must be rejected?

15 A. Yes, there are. Duquesne has two exceptions to its phase-in  
16 proposal. The PRA is particularly concerned regarding the  
17 second of these exceptions. This exception provides that all  
18 customers taking service at a premise previously unserved by  
19 Duquesne will be allowed direct access upon commencement of  
20 service. It is unfair to allow a new site to benefit from  
21 generation competition. While new job growth is a laudable  
22 goal, expansion of existing business should also be a  
23 complementary goal. It is a shortsighted goal which defines

---

24 The PRA proposal is a more rational, efficient and fairer method of resolving the  
25 issue.

1 economic development as applicable solely to new business  
2 brought into the Commonwealth.

3 Furthermore, it is unfair to place limits on existing  
4 businesses that have been subject to the high cost of  
5 electricity in Pennsylvania in order to provide benefits to  
6 new business. In essence, the Duquesne proposal creates a  
7 competitive disadvantage for the competitors of the new  
8 business that are not chosen to participate at the same time.  
9 Under the PRA proposal, if a new business locates in  
10 Duquesne's service territory, it increases the peak load  
11 amount, thus allowing the participation of the new business on  
12 an equal basis with existing business.

13 Q. Are there other changes necessary to implement the PRA  
14 proposal?

15 A. Yes. Duquesne's tariff must provide for aggregation of loads  
16 by customers. Some of the PRA's members have multiple sites  
17 in Duquesne's service territory. The Duquesne tariff is now  
18 silent on this matter.

19 Aggregation will permit customers to shop for load  
20 efficiencies and create economies of scale. This process will  
21 benefit not only large customers but also small customers. In  
22 particular, these customers must have the right to replicate  
23 consumption patterns of large customers in order to attract

1 the maximum number of competitive suppliers.

2 Additionally, the tariff must provide that the first energy  
3 through the meter is from the alternate supplier and not  
4 Duquesne. This is necessary in order to ensure that the  
5 customer receives the benefit of a higher load factor for its  
6 alternative supplier of energy and capacity. This method is  
7 a quid pro quo for implementing a phase-in period. Electric  
8 utilities, such as Duquesne, benefit from the phase-in period  
9 through an orderly and smooth transition to competitive  
10 markets. By insisting upon a first through the meter  
11 principle, the Commission will be compensating customers who  
12 cannot immediately move to full competition but must wait for  
13 the termination of a phase-in period. Failure to adopt this  
14 principle lowers the load factor for loads served by the  
15 alternate supplier and thereby effectively increases the  
16 customer's cost. This increase negates the benefits of moving  
17 to a competitive market.

18 Finally, any customer with multiple sites should be allowed  
19 the opportunity to assign its awarded participation levels in  
20 the manner of its choosing. For example, if a customer has  
21 three locations of equal size and is allowed to phase-in one-  
22 third of each location in the first year, that customer shall  
23 have the opportunity to place all its awarded load at one  
24 location. Such a policy can benefit both the customer and

1 Duquesne.

2 Q. Does this conclude your testimony?

3 A. Yes, it does.

1 APPENDIX A

2 QUALIFICATIONS OF CHRIS K. ALBRECHT

3 Mr. Albrecht serves as the Supply-Side Energy Manager for the  
4 May Department Stores Company wherein his responsibilities include  
5 the procurement of all electric supply for the Company's facilities  
6 in addition to directing the Company's efforts and involvement in  
7 the deregulation of the electric utility industry in the United  
8 States. In addition, Mr. Albrecht is a consultant in the field of  
9 public utility regulation and is a member of the consulting firm of  
10 Albrecht & Associates. He is a graduate of the University of  
11 Missouri, with degrees of Bachelor of Science in Electrical  
12 Engineering, Master of Science in Electrical Engineering and Master  
13 of Business Administration. He is a registered professional  
14 engineer in the State of Missouri.

15 From July 1974 until August 1981, Mr. Albrecht was employed by  
16 Union Electric Company in the Power Operations, Environmental  
17 Services and the Corporate Planning functions. In the Power  
18 Operations function, he was responsible for conducting operating  
19 tests and efficiency studies at various generating stations. In  
20 the Environmental Services function, Mr. Albrecht was responsible  
21 for the air quality monitoring system and conducting various  
22 studies to assure the system was operating in compliance with  
23 various state and federal environmental statutes. In the Corporate  
24 Planning function, he was responsible for the use, development and

1 maintenance of the computer model used to determine the company's  
2 capacity expansion plans, conducting various economic evaluations  
3 of alternative projects, involvement with the computer model used  
4 to stimulate the company's financial and economic operations, and  
5 involvement with the company's annual load and energy growth  
6 forecasts.

7         Subsequent to his employment with Union Electric, Mr. Albrecht  
8 entered the field of utility rate and economic consulting. His  
9 experience includes evaluations related to various aspects of  
10 utility regulation including: system and class cost-of-service  
11 studies; rate design and tariff development; revenue requirement  
12 issues; natural gas transportation, storage and balancing  
13 provisions; pipeline capacity brokering; electric capacity need  
14 determination; power cost forecasting; various cogeneration issues;  
15 computer model simulation; avoided cost pricing and the evaluation  
16 or development of purchased power agreements, steam purchase  
17 agreements, and cogeneration project evaluation models.

18         In addition, Mr. Albrecht serves as the Chairman of the  
19 National Retail Federation's energy committee, the Chairman of the  
20 Pennsylvania Retail Association's energy committee and a member of  
21 the Missouri Retail Electric Competition Task Force.

22         Mr. Albrecht has testified as an expert witness in over fifty  
23 regulatory proceedings before the commissions in the States of  
24 California, Florida, Illinois, Kansas, Kentucky, Louisiana,  
25 Missouri, Nevada, New York, Ohio, Oklahoma and Wisconsin. In  
26 addition, Mr. Albrecht appeared as an expert witness before the

1 American Arbitration Association in a proceeding in Nevada. Mr.  
2 Albrecht has also appeared before the One Hundred Fourth Congress,  
3 Committee on Commerce House of Representatives; the General  
4 Assembly of Pennsylvania Committee on Consumer Affairs; the Indiana  
5 Senate, Commerce Committee; the Maryland Task Force to Study Retail  
6 Electric Competition and the Restructuring of the Electric Utility  
7 Industry; the Public Utilities Commissioners of the State of  
8 Colorado; and the Public Service Commissioners of the State of  
9 Maryland.

IN THE COMMONWEALTH OF PENNSYLVANIA  
BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

CERTIFICATE OF SERVICE

I hereby certify that, on this 6th day of November, 1997, I have served true and correct copies of the foregoing document upon the persons set forth below by First Class Mail, postage prepaid or by hand-delivery (unless service is otherwise indicated), in accordance with 52 Pa. Code Section 1.54:

Hon. John H. Corbett, Jr.  
Administrative Law Judge  
Office of Administrative Law  
Judge  
Pa Public Utility Commission  
1103 Pittsburgh State Off Bldg.  
300 Liberty Avenue  
Pittsburgh, PA 15222

Larry R. Crayne, Esq.  
Richard S. Herskovitz, Esq.  
Duquesne Light Company  
411 Seventh Avenue  
P.O. Box 1930  
Pittsburgh, PA 15230-1930

Jim Ferlo, Councilman  
District 7  
510 City-County Building  
Pittsburgh, PA 15219

Scott J. Rubin, Esq.  
3 Lost Creek Drive  
Selinsgrove, PA 17870

Patricia Armstrong, Esq.  
Thomas, Thomas, Armstrong &  
Nielsen  
212 Locust Street  
P.O. Box 9500  
Harrisburg, PA 17108-9500

Kandace Melillo, Esq.  
Wayne Scott, Esq.  
Office of Trial Staff  
PA Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Stephen L. Feld, Esq.  
Pa. Power Company  
1 East Washington Street  
P.O. Box 891  
New Castle, PA 16103-0891

Michael L. Kurtz, Esq.  
Boehm, Kurtz & Lowry  
2110 CBLD Center  
36 East Seventh Street  
Cincinnati, OH 45202

Douglas F. John, Esq.  
John & Hengerer  
1200 17th Street, N.W., Ste 600  
Washington, DC 20036-3006

Sheila Hollis, Esq.  
Mary Ann Ralls, Esq.  
Stephanie Sugrue, Esq.  
1667 K Street, N.W., Ste 700  
Washington, DC 20006-1608

Daniel Clearfield, Esq.  
Gerald Gornish, Esq.  
Alan Kohler, Esq.  
Robert Longwell, Esq.  
Wolf, Block, Schorr & Solis-  
Cohen  
305 North Front Street  
Suite 401  
Harrisburg, PA 17101

Kevin McKeon, Esq.  
Malatesta, Hawke & McKeon  
Harrisburg Energy Center  
P.O. Box 1778  
Harrisburg, PA 17101

Karen Oill Moury  
Office of Small Business  
Advocate  
Suite 1102, Commerce Bldg.  
300 North Second Street  
Harrisburg, PA 17101

Steven Baicker-McKee, Esq.  
Wanda Schiller, Esq.  
Babst, Calland, Clements &  
Zomnir, P.C.  
Two Gateway Center, 8th Fl.  
Pittsburgh, PA 15222

William Hawke, Esq.  
Janet Miller, Esq.  
Todd Stewart, Esq.  
Malatesta, Hawke & McKeon, LLP  
Harrisburg Energy Center  
P.O. Box 1778  
Harrisburg, PA 17105-1778

Kenneth Wiseman, Esq.  
Peter Thompson, Esq.  
Andrews & Kurth, L.L.P.  
1701 Pennsylvania Avenue, N.W.  
Washington, DC 20006

Mark McGuire, Esq.  
Ronald Carroll, Esq.  
Jenner & Block  
601 Thirteenth Street, N.W.  
12th Floor  
Washington, DC 20005

John E. Stember, Esq.  
1705 Allegheny Building  
429 Forbes Avenue  
Pittsburgh, PA 15219

Alan J. Barak, Esq.  
1417 Blue Mountain Parkway  
Harrisburg, PA 17112

David M. DeSalle, Esq.  
Terrance J. Fitzpatrick, Esq.  
Ryan, Russell, Ogden & Seltzer  
800 N. Third Street, Ste 101  
Harrisburg, PA 17102-2025

John Moot, Esq.  
Kurt Bilas, Esq.  
Skadden, Arps  
1440 New York Avenue, Northwest  
Washington, DC 20005

Howard Louik, Esq.  
Allegheny County Law Dept.  
300 Fort Pitt Commons  
445 Fort Pitt Boulevard  
Pittsburgh, PA 15219

Deneice Covert Zeve, Esq.  
Terry Lupia, Est.  
Assistant Consumer Advocates  
Office of Consumer Advocate  
14th Floor, Strawberry Square  
Harrisburg, PA 17120

James Dougherty, Esq.  
McNees, Wallace & Nurick  
100 Pine Street  
P.O. Box 1166  
Harrisburg, PA 17108

Robert Stefanko, Esq.  
341 South Bellefield Avenue  
Pittsburgh, PA 15213

Joseph Dworetzky, Esq.  
John Lavelle, Jr., Esq.  
Luke Dembosky, Esq.  
One Logan Square, 12th Fl.  
Philadelphia, PA 19103

Thomas P. Gadsden, Esq.  
Morgan, Lewis & Bockius  
2000 One Logan Square  
Philadelphia, PA 19103

Paul Russell, Esq.  
Pennsylvania Power & Light  
Company  
2 North 9th Street  
Allentown, PA 18101

  
Kenneth Zielonis, Esquire

CERTIFICATE OF SERVICE

Re: Application of Duquesne Light Company for  
Approval of its Restructuring Plan Under  
Section 2806 of the Public Utility Code  
Docket No. R-00974104

DOCUMENT  
FOLDER

I hereby certify that I have this day served a true copy of the foregoing document, Respons to Enron Power Marketing, Inc.'s Interrogatory, Set I, number 6(i), upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 6th day of January, 1998.

SERVICE IN PERSON

KJR

Kandace Melillo, Esquire  
Wayne Scott, Esquire  
Office of Trial Staff  
PA Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105

SERVICE BY FACSIMILE AND FIRST CLASS MAIL

Daniel Clearfield, Esquire  
Gerald Gornish, Esquire  
Alan Kohler, Esquire  
Robert Longwell, Esquire  
Wolf, Block, Schorr and Solis-Cohen  
Suite 401  
305 North Front Street  
Harrisburg, PA 17101

RECEIVED  
98 JAN -6 PH 3:30  
P.A.P.U.C.  
PROTHONOTARY'S OFFICE

SERVICE BY FIRST CLASS MAIL

John S. Moot, Esquire  
Skadden, Arps, Slate, Meagher  
& Flom, LLP  
1440 New York Avenue, N.W.  
Washington, D.C. 20005

Larry R. Crayne, Esquire  
Duquesne Light Company  
411 Seventh Avenue  
P.O. Box 1930  
Pittsburgh, PA 15230-1930

Stephen L. Feld, Esquire  
Pennsylvania Power Company  
1 East Washington Street  
P.O. Box 891  
New Castle, PA 16103-0891

Karen Oill Moury, Esquire  
Office of Small Business Adv.  
Suite 1102, Commerce Bldg.  
300 North Second Street  
Harrisburg, PA 17120

Brian Kalcic  
Excel Consulting  
Suite 720-T  
225 S. Meramec Avenue  
St. Louis, MO 63105

Sheila S. Hollis, Esquire  
Mary Ann Ralls, Esquire  
Stephenie A. Sugrue, Esquire  
Duane, Morris & Heckscher LLP  
Suite 700  
1667 K Street, N.W.  
Washington, DC 20006-1608

Scott J. Rubin, Esquire  
3 Lost Creek  
Selinsgrove, PA 17870

Mary McFall Hopper, Esquire  
PECO Energy Company  
2301 Market Street S23-1  
Philadelphia, PA 19103

Vickiren S. Aeschleman  
QST Energy Inc.  
Suite 300  
300 Hamilton Blvd.  
Peoria, IL 61602

David Hughes  
4037 Ludwick Street  
Pittsburgh, PA 15217

Jim Ferlo, Counselman  
510 City-Counsel Building  
Pittsburgh, PA 15219

Brian A. Rider, President  
Pennsylvania Retailers' Association  
224 Pine Street  
Harrisburg, PA 17101-1325

Thomas P. Gadsden, Esq.  
Morgan, Lewis & Bockius  
2000 One Logan Square  
Philadelphia, PA 19103-6993

Rodney R. Akers, Esq.  
Assistant City Solicitor  
313 City-County Building  
414 Grant Street  
Pittsburgh, PA 15219

James P. Dougherty, Esq.  
Robert A. Weishaar, Jr., Esq.  
Pamela C. Polacek, Esq.  
100 Pine Street  
P.O. Box 1166  
Harrisburg, PA 17108

DOCKETED  
JAN 13 1998

DOCUMENT  
FOLDER

Timothy Moran  
986 Greentree Road  
Pittsburgh, PA 15222

Allegheny Electric Cooperative, Inc.  
212 Locust Street  
P.O. Box 1266  
Harrisburg, PA 17108-1266

Patricia Armstrong, Esquire  
Thomas, Thomas, Armstrong & Niesen  
212 Locust Street  
P.O. Box 9500  
Harrisburg, PA 17108-9500

James D. Steffes  
Enron Power Marketing Inc.  
1400 Smith Street  
P.O. Box 4428  
Houston, TX 77002

Steven Baicker-McKee, Esq.  
Wanda Schiller, Esq.  
Babst, Calland, Clements & Zomnir PC  
8th Floor, Two Gateway Center  
Pittsburgh, PA 15222

Kenneth L. Wiseman, Esq.  
Andrews & Kurth, LLP  
1701 Pennsylvania Avenue  
Washington, DC 20006

Mark F. Sundback, Esq.  
Peter J. Thompson, Esq.  
Andrews & Kurth, LLP  
1701 Pennsylvania Avenue, NW  
Washington, DC 20006

Michael L. Kurtz, Esq.  
David F. Boehm, Esq.  
Boehm, Kurtz & Lowry  
2110 CBLD Center  
36 East Seventh Street  
Cincinnati, OH 45202

Stephen J. Baron  
J. Kennedy and Associates, Inc.  
Suite 475  
35 Glenlake Parkway  
Atlanta, GA 30328

Howard M. Louik, Esq.  
Allegheny County Law Dept.  
300 Fort Pitt Commons  
445 Fort Pitt boulevard  
Pittsburgh, PA 15219

Robert J. Stefanko, Esq.  
341 South Bellefield Avenue  
Pittsburgh, PA 151213

Margaret Peter, Esq.  
The Peoples Natural Gas Company  
625 Liberty Avenue  
Pittsburgh, PA 15222-3197

John Stember, Esq.  
Low Income Advocate Parties  
1705 Allegheny Bldg.  
429 Forbes Avenue  
Pittsburgh, PA 15219

Donald R. Ayersman, Jr., Esq.  
1125 Denver Avenue  
Morgantown, PA 26505

Mark J. McGuire, Esq.  
Ronald N. Carroll, Esq.  
Jenner & Block, Suite 1200  
601 13th Street, NW  
Washington, DC 20005

Tim Merrill, Esq.  
Suite 200  
4 Penn Center West  
Pittsburgh, PA 15276

Kevin J. McKeon, Esq.  
Malatesta, Hawke & McKeon, LLP  
P.O. Box 1778  
Harrisburg, PA 17101

David M. DeSalle, Esq.  
Terrance J. Fitzpatrick, Esq.  
Ryan, Russell, Ogden & Seltzer, LLP  
Suite 101  
800 North Third Street  
Harrisburg, PA 17102-2025

Robert B. Weisenmiller  
MRW & Associates, Inc.  
Suite 1440  
1999 Harrison Street  
Oakland, CA 94612-3517

Michael Reid, Director  
Materials Management Services  
Administrative Resources, Inc.  
500 Commonwealth Drive  
Warrendale, PA 15086-7513

Thomas J. Augspurger, Esq.  
Midcon Corporation  
Office of General Counsel  
701 East 22nd Street  
Lombard, IL 60148

William T. Hawke, Esq.  
Mid Atlantic Power Supply Association  
100 North 10th Street  
Harrisburg, PA 17105

Joseph A. Dworetzky, Esq.  
John P. Lavelle, Jr., Esq.  
Hangley, Aronchick, Segal & Pudlin  
12th Floor, One Logan Square  
Philadelphia, PA 19103

Alan J. Barak, Esq.  
Environmentalists  
1417 Blue Mountain Parkway  
Harrisburg, PA 17112

Paul E. Russell, Esq.  
Pennsylvania Power & Light Company  
2 North 9th Street  
Allentown, PA 18101

David M. Boonin  
New Energy Ventures East, LLC  
Suite 2525  
1845 Walnut Street  
Philadelphia, PA 19103

Roger Clark, Esq.  
The Environmentalists  
905 Denston Drive  
Adler, PA 19002-3901

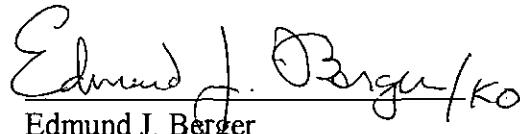
John O'Brien, Esq.  
Wheeled Electric Power Company  
Suite 207  
50 Charles Lindburgh Blvd.  
Uniondale, NY 11553

Albert M. Benincasa, Esq.  
Director, Regulatory Affairs  
Skipping Stone  
46 9th Avenue  
Sea Cliff, NY 11579

John P. Lavelle, Jr., Esq.  
Hangley Aronchick Segal & Pudlin  
One Logan Square, 12th Floor  
Philadelphia, PA 19103-6933

Douglas F. John, Esq.  
JOHN & HENGERER  
Suite 600  
1200 17th Street, N.W.  
Washington, D.C. 20036

Kenneth Zielonis , Esq.  
Stevens & Lee  
Suite 310  
208 North Third Street  
Harrisburg, PA 17108

A handwritten signature in cursive script that reads "Edmund J. Berger" followed by a stylized flourish that looks like "KO".

Edmund J. Berger  
Assistant Consumer Advocate

Counsel For  
Office of Consumer Advocate  
1425 Strawberry Square  
Harrisburg, PA 17120  
(717) 783-5048  
43679

**ORIGINAL**

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

1440 NEW YORK AVENUE, N.W.

WASHINGTON, D.C. 20005-2111

TEL: (202) 371-7000

FAX: (202) 393-5760

FIRM/AFFILIATE OFFICES

BOSTON  
CHICAGO  
HOUSTON  
LOS ANGELES  
NEWARK  
NEW YORK  
SAN FRANCISCO  
WILMINGTON

BEIJING  
BRUSSELS  
FRANKFURT  
HONG KONG  
LONDON  
MOSCOW  
PARIS  
SINGAPORE  
SYDNEY  
TOKYO  
TORONTO

KJR

DIRECT DIAL  
371-7310

DOCUMENT  
FOLDER

January 7, 1998

Via Facsimile and Overnight Mail

RECEIVED

James J. McNulty  
Prothonotary  
Pennsylvania Public Utility Commission  
North Office Building  
Commonwealth Ave. and North St.  
Harrisburg, Pa. 17120

JAN 7 1998

PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

Re: Duquesne Light Company Restructuring  
Proceeding, Docket No. R-00974104

Dear Mr. McNulty:

Pursuant to the Presiding Judge's Sixth Interim Order (dated December 30, 1997), enclosed is the First Joint Stipulation of the parties to this case. The stipulation includes an index of testimony and exhibits from all intervenor parties except: (i) the Community Action Coalition, as that party has not supplied such an index to Duquesne; and (ii) David Hughes, as the index submitted by that party is both incomplete and includes documents not filed in this case. If and when these matters are resolved, a second joint stipulation will be filed.

Sincerely,



John S. Moot  
Counsel for  
Duquesne Light Company

cc: All parties (w/enclosure)  
Presiding Judge Corbett (w/enclosure)

41

DOCKETED  
JAN 12 1998

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility	)	
Commission,	)	
	)	
v.	)	Docket No. R-00974104
	)	
Duquesne Light Company	)	
Application to approve	)	
restructuring plan pursuant	)	
to 66 Pa. C.S. § 2806(d)	)	

DOCUMENT  
FOLDER

FIRST JOINT STIPULATION

Pursuant to an agreement of all parties to this case and as required by the Sixth Interim Order issued by the Presiding Judge on December 30, 1997, Duquesne Light Company ("Duquesne") and the intervenor parties hereby agree and stipulate to the following:

1. Each party to this Stipulation agrees that the testimony and exhibits itemized on the Stipulation Exhibits attached hereto shall be admitted into the record of this case.

2. Each party to this Stipulation agrees to waive its right to cross-examine the witnesses sponsoring the testimony and exhibits itemized on the Stipulation Exhibits attached hereto.

3. Each party to this Stipulation agrees to execute a copy of this Stipulation by causing counsel of record for each party (or the party itself if that party is unrepresented by counsel) to place its signature on the appropriate line below. Each party further agrees to file an executed version thereof with the Commission's Secretary and Prothonotary at the time it submits two copies of its testimony and exhibits to the Secretary and Prothonotary, as prescribed by the Sixth Interim Order.

Counsel for Duquesne Light: \_\_\_\_\_

  
\_\_\_\_\_  
John S. Moot

Counsel for Intervenor Party: \_\_\_\_\_

Name of Intervenor Party: \_\_\_\_\_

Dated: January 7, 1998

**FIRST JOINT STIPULATION  
INDICES OF TESTIMONY & EXHIBITS**

<b><u>Exhibit No.</u></b>	<b><u>Description</u></b>
1	City of Pittsburgh
2	Duquesne Industrial Intervenors (DII)
3	Enron Power Marketing, Inc. (ENRON)
4	Environmentalists (ENV)
5	Hospital Shared Services & Administrative Resources, Inc. (HSS/ARI)
6	International Brotherhood of Electrical Workers (IBEW)
7	Mid-Atlantic Power Supply Association (MAPSA)
8	New Energy Ventures (NEV)
9	Office of Business Advocate (OSBA)
10	Office of Consumer Advocate (OCA)
11	Office of Trial Staff (OTS)
12	Pennsylvania Retailers Association (PRA)

**FIRST JOINT STIPULATION  
EXHIBIT NO. 1**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**  
**v.**  
**DUQUESNE LIGHT COMPANY**

**Application of Duquesne Light Company  
for Approval of a Restructuring Plan  
Under Section 2806 of the Public Utility Code  
Docket No. R-00974104**

**CITY OF PITTSBURGH  
INDEX OF TESTIMONY AND EXHIBITS**

<b>Exhibit</b>	<b>Brief Description</b>
City Statement No. 1	Direct Testimony of Christopher D. Seiple (addressing issues pertaining to the Company's general overview/recovery plan and stranded costs).
City Exhibit No. 1	Resource Data International Background & History.
City Exhibit No. 2	RDI Market & Competitor Intelligence
City Exhibit No. 3 (incl. Tables 1-3)	Capacity Factor Analysis
City Exhibit No. 4	Delivered Output Analysis
City Exhibit No. 5	Early Plant Shutdown Savings Analysis
City of Pittsburgh, <i>et al.</i> Statement No. 2	Direct Testimony of Roger D. Colton (addressing issues pertaining to universal service, low income programs, energy conservation, consumer education, and phase-in).
Exhibit RDC-1	Resume of Roger D. Colton
Exhibit RDC-2	Summary of Colton electricity restructuring experience.
Exhibit RDC-3	Summary of Colton experience pertaining to design of low-income affordability programs.
Exhibit RDC-4	Number and Percent of LIHEAP Recipients by Income Range and Annual Electric Burdens.
Exhibit RDC-5	Recommendations pertaining to utility universal service programs which can help increase incomes of low-income consumers.
Exhibit RDC-6	Estimate of Universal Service Costs at 50 Percent CAP Participation.

Exhibit RDC-7	Summary of Universal Service Recommendations.
Exhibit RDC-8	Recommendations for Consumer Research section of an Education Plan
Exhibit RDC-9	Model 4-Phase Consumer Education Program
Exhibit RDC-10	Proposed Evaluation Process for Consumer Education Activities
Exhibit RDC-11	Summary of Consumer Education Recommendations
Exhibit RDC-12	Proposed Budget for Universal Service Programs

**FIRST JOINT STIPULATION  
EXHIBIT NO. 2**

**DUQUESNE INDUSTRIAL INTERVENORS  
INDEX OF TESTIMONY AND EXHIBITS**

Page 1 of 4

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
DII Statement No. 1	Direct Testimony of Stephen J. Baron (Summary of Stranded Cost Analysis; Regulatory Policy Issues; Rate Design Issues)		
Exhibit SJB-1	Expert Testimony Appearances		
Exhibit SJB-2	DII Summary of Recommended Stranded Costs		
Exhibit SJB-3	Example of DII Stranded Generation Sharing Analysis		
Exhibit SJB-4	DII Calculation of Adjusted Rate of Return		
Exhibit SJB-5	DII Summary of Estimated CTC Revenues by Rate Class		
Exhibit SJB-6	DII Load-weighted Market Prices		
Exhibit SJB-7	DII Unbundling Analysis for Rate RS		
Exhibit SJB-8	DII Unbundling Analysis for Rate L		
Exhibit SJB-9	DII Unbundling Analysis for Rate HVPS		

**DUQUESNE INDUSTRIAL INTERVENORS  
INDEX OF TESTIMONY AND EXHIBITS**

Page 2 of 4

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
DII Statement No. 1R	Rebuttal Testimony of Stephen J. Baron (Universal Service Cost Recovery Mechanism; Issues Regarding the Calculation of Market Prices and Stranded Cost; Response to OCA Regarding Unbundling Issues)		
DII Statement No. 1S	Surrebuttal Testimony of Stephen J. Baron (Responses to Company Witnesses Regarding Divestiture, Stranded Cost Sharing, CTC Calculation, and Rate Design Issues; Response to OSBA Witness Regarding CTC Calculation and Recovery)		
DII Statement No. 2	Direct Testimony of Randall J. Falkenberg (Calculation of Company Generation Stranded Cost; Analysis of Duquesne and ECAR Market Prices)		
Exhibit RJF-1	Qualifications of Randall J. Falkenberg		
Exhibit RJF-2	Production Cost Model Studies and Benchmarks		
Exhibit RJF-3	Comparison of Market Price Model Results of K&A Model v. MAPS, IPM and PMDAM		
Exhibit RJF-4	DII Calculation of Company's Annual Revenue Requirements for Generation		
Exhibit RJF-5a	DII Total Generation Stranded Cost Calculation		
Exhibit RJF-5b	DII Calculation of Net Present Value of Contribution Margins		
Exhibit RJF-5c	DII Summary of Market Prices, Fuel Cost, Operating Margin and Generation by Plant		

**DUQUESNE INDUSTRIAL INTERVENORS  
INDEX OF TESTIMONY AND EXHIBITS**

Page 3 of 4

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
<b>DII Statement No. 2S</b>	<b>Surrebuttal Testimony of Randall J. Falkenberg (Updated Calculation of Generation Stranded Costs; Responses to Company Witnesses Regarding Market Price Forecasts)</b>		
Exhibit RJF-6a	DII Updated Total Generation Stranded Cost Calculation		
Exhibit RJF-6b	DII Updated Calculation of Net Present Value of Contribution Margins		
Exhibit RJF-6c	DII Updated Summary of Market Prices, Fuel Cost, Operating Margin and Generation by Plant		
<b>DII Statement No. 3</b>	<b>Direct Testimony of Lane Kollen (Regulatory Assets; Transition Costs; Fossil Decommissioning; Nuclear Decommissioning; Securitization)</b>		
Exhibit LK-1	Resume of Lane Kollen		
Exhibit LK-2	Excerpts from Company Exhibits Illustrating Double Counting of FAS 109 Asset Related to Perry and Beaver Valley 1		
Exhibit LK-3	Excerpt from Company First Quarter 1997 SEC 10-Q Related to Deferred Coal		
Exhibit LK-4	Net Present Value of Deferred Rate Synchronization Costs at 12/31/98		
Exhibit LK-5	Duquesne Nuclear Decommissioning for Stranded Cost and Revenue Requirement (Beaver Valley 1, Beaver Valley 2, and Perry)		

**DUQUESNE INDUSTRIAL INTERVENORS  
INDEX OF TESTIMONY AND EXHIBITS**

Page 4 of 4

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
DII Statement No. 3S	Surrebuttal Testimony of Lane Kollen (Responses to Company Witnesses Regarding Stranded Cost Methodology, Unamortized Debt Costs, Beaver Valley 2 Sale/Leaseback Refinancing Premium, Preaccrued Nuclear Outages, Deferred Employee Costs, Deferred Coal SFAS 106, Deferred Rate Synchronization Costs, Fossil Decommissioning, Securitization)		
DII Cross Exh. 1	Response of Company Witness Hoffmann to Environmentalists' Interrogatories Set I, Number 23	12/18/97	12/18/97
DII Cross Exh. 2	Response of Company Witness Hoffmann to On-the-Record Data Request Concerning Customer Segment Contribution to Non-Coincident Peak Load		
DII Cross Exh. 3	Response of Company Witness Hoffmann to On-the-Record Data Request Concerning Mining, Construction, and Agriculture Customer Segments		

On-the-Record Data Request

Witness: Hoffmann

Page 1 of 1

**DUQUESNE LIGHT COMPANY**

On-the-Record Data Requests

3. Provide a non-coincident peak calculation in form that is analogous to the coincident peak calculation provided in response to Data Request ENV-1-23.

Response:

Attached is a modified version of DLC's response to ENV-1-23 which list the non-coincidental peak load contribution for each customer group/segment associated with the proposed phase-in methodology.

## Non-Coincidental Peak Load Contribution by Customer Class and Segment

Customer Class	Customer Group/Segment	Non-Coincidental Peak Contribution	Percentage Contribution to Non-Coincidental Peak
Residential	Group A - Accumulated Wealth	41	1.14%
	Group B - Mainstream Families	374	10.42%
	Group C - Mainstream Singles	273	7.60%
	Group D - Conservative Classics	49	1.36%
	Group E - Sustaining Families	49	1.36%
	Group F - Sustaining Singles	65	1.82%
	Group G - All Others	21	0.58%
	<b>Subtotal Residential</b>	<b>871</b>	<b>24.28%</b>
Commercial	Utility Services	155	4.33%
	Wholesale Trade	53	1.47%
	Retail Trade - Food	71	1.99%
	Retail Trade - Restaurants	85	2.36%
	Retail Trade - Merchandise	177	4.94%
	Office Buildings	399	11.13%
	Healthcare	142	3.95%
	Education	214	5.98%
	Services	283	7.89%
	Government	82	2.29%
	Small Business	324	9.04%
	<b>Subtotal Commercial</b>	<b>1,986</b>	<b>55.36%</b>
Industrial	Industrial - Chemical	68	1.88%
	Industrial - Plastic	14	0.39%
	Industrial - Glass	39	1.08%
	Industrial - Steel	449	12.52%
	Industrial - Other	161	4.48%
	<b>Subtotal Industrial</b>	<b>730</b>	<b>20.36%</b>
	<b>TOTALS</b>	<b>3,587</b>	<b>100.00%</b>

On-the-Record Data Request

Witness: Hoffmann

Page 1 of 1

**DUQUESNE LIGHT COMPANY**

On-the-Record Data Requests

4. Provide breakdown of numbers for mining, construction and agriculture segments on FAH-4 in a manner comparable to that provided in response to ENV-1-23.

Response:

The market segments listed on FAH-4 as "Mining" and "Construction" are classified as "Industrial-Other" on the response to ENV-1-23. Similarly, "Agriculture" was classified within the "services" market segment.

**FIRST JOINT STIPULATION  
EXHIBIT NO. 3**

PENNSYLVANIA PUBLIC UTILITY COMMISSION

v.

DUQUESNE LIGHT COMPANY

Application for Approval of a Restructuring Plan

Pursuant to 66 Pa. C.S. § 2806(d)

Docket No. R-00974104

ENRON POWER MARKETING, INC.  
INDEX OF TESTIMONY AND EXHIBITS

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
Enron Cross Examination Exhibit No. 1	CFR Uniform System of Accounts: Accounts 908 and 909.	12/17/97	12/17/97
<b>Enron Statement No. 1</b>	<b>Direct Testimony of James D. Steffes</b> General overview of competitive services; the Portland General Code of Conduct.		
Exhibit 1 JDS-1	Market share of utilities/affiliates in Retail Access Programs.		
Exhibit 1 JDS-2	Portland General Electric Company Tariff Code of Conduct.		
Exhibit 1 JDS-3	Market share of affiliates in Retail Access Programs.		
<b>Enron Statement No. 2</b>	<b>Direct Testimony of Paul D. Reising</b> Rates for unbundled services of Transmission, Ancillary, Energy Delivery and Revenue cycles separately computed and stated.		
<b>Exhibit 2 PDR-1</b>	Educational and employment background of P.D. Reising.		
<b>Exhibit 2 PDR-2</b>	Definition and Description of Ancillary Services.		

<b>Exhibit 2 PDR-3</b>	Summary of Functional Costs.		
<b>Exhibit 2 PDR-4</b>	EPMI Proposed Class Rates		
<b>Exhibit 2 PDR-5</b>	EPMI Class Cost Summary		
<b>Exhibit 2 PDR-6</b>	pro forma Distribution Services Tariff		
<b>Exhibit 2 PDR-7</b>	Energy Delivery Rate Design		
<b>Enron Statement No. 3</b>	<b>Direct Testimony of Jeffrey A. Brown</b> Non-wire services, metering, meter-reading, billing and information services. "Open architecture" communication systems.		
<b>Exhibit 3 JAB-1</b>	Customer Account Services: Billing System Opportunities (representative example)		
<b>Exhibit 3 JAB-2</b>	Customer Account Services: Third Party Billing Services (representative example)		
<b>Exhibit 3 JAB-3</b>	Non-Wire Products and Services: "Endless Possibilities"		
<b>Exhibit 3 JAB-4</b>	Non-Wire Communications Network: Conceptual Model		
<b>Exhibit 3 JAB-5</b>	Metering and Billing Cycle		
<b>Enron Statement No. 4</b>	<b>Direct Testimony of Gayle Muench</b> Unbundling of billing and bill format; billing options ("Supplier Complete Bill Option"); phase-in of competition; customer selection and "slamming"; customer information ("Customer Education Program"); Duquesne's Universal Service Program in a competitive environment.		
<b>Exhibit 4 GM-1</b>	DQE Position on Competition		
<b>Exhibit 4 GM-2</b>	DQE Overview of Competition		
<b>Enron Statement No. 5</b>	<b>Direct Testimony of Lynn R. Coles</b> "Pro Forma Supplier Tariff." Access to point-to-point transmission service. EDC charges; minimum contract periods; planning reserves.		

Exhibit 5 LRC-1	Summary of educational background and general experience in electric utility industry.		
Exhibit 5 LRC-2	Proposed Electric Generation Supplier Tariff.		
Exhibit 5 LRC-3	GPU Market Line: Energy market prices; viability payments, all-in market line; market clearing prices.		
<b>Enron Statement No. 1.1</b>	<b>Surrebuttal Testimony of James D. Steffes</b> Response to Duquesne witnesses Hoffman and Allison.		
<b>Enron Statement No. 2.1</b>	<b>Surrebuttal Testimony of Paul D. Reising</b> Responses to rebuttal testimony of Duquesne witness Lahtinen; IBEW witness Moran; and OCA witness Alexander.		
<b>Exhibit 2.1 PDR-8</b>	Revised functional cost of service summary.		
<b>Exhibit 2.1 PDR-9</b>	Revised versions of class-based T & D charges (original Exhibit 2 PDR-4).		
<b>Exhibit 2.1 PDR-10</b>	Revised versions of voltage differentiated rates (original Exhibit 2 PDR-5).		
<b>Enron Statement No. 3.1</b>	<b>Surrebuttal Testimony of Jeffrey A. Brown</b> Responses to Duquesne witness Allison; and IBEW witnesses Schmidt and Moran.		
<b>Enron Statement No. 4.1</b>	<b>Surrebuttal Testimony of Gayle Muench</b> Responses to Duquesne witnesses Allison, Hoffman and Flynn; OCA witness Alexander; and IBEW witness Moran.		
<b>Enron Statement No. 5.1</b>	<b>Surrebuttal Testimony of Lynn R. Coles</b> Responses to rebuttal testimony of IBEW witness Moran; and witnesses Irvin and Karl.		

**FIRST JOINT STIPULATION  
EXHIBIT NO. 4**

**Roger E. Clark, Esq.**  
**Attorney for The Environmentalists**

905 Denston Drive  
Ambler, PA 19002-3901  
phone: 215.643.2364  
fax: 215.628.2630  
e-mail: rclark@libertynet.org

January 7, 1998

John Moot  
Skadden, Arps, Slate, Meagher & Flom LLP  
1440 New York Avenue, N.W.  
Washington, D.C. 20005-2111

Re: Duquesne Light Company Application for  
Approval of a Restructuring Plan,  
Docket No. R-0097104.

Dear Mr. Moot:

Thank you for catching our oversight regarding Roger Colton's surrebuttal testimony. In accordance with the Sixth Interim Order issued by Judge Corbett on December 30, 1997, I am sending you the following updated index of the Environmentalists' testimony and exhibits in the above-referenced proceeding:

Exhibit	Description	Date Identified	Date Admitted
Environmentalists' Statement No. 1	Direct Testimony of David Schoengold		
Ex. DS-1	Resume of David Schoengold		
Ex. DS-2	<i>Environmentalists' Vision for the New Electricity Marketplace</i>		
Ex. DS-3	Return on the Investment to Date for Stockholders		
Ex. DS-4	Total Return to Date for Stockholders		
Ex. DS-5	Methodology for Determining Total Return Of and On Investment for Stockholders Through End of Transition Period		
Ex. DS-6	Proposed Draft for Net Billing Tariff		

Environmentalists' Index of Testimony and Exhibits

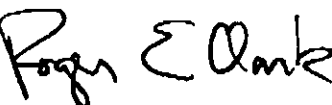
January 7, 1998

Page 2

Environmentalists' Statement No. 1-S	Surrebuttal Testimony of David Schoengold		
Environmentalists' Statement No. 2	Direct Testimony of Bruce Biewald		
Ex. BEB-1	Resume of Bruce Biewald		
Ex. BEB-2	Graph of TLG Decommissioning Estimates: 1977-1995		
Ex. BEB-3	<i>Full Environmental Disclosure for Electricity: Tracking and Reporting Key Information, March 1997</i>		
Ex. BEB-4	Better Choice Plan - Three Examples		
Environmentalists' Statement 2-S	Surrebuttal Testimony of Bruce Biewald		
Ex. BEB-5	Economic Analysis of Duquesne Light Company's Perry 1 Investment		
Ex. BEB-6	Economic Analysis of Duquesne Light Company's Beaver Valley 2 Investment		
Ex. BEB-7	Assumptions for Economic Analysis for Perry 1 and Beaver Valley 2		
City of Pittsburgh <i>et al.</i> Statement No. 2 (cosponsored with the Environmentalists)	Direct Testimony of Roger Colton		
Ex. RDC-1	Resume of Roger Colton		
Ex. RDC-2	Summary of Roger Colton's Restructuring Work		
Ex. RDC-3	Summary of Roger Colton's Energy Efficiency Work		
Ex. RDC-4	Number and Percentage of LIHEAP Recipients by Income Range		

Ex. RDC-5	Summary of the BOSS and Earned Income Tax Credit Outreach		
Ex. RDC-6	Estimate of Universal Service Program Costs		
Ex. RDC-7	Summary of Universal Service Recommendations		
Ex. RDC-8	Summary of Consumer Research Section of Consumer Education Plan		
Ex. RDC-9	Four Phase Consumer Education Program		
Ex. RDC-10	Consumer Education Evaluation Process		
Ex. RDC-11	Summary of Consumer Education Recommendations		
Ex. RDC-12	Proposed Universal Service Budget		
City of Pittsburgh <i>et al.</i> Statement No. 3-S (cosponsored with the Environmentalists)	Surrebuttal Testimony of Roger Colton		
Ex. RDC-1-S	Memorandum of Residential Mobility and the Low Income Consumer		
Ex. RDC-2-S	Prepayment Meters and Low Income Consumers		

I have also sent this document to you by e-mail at "jmoot@skadden.com". Copies of this letter are being served on all parties of record by facsimile.

Sincerely,  
  
 Roger E. Clark  
 Attorney for the Environmentalists

Copies: All parties of record

**FIRST JOINT STIPULATION  
EXHIBIT NO. 5**

**HSS AND ARI  
INDEX OF TESTIMONY AND EXHIBITS**

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
	Prepared Direct Testimony of Dr. Robert B. Weisenmiller, Volume I		
RBW-1	Supplemental Response to Item Nos. HSS-1-001, 21 (Supp.), etc. (corrections to Duquesne's case-in-chief)		
RBW-2	Skadden, Arps letter forwarding narrative prepared by Northbridge Group regarding discovery requests HSS-3-008 and HSS-3-009		
RBW-3	"Generating Assets," April 1995 (Duquesne study re: possible sales of its generating assets)		
RBW-4	Chart, "Best Practices Reduce Total Personnel By 45%"		
RBW-5	Duquesne Fossil Generating Business Unit, Development of a GENCO, Dec. 1996		
RBW-6	Presentation to Project Lead Team - Project Update, July 15, 1996		
RBW-7	Presentation to Project Lead Team - Preliminary Valuation and Operating Cost Allocation, August 5, 1996		
RBW-8	Presentation to Project Lead Team - Asset Valuation and Strategic Options, August 16, 1996		
RBW-9	Presentation to Project Lead Team - Regulatory Recommendations and GENCO Structure, Sept. 13, 1996		
RBW-10	CS First Boston, Materials Prepared for Discussion, Nov. 21, 1996		
RBW-11	Charts, "Generating Costs For Duquesne"		
RBW-12	Table, To Go Cost of Generation, etc.		
RBW-13	Chart, Duquesne System Lambda, 1996		
RBW-14	Duquesne Response to Interrogatory No. HSS-1-72/73 (revised) and attachments (re: RFP bids, etc.)		
RBW-15	Duquesne letter regarding RFPs and bid forms		

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
RBW-16	Duquesne Response to Interrogatory No. HSS-1-016 (revised) (Testimony of D.W. Marshall, Investigation into Electric Power Competition, I-940032, filed Nov. 6, 1995)		
RBW-17	West Penn Power Docket No. R-00973981 Interrogatories (AYP Energy, Inc.'s RFP bids)		
RBW-18	Duquesne Response to Interrogatory No. OCA-3-016 (current ECR charge is 12.822 mill/kWh)		
RBW-19	Duquesne Response to Interrogatory No. HSS-1-026		
RBW-20	Excerpts from Alexander Galatic, Written Rebuttal Testimony on Behalf of West Penn Power Company		
RBW-21	Duquesne's Response to HSS-1-015 (revised) -- <b>Protected Materials</b>		
RBW-22	Duquesne's Response to HSS-1-015 (revised) -- <b>Protected Materials</b>		
RBW-23	Duquesne Response to Interrogatory No. OCA-3-001 (credit rating reports)		
RBW-24	Table, Utility Comparison		
RBW-25	Chart, Ranking of DLCo & APS Coal Plants with PJM Coal Plants, Based on Total Expenditures per Net MWh - 1995		
RBW-26	A Report on The Review of Potential Stranded Costs, Duquesne Light Company, August 1997		
RBW-27	Duquesne Response to Interrogatory No. DH-1-28 (settlement agreement between GE and <i>inter alia</i> , Duquesne)		
RBW-28	Executive Summary, Duquesne Light Company (1996 rating agency presentation)		
RBW-29	Tables, DQE 12-month Results; Continued Earnings and Dividend Growth; Consistent Financial Performance -- NatWest Securities Mid-Atlantic/New England Utility Seminar, Sept. 23, 1997		
RBW-30	Duquesne Financial, Sales and Operating Information (1996 rating agency presentation)		
RBW-31	Duquesne Rating Agency Presentation, August 1996		

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
RBW-32	Duquesne Response to Interrogatory Nos. HSS-3-01 and HSS-3-02 (explanation of ratepayer benefits)		
RBW-33	Duquesne Response to Interrogatory No. OCA-1-007 (regulatory assets and decommissioning expenses)		
RBW-34	Duquesne Response to Interrogatory No. HSS-1-044 (regulatory assets in rate base)		
RBW-35	Duquesne Response to Interrogatory No. HSS-1-043 (Supp.) (authorization for claimed regulatory assets: excerpts from 860378 order)		
RBW-36	Duquesne Response to Interrogatory No. HSS-1-043 (Supp.) (authorization for claimed regulatory assets: excerpts from R-870222 order)		
RBW-37	Duquesne Response to Interrogatory of David Hughes Set I, Item No. DH-1-10 (excerpts from Duquesne's 1995 and 1995 Form 10-Ks)		
RBW-38	Duquesne Response to Interrogatory No. HSS-1-030 (revised) (excerpts from Ft. Martin amended proposal re: deferred costs)		
RBW-39	Excerpts from Duquesne 1996 Form 10-K		
RBW-40	Excerpts from Duquesne Response to Interrogatory No. DH-1-18 (Feb. 17, 1983 letter to Duquesne Shareholders)		
RBW-41	Duquesne Response to Interrogatory No DH-1-10 (excerpts from Duquesne's 1995 and 1995 Form 10-Ks)		
RBW-42	Duquesne Response to Interrogatory No. OCA-1-040 (Brunot Island rate base treatment)		
RBW-43	Duquesne Response to Interrogatory No. OCA-3-042 (Brunot Island and Phillips units--no plans to return cold service units to service)		
RBW-44	Duquesne Response to Interrogatory No. ENV-1-024 (excerpts from Sept. 1997 Integrated Resource Plan)		
RBW-45	Duquesne Response to Interrogatory No. HSS-3-03 (excerpts from Pennsylvania PUC Order in P-900485)		
RBW-46	Duquesne Response to Interrogatory No. OCA-1-018 (future use or sale of Brunot Island and Phillips units)		

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
RBW-47	Duquesne Response to Interrogatory No. OCA-1-008 (Chart, Annual Amortization Amounts)		
RBW-48	Table, All-In Costs of Combined Cycle Plants		
RBW-49	Duquesne Response to Interrogatory No. HSS-1-091 (Schnitzer's natural gas market price forecasts)		
RBW-50	Tables, Wellhead (lower 48) Natural Gas Price Projections (1995)		
RBW-51	Duquesne Response to Interrogatory No. HSS-2-38 (gas transportation costs forecast)		
RBW-52	Duquesne Response to Interrogatory No. HSS-2-34 (2.5% inflation factor sources)		
RBW-53	Table, Percent Change from Previous Period--GDP PPD		
RBW-54	Excerpts from Duquesne Resource Planning Report, July 1, 1996		
RBW-55	Presentation to Project Lead Team - Preliminary Recommendations, August 30, 1996		
RBW-56	Presentation to DQE, Inc. Regarding the Sale of Certain Generating Assets, June 16, 1995		
RBW-57	Table, Comparison of Estimates of Market-Clearing Prices		
	Prepared Surrebuttal Testimony of Dr. Robert B. Weisenmiller, Volume IV		
RBW-58	Presentation to Gary Brandenberger - Draft Presentation for Fall Planning Council, Sept. 5, 1996 (Metzler)		
RBW-59	Presentation to Gary Brandenberger - Draft Presentation for Fall Planning Council, Sept. 5, 1996 (Metzler)		
RBW-60	Petition of Duquesne to discontinue normal operation of Phillips Power Station, South Heights, Pennsylvania		
RBW-61	Calpine Acquires 120 MW Gas-Fired Facility, Non-Nuclear Electric Power Generation, etc.		

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
RBW-62	Errata to Prepared Testimony of Dr. Robert B. Weisenmiller		

**ERRATA**

The following corrections should be made to the testimony of Dr. Robert B. Weisenmiller:

(a) Prepared Direct Testimony:

1. At page 41, line 12, after "effect." insert "~~See~~ Exh. RBW-18."
2. At page 118, line 16, change "West Penn's" to read "Duquesne's".
3. At page 123, line 5, change "EIA, Penelec, PECO, AYP" to read "EIA, Penelec, AYP".

(b) Prepared Surrebuttal Testimony:

1. At page 1, add the following entities to the list of HSS and ARI members sponsoring Dr. Weisenmiller's testimony:

South Hills Health System (all locations)  
University of Pittsburgh Medical Center (all locations)

**FIRST JOINT STIPULATION  
EXHIBIT NO. 6**

**SYSTEM COUNCIL U-10, INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS  
INDEX OF TESTIMONY AND EXHIBITS**

<i>Exhibit</i>	<i>Description</i>	<i>Date Identified</i>	<i>Date Admitted</i>
<b>IBEW Statement No. 1</b>	<b>Rebuttal Testimony of Timothy Moran (Generation suppliers should not be allowed to provide metering, billing, and other customer service functions. Duquesne should not be required to sell or shut down any of its power plants.)</b>		
Schedule TM-1	Rebuttal testimony of William Schmitt from the PP&L Restructuring Case		
Schedule TM-2	Number of Duquesne Light Company employees by year from 1986-1996 (HSS-2-017)		
Schedule TM-3	Duquesne Light Company Distribution of Salaries and Wages for 1996 (FERC Form 1, pages 354-355)		

**FIRST JOINT STIPULATION  
EXHIBIT NO. 7**

PENNSYLVANIA PUBLIC UTILITY COMMISSION

v.

DUQUESNE LIGHT COMPANY

Application for Approval of a Restructuring Plan

Pursuant to 66 Pa. C.S. §2806(d)

Docket No. R-00974104

**INDEX OF MAPSA TESTIMONY AND EXHIBITS**

<b><i>Exhibit</i></b>	<b><i>Description</i></b>	<b><i>Date Identified</i></b>	<b><i>Date Admitted</i></b>
MAPSA Statement No. 1	Direct Testimony of Whitfield A. Russell (Addressing competitive issues raised by Duquesne's Customer Choice Plan)		
Exhibit WAR-1	Whitfield A. Russell Curriculum Vitae		
Exhibit WAR-2	Chart Showing Monthly Firm Available Transmission Capacity for Allegheny Power		
Exhibit WAR-3	1996 Duquesne System Lambda		
Exhibit WAR-4	Calculation of Duquesne CGC Based Upon 1999 CCGT [1]		
Exhibit WAR-5	ERRATA to Prepared Direct Testimony of Whitfield A. Russell		
MAPSA Statement No.1-SR	Prepared Surrebuttal Testimony of Whitfield A. Russell		

**FIRST JOINT STIPULATION  
EXHIBIT NO. 8**

**INDEX OF TESTIMONY AND EXHIBITS  
OF INTERVENOR NEV EAST, L.L.C.,  
SUBMITTED PURSUANT TO SIXTH INTERIM ORDER**

<i>Statement/Exhibit</i>	<i>Description</i>
<b>NEV Statement No. 1</b>	Direct Testimony of David Magnus Boonin (regarding the unbundled rate for generation, CTC methodology, unbundling of all tariffs, and billing and metering issues)
Exhibit NEV/DMB #1	Resume of David Magnus Boonin
Exhibit NEV/DMB #2	Chart setting forth methodology for reconciling the CTC
<b>NEV Statement No. 2</b>	Direct Testimony of Nancy I. Day (regarding the importance of unbundling distribution services to the formation of a competitive energy market)
Exhibit NEV/NID #1	Resume of Nancy I. Day

\*Pursuant to the December 30, 1997 Order of Administrative Law Judge John H. Corbett, Jr. and agreement of the parties, the foregoing testimony will be admitted into the record by stipulation and without cross-examination.

**FIRST JOINT STIPULATION  
EXHIBIT NO. 9**

OFFICE OF SMALL BUSINESS ADVOCATE  
INDEX OF TESTIMONY AND EXHIBITS

---

Statement/Exhibit	Description
OSBA Statement No. 1*	Direct testimony and Exhibit of Brian Kalcic (recommending adjustments in Duquesne's distribution-related revenue requirements and its rate redesign plan, and offering comments on Duquesne's proposed Phase-In plan.)
OSBA Exhibit No. 1* (with Schedules BK-1, BK-2 and BK-3)	Schedules summarizing Duquesne's functionalized revenue requirements including OSBA's proposed adjustments
OSBA Statement No. 1R**	Rebuttal Testimony and Exhibit of Brian Kalcic (addressing issues raised by other witnesses regarding the pace of stranded cost recovery, the determination of CTC, allocation of universal service costs and proposals for phase-in)
OSBA Exhibit No. 1R** (Schedule BK-1R)	Amortization of DII recommended stranded costs over 4 versus 7 years
OSBA Statement No. 1S***	Surrebuttal Testimony of Brian Kalcic (responding to Co. witness Lahtinen regarding use of realized rather than claimed rate of return for unbundling rates and DII witness Baron regarding allocation of CTC revenue responsibility to all classes)

\* Served November 7, 1997

\*\* Served December 2, 1997

\*\*\* Served December 11, 1997

**FIRST JOINT STIPULATION  
EXHIBIT NO. 10**

**OFFICE OF CONSUMER ADVOCATE  
INDEX OF TESTIMONY AND EXHIBITS**

<i><b>Exhibit</b></i>	<i><b>Description</b></i>	<i><b>Date Identified</b></i>	<i><b>Date Admitted</b></i>
<b>OCA Statement No. 1</b>	<b>Direct Testimony of Matthew I. Kahal (Evaluation of Duquesne's proposed stranded cost plan)</b>		
Schedule MIK-1	OCA Overall Stranded Cost Summary		
Schedule MIK-2	Excess Pre-Tax Earnings During Transition Period		
Schedule MIK-3	Retail Rate Comparisons for 1996		
Schedule MIK-4	DRI vs. Duquesne Inflation Rate Forecasts		
Schedule MIK-5	Derivation of the Discount Rate		
Schedule MIK-6	Productivity Enhancement Savings		
Schedule MIK-7	PECO and West Penn Power Life-Extension Costs for Coal Plants		
Schedule MIK-8	Cheswick Life Extension Costs and Net Benefits		
Schedule MIK-9	Generation Net Merger		
<b>OCA Statement No. 1S</b>	<b>Surrebuttal Testimony of Matthew I. Kahal (Response to Rebuttal Testimony on stranded cost issues)</b>		
Schedule MIK-1 UPDATE	OCA Overall Stranded Cost Summary		
Schedule MIK-6 UPDATE	Productivity Enhancement Savings		
Schedule MIK-10	Projected Pre-Tax Operating Losses During Transition		
<b>OCA Statement No. 2</b>	<b>Direct Testimony of Douglas C. Smith (Market Price Analysis)</b>		
Exhibit DCS-1	Resume of Douglas C. Smith		
Exhibit DCS-2A	New Combined Cycle Non-Fuel Cost Assumptions		

Exhibit DCS-2B	New Combustion Turbine Non-Fuel Cost Assumptions		
Exhibit DCS-3	Spring 1997 DRI Fuel Price Escalation Rates		
Exhibit DCS-4	APS-DQL Market Price Estimate		
Exhibit DCS-5	DQL Weighted Generation Price		
OCA Statement No. 2S	Surrebuttal Testimony of Douglas C. Smith (Response to rebuttal testimony on market price issues)		
OCA Statement No. 3	Direct Testimony of Thomas S. Catlin (Regulatory asset issues, nuclear and fossil decommissioning, taxes and other transition costs)		
Schedule TSC-1	Summary of Regulatory Assets and Other Transition Expenses		
Schedule TSC-2	Summary of Decommissioning Funding Requirements as of 12/31/98		
OCA Statement No. 3S	Surrebuttal Testimony of Thomas S. Catlin (Response to rebuttal testimony on preaccrued nuclear outage costs and unamortized debt costs)		
OCA Statement No. 4	Direct Testimony of Lee Smith (Rate design, unbundling, cost allocation, and CTC design)		
Exhibit LS-1	Summary of Qualifications and Experience		
Exhibit LS-2	Calculation of Market Price		
Exhibit LS-3	1996 Administrative & General Expenses		
Exhibit LS-4	Retail Cost of Service CTC Proposal		
Exhibit LS-5	Retail CTC/Calculation of Levelized CTC		
Exhibit LS-6	Unbundled Rate Design Residential - Rate RS		
OCA Statement No. 4S	Surrebuttal Testimony of Lee Smith (Response to testimony on treatment of ancillary service costs, line losses, A&G adder, and rates of return)		
Exhibit LS-7	Revised LS-4 (Retail Cost of Service)		

Exhibit LS-8	Revised LS-2 (Calculation of Market Price)		
Exhibit LS-9	Revised LS-5 (Retail CTC)		
Exhibit LS-10	Revised LS-6 (Unbundled Rate Design)		
<b>OCA Statement No. 5</b>	<b>Direct Testimony of Barbara Alexander (Consumer education and consumer protection issues)</b>		
Exhibit BA-1	Resume of Barbara Alexander		
Exhibit BA-2	Vermont Consumer Information and Education Plan		
Exhibit BA-3	California Statewide Consumer Education Plan		
Exhibit BA-4	Massachusetts Department of Public Utilities Code of Conduct		
<b>OCA Statement No. 5R</b>	<b>Rebuttal Testimony of Barbara Alexander (Response to testimony on provision of generation services to default customers and supplier-only bill option)</b>		
<b>OCA Statement No. 5S</b>	<b>Surrebuttal Testimony of Barbara Alexander</b>		
Exhibit BA-S-1	Executive Summary of New Hampshire Pilot Program Survey Report		
Exhibit BA-S-2	CAPUC Fact Sheets on Consumer Education Plan		
Exhibit BA-S-3	Recommendations of the Maine Consumer Education Advisory Board		
<b>OCA Statement No. 6</b>	<b>Direct Testimony of Nancy Brockway (Universal Service Issues)</b>		
Exhibit NB-Duq-1	Resume and Curriculum Vitae of Nancy Brockway		
Exhibit NB-Duq-2	Duquesne Estimation of Potential CAP Eligible Customers		
Exhibit NB-Duq-3	Universal Service Costs - Per kWh Allocator		
Exhibit NB-Duq-4	Development of Non-Production Revenue Allocator		

<b>OCA Statement No. 6S</b>	<b>Surrebuttal Testimony of Nancy Brockway (Universal Service Issues)</b>		
---------------------------------	---	--	--

**FIRST JOINT STIPULATION  
EXHIBIT NO. 11**

Pennsylvania Public Utility Commission

v.

Duquesne Light Company

Docket No. R-00974104

**Index\* of OTS Testimony And Exhibits Not Yet Admitted**

Exhibit	Description	Date Identified	Date Admitted
OTS Statement No. 3	Direct Testimony of Paul M. Yarolin (concerning Universal Service and rate unbundling)		
OTS Cross Examination Exhibit No. 3	On-the-Record Data Request Response (O'Brien Number 1) concerning the difference in balances associated with cold reserve units		
OTS Cross Examination Exhibit No. 4	On-the-Record Data Request Response (O'Brien Number 4) concerning recovery of decommissioning costs		
OTS Cross Examination Exhibit No. 5	On-the-Record Data Request Response (O'Brien Number 5)** concerning recovery of decommissioning costs		

\* OTS reserves the right to request admission of additional exhibits upon receipt of all responses to On-the-Record Data Requests.

\*\* OTS has requested that this On-the-Record Data Request Response be supplemented to properly respond to the request.

**FIRST JOINT STIPULATION  
EXHIBIT NO. 12**

**PENNSYLVANIA RETAILERS ASSOCIATION  
INDEX OF TESTIMONY**

EXHIBIT	DESCRIPTION	DATE IDENTIFIED	DATE ADMITTED
PRA Statement No. 1	Direct Testimony of Chris K. Albrecht (Phase-in Procedure for retail competition)		

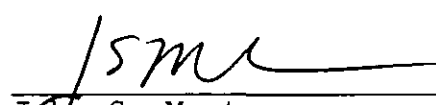
BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility )  
Commission )  
 )  
v. ) Docket No. R-00974104  
 )  
Duquesne Light Company )  
Application for Approval of )  
a Restructuring Plan Pursuant )  
to 66 Pa. C.S. § 2806(d) )

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document, by facsimile, upon the participants on the attached service list in accordance with Section 1.54 of the Commission's regulations.

Dated this 7<sup>th</sup> day of January, 1998.

  
\_\_\_\_\_  
John S. Moot  
1440 New York Ave., N.W.  
Washington, D.C. 20005  
(202) 371-7310

Counsel to  
Duquesne Light Company

Kenneth Zielonis  
(Pa. Retailers Assn.)  
Stevens & Lee  
208 North Third St., Ste. 310  
P. O. Box 12090  
Harrisburg, PA 17108-2090

James P. Dougherty  
Robert A. Weishaar  
Pamela C. Polacek  
McNees, Wallace & Nurick  
100 Pine Street  
P. O. Box 1166  
Harrisburg, PA 17108

Kandace F. Melillo  
Wayne T. Scott  
PA Public Utility Commission  
Office of Trial Staff  
901 N. 7<sup>th</sup> Street, Rear  
Third Floor, Pitnick Bldg.  
Harrisburg, PA 17105-3265

Jacqueline R. Morrow  
Rodney R. Akers  
Assistant City Solicitor  
City of Pittsburgh  
313 City County Building  
414 Grant Street  
Pittsburgh, PA 15219

Stephen J. Baron  
J. Kennedy & Associates, Inc.  
Suite 475  
35 Glenlake Parkway  
Atlanta, GA 30328

Karen Oill Moury  
Office of Small Business Advocate  
Suite 1102  
300 North 2nd Street  
Harrisburg, PA 17101

Howard M. Louik  
Allegheny County Law Dept.  
300 Fort Pitt Commons  
445 Fort Pitt Blvd.  
Pittsburgh, PA 15219

Irwin A. Popowsky  
Marisa A. Sifontes  
Steven K. Steinmetz  
Office of Consumer Advocate  
1425 Strawberry Square  
Harrisburg, PA 17120

Deneice Covert Zeve  
Terry Lupia  
Office of Attorney General  
14th Floor, Strawberry Square  
Harrisburg, PA 17120

Steven Baicker-McKee  
Wanda Schiller  
Babst, Calland, Clements & Zomnir PC  
8th Floor, Two Gateway Center  
Pittsburgh, PA 15222

Kenneth I. Wiseman  
Andrews & Kurth, LLP  
1701 Pennsylvania Ave., N.W.  
Washington, D.C. 20006

Mark F. Sundback  
Andrews & Kurth, LLP  
1701 Pennsylvania Ave., N.W.  
Washington, D.C. 20006

Exeter Associates, Inc.  
Suite 350  
12510 Prosperity Drive  
Silver Spring, MD 20904

Michael I. Kurtz  
David F. Boehm  
Boehm, Kurtz & Lowry  
2110 CBLD Center  
36 East Seventh Street  
Cincinnati, OH 45202

Terrance J. Fitzpatrick  
David M. DeSalle  
Ryan, Russell, Ogden & Seltzer, LLP  
Suite 101  
800 North Third Street  
Harrisburg, PA 17102-2025

Robert B. Weisenmiller  
MRW & Associates, Inc.  
Suite 1440  
1999 Harrison Street  
Oakland, CA 94612-3517

Michael Reid, Director  
Materials Management Services  
Administrative Resources, Inc.  
500 Commonwealth Drive  
Warrendale, PA 15086-7513

Robert J. Stefanko  
341 South Bellefield Avenue  
Pittsburgh, PA 15213

Margaret Peters  
The Peoples Natural Gas Co.  
625 Liberty Avenue  
Pittsburgh, PA 15222-3197

John Stember  
Low Income Advocate Parties  
1705 Allegheny Building  
429 Forbes Avenue  
Pittsburgh, PA 15219

Stephen I. Feld  
Pennsylvania Power Company  
1 East Washington Street  
P. O. Box 891  
New Castle, PA 16103-0891

Donald R. Ayersman, Jr.  
1125 Denver Avenue  
Morgantown, WV 26505

Mark J. McGuire  
Ronald N. Carroll  
Jenner & Block  
Suite 1200  
601 13th Street, N.W.  
Washington, D.C. 20005

Tim Merrill  
Suite 200  
4 Penn Center West  
Pittsburgh, PA 15276

Kevin J. McKeon  
William T. Hawke  
Malatesta, Hawke & McKeon, LLP  
P. O. Box 1778  
Harrisburg, PA 17101

Thomas P. Gadsden  
Morgan, Lewis & Bockius  
2000 One Logan Square  
Philadelphia, PA 19103

David Hughes  
4037 Ludwick Street  
Pittsburgh, PA 15217

Thomas J. Augspurger  
Midcon Corporation  
Office of General Counsel  
701 East 22nd Street  
Lombard, IL 60148

William T. Hawke  
Mid-Atlantic Power Supply Assn.  
100 North 10th Street  
Harrisburg, PA 17105

Joseph A. Dworetzky  
John P. Lavelle, jr.  
Hangley, Aronchick, Segal & Pudlin  
One Logan Square, 12th Floor  
Philadelphia, PA 19103

Alan J. Barak  
Environmentalists  
1417 Blue Mountain Parkway  
Harrisburg, PA 17112

Scott J. Rubin  
3 Lost Creek Drive  
Selinsgrove, PA 17870-9357

Patricia Armstrong  
Thomas, Thomas, Armstrong & Niesen  
212 Locust Street, Suite 500  
P. O. Box 9500  
Harrisburg, PA 17106-9500

Paul E. Russell  
Pennsylvania Power & Light Co.  
2 North 9th Street  
Allentown, PA 18101

David M. Boonin  
New Energy Ventures East, LLC  
1845 Walnut Street  
Ste. 2525  
Philadelphia, PA 19103

Roger Clark  
The Environmentalists  
905 Denston Drive  
Andler, PA 19002-3901

John O'Brien  
Wheeled Electric Power Co.  
Suite 207  
50 Charles Lindburgh Blvd.  
Uniondale, NY 11553

Daniel Clearfield  
Gerald Gornish  
Alan Kohler  
Robert J. Longwell  
Wolf, Block, Schorr &  
Solis-Cohen, LLP  
305 N. Front Street, Ste. 401  
Harrisburg, PA 17101-1236

James D. Steffes  
Enron Power Marketing, Inc.  
1400 Smith Street  
P. O. Box 4428  
Houston, TX 77002

Brian Kalcic  
Excel Consulting  
Suite 720-T  
225 S. Meramec Avenue  
St. Louis, MO 63105

Albert M. Benincasa  
Director, Regulatory Affairs  
Skipping Stone  
46 9th Avenue  
Sea Cliff, NY 11579

Douglas F. John  
John & Hengerer  
1200 17th Street, N.W.  
Suite 600  
Washington, D.C. 20036

Larry R. Crayne  
Richard S. Herskovitz  
Duquesne Light Company  
411 Seventh Avenue, 15th Floor  
Pittsburgh, PA 15219

Vickiren S. Aeschleman  
Director, Regulatory Policy  
QST Energy, Inc.  
300 Hamilton Blvd., Suite 300  
Peoria, IL 61602

Mary Ann Ralls  
[QST Energy, Inc.]  
Duane, Morris & Heckscher LLP  
1667 K Street, N.W., Suite 700  
Washington, D.C. 20006

Mary McFall Hopper  
PECO Energy Company  
2301 Market Street  
P. O. Box 8699  
Philadelphia, PA 19101

1417 Blue Mtn Pkwy  
Harrisburg PA 17112

717-540-5106 v.  
717-652-6899 f. short  
717-541-1970 f. long  
barak@igc.apc.org

# Alan J. Barak, Attorney at Law

January 7, 1998

Prothonotary  
Pennsylvania Public Utility Commission  
North Office Building  
P O Box 3265  
Harrisburg PA 17105-3265

\*\*\*By hand delivery\*\*\*

**ORIGINAL**

PA.P.U.C.  
PROTHONOTARY'S OFFICE

KJR  
98 JAN -7 PM 1:05

RECEIVED

RE: The Duquesne Light Company's Restructuring Application  
Docket No. R-00974104 (filed August 1, 1997)

Environmentalists' Appearance, Substitution and Withdrawal of counsel

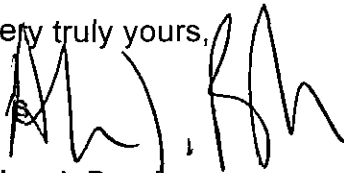
Dear Sir:

**Enclosed please find** the: (1) appearance of Roger E. Clark; (2) substitution of Mr. Clark as counsel for the Environmentalists in the above-cited case; and (3) withdrawal of Mr. Barak as counsel.

**The document requests that, for the service list, you:** (a) **remove** from the service list Mr. Barak's service address of 1417 Blue Mtn Pkwy; (b) **maintain and/or add** as a service address "Attorney of Record, Environmental Energy Project", 3700 Vartan Way, Harrisburg PA 17110; and (c) **add** Mr. Clark's service address of Roger E. Clark, 905 Denston Drive, Ambler, PA 19002 (215-643-2364 phone; 215-628-2630 fax; rclark@libertynet.org).

Please stamp as filed the enclosed office copy and return it to us. We are serving each of the active parties to the case, per the service list.

Very truly yours,



Alan J. Barak,  
Attorney at Law

cc: The Hon. John Corbett, Jr., ALJ  
All parties identified for the long service list

CA\_PENNRGL\_LITIGIRTW15\_DQWDRAWRTW15P.WPD

**DOCUMENT  
FOLDER**

COMMONWEALTH OF PENNSYLVANIA  
BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY COMMISSION )

v. )

Duquesne Light Co.,

DOCKET R-00974104

ORIGINAL

RECEIVED  
98 JAN -7 PM 4:05  
PROTHONOTARY'S OFFICE  
ALLIANCE

ENVIRONMENTALISTS' APPEARANCE,  
SUBSTITUTION AND WITHDRAWAL OF COUNSEL

PLEASE TAKE NOTICE OF THIS APPEARANCE of Roger E. Clark as counsel for the Environmentalists parties in the above-captioned docket. Mr. Clark is licensed to practice law in the Commonwealth of Pennsylvania, was the Chief Counsel of the Pennsylvania Energy Office, and has practiced before the Commission since 1980. Mr. Clark has served as lead counsel for the Environmentalists parties in the PECO restructuring case, No.'s R-00973953, P-00971265 (consolidated).

PLEASE TAKE NOTICE OF THIS SUBSTITUTION of Mr. Clark as counsel for the Environmentalists parties in the above-captioned docket. Counsel Barak and Clark hereby state that they have informed the Environmentalists clients of the proposed substitution of counsel and that there is no objection to this substitution.

PLEASE TAKE NOTICE THAT ALAN J. BARAK HEREBY WITHDRAWS as counsel herein for the Environmentalists parties.

**The Environmentalists parties hereby request that, for the service list, this Honorable Commission:: (a) remove from the service list Mr. Barak's service address of 1417 Blue Mtn Pkwy, Harrisburg PA 17112; (b) maintain and/or add as a service**

DOCKETED


JAN 13 1998

DOCUMENT  
FOLDER

Environmentalists' appearance, substitution and withdrawal of counsel  
page 2

address "Attorney of Record, Environmental Energy Project", 3700 Vartan Way,  
Harrisburg PA 17110; and ( c ) add Mr. Clark's service address of Roger E. Clark, 905  
Denston Drive, Ambler, PA 19002-3901 (215-643-2364 phone; 215-628-2630 fax;  
rclark@libertynet.org).

Respectfully submitted,  
Attorneys for the Environmentalists



Alan J. Barak (withdrawing counsel)  
Alan J. Barak, Atty at Law  
1417 Blue Mtn Pkwy  
Harrisburg PA 17112  
Pa. Sup Ct. 67886

717-540-5106 (voice)  
717-652-6899 (fax short)  
717-541-1970 (fax long)  
barak@igc.apc.org



Roger E. Clark (substituting counsel)  
Roger E. Clark, Atty at Law  
905 Denston Drive  
Ambler, PA 19002-3901  
Pa. Sup Ct. 24852

215-643-2364 (voice)  
215-628-2630 (fax)  
rclark@libertynet.org

Attorney of Record  
Environmental Energy Project  
3700 Vartan Way  
Harrisburg PA 17110

215-541-1967 (voice)  
215-541-1970 (fax)  
maepa@igc.org

Dated: January 7, 1998

Application of Duquesne Power & Light  
Company for Approval of its  
Restructuring Plan

Docket No. R-0097410

RECEIVED  
98 JAN -7 PM 4:00  
PA P.U.C. OFFICE  
PHOTOGRAPHY'S

CERTIFICATE OF SERVICE

I hereby certify that I have, the 7th day of January, 1998, served the foregoing document in the above-referenced docket upon the persons listed below, in the manner specified and on the dates indicated.

Served by U. S. Mail First Class Prepaid Postage on 1/7/98

John S. Moot, Esq.  
Skadden, Arps, Slate, Meagher &  
Flom, LLP  
1440 New York Avenue, NW  
Washington DC 20005

Larry R. Crayne, Esquire  
Duquesne Light Company  
411 Seventh Avenue  
Pittsburgh PA 15219

Kandace Melillo, Esquire  
Wayne Scott, Esquire  
Office of Trial Staff  
PA Public Utility Commission  
P.O. Box 3265  
Harrisburg PA 17105

Karen Oill Moury, Esquire  
Office of Small Business Adv.  
Suite 1102, Commerce Bldg.  
300 North Second Street  
Harrisburg PA 17120

Rodney R. Akers  
Assistant City Solicitor  
313 City-County Bldg.  
414 Grant Street  
Pittsburgh PA 15219

David Hughes, Esquire  
4037 Ludwick Street  
Pittsburgh PA 15217

Jim Ferlo, Councilman  
510 City Council Building  
Pittsburgh PA 15219

Scott J. Rubin, Esquire  
3 Lost Creek  
Selinsgrove PA 17870

Timothy Moran  
986 Greentree Road  
Pittsburgh PA 15222

Allegheny Electric Cooperative,  
Inc.

212 Locust Street  
P.O. Box 1266  
Harrisburg PA 17108-1266

Patricia Armstrong, Esquire  
Thomas, Thomas, Armstrong &  
Niesen  
212 Locust Street  
P.O. Box 9500  
Harrisburg PA 17108-9500

Mary McFall Hopper, Esquire  
PECO Energy Company  
2301 Market Street S23-1  
Philadelphia PA 19103

Robert A. Mills, Esq.  
McNees, Wallace & Nurick  
100 Pine Street  
P.O. Box 1166  
Harrisburg PA 17108-1166

Stephen L. Feld, Esquire  
Pennsylvania Power Company  
1 East Washington Street  
P.O. Box 891  
New Castle PA 16103-0891

Thomas P. Gadsden, Esquire  
Morgan, Lewis & Bockius  
2000 One Logan Square  
Philadelphia PA 19103-6993

Brian A. Rider, President  
Pennsylvania Retailers'  
Association  
224 Pine Street  
Harrisburg PA 17101-1325

Brian Kalcic  
Excel Consulting  
Suite 720-T  
225 S. Meramec Avenue  
St. Louis MO 63105

James D. Steffes  
Enron Power Marketing Inc.  
1400 Smith Street  
P.O. Box 4428  
Houston Tx 77002

Daniel Clearfield, Esquire  
Robert Longwell, Esquire  
Wolf, Block, Schorr and  
Solis-Cohen  
Suite 401  
305 North Front Street  
Harrisburg PA 17101

Vickiren S. Aeshleman  
QST Energy Inc.  
Suite 300  
300 Hamilton Blvd.  
Peoria Il 61602

Deneice Covert Zeve, Esq.  
Terry Lupia, Esq.  
Office of Attorney General  
14th Floor, Strawberry Square  
Harrisburg, PA 17120

Steven Baicker-McKee, Esq.  
Wanda Schiller, Esq.  
Babst, Calland, Clements &  
Zomnir PC  
8th Floor, Two Gateway Center  
Pittsburgh, PA 16222

Mark F. Sundback, Esq.  
Kenneth L. Wiseman, Esq.  
Andrews & Kurth, LLP  
1701 Pennsylvania Avenue  
Washington DC 20006

Michael L. Kurtz, Esq.  
David F. Boehm, Esq.  
Boehm, Kurtz & Lowry  
2110 Cblid Center  
36 East Seventh Street  
Cincinnati OH 45202

Robert B. Weisenmiller  
MRW & Associates, Inc.  
Suite 1440  
1999 Harrison Street  
Oakland CA 94612-3517

Michael Reid, Director  
Materials Management Services  
Administrative Resources, Inc.  
500 Commonwealth Drive  
Warrendale PA 15086-7513

Thomas J. Augspurger, Esq.  
MiDCon Corporation  
Office of General Counsel  
701 East 22nd Street  
Lombard IL 60148

William T. Hawke, Esq.  
Kevin J. McKeon, Esq.  
Malatesta, Hawke & McKeon,  
LLP  
Mid Atlantic Power Supply  
Association  
100 North 10th Street  
Harrisburg PA 17105

Joseph A. Dworetzky, Esq.  
John P. Lavelle, Jr., Esq.  
Hangley, Aronchick, Segal &  
Pudlin  
12th Floor, One Logan Square  
Philadelphia PA 19103

Albert M. Benincasa, Esq.  
Director, Regulatory Affairs  
Skipping Stone  
46 9th Avenue  
Sea Cliff NY 11579

James P. Dougherty, Esq.  
Robert A. Weishaar, Jr., Esq.  
Pamela C. Polacek, Esq.  
100 Pine Street  
P.O. Box 1166  
Harrisburg PA 17108

Stephen J. Baron  
J. Kennedy and Associates, Inc.  
Suite 475  
35 Glenlake Parkway  
Atlanta GA 30328

Howard M. Louik, Esq.  
Allegheny County Law Dept.  
300 Fort Pitt Commons  
445 Fort Pitt Boulevard  
Pittsburgh PA 15219

Robert J. Stefanko, Esq.  
341 South Bellefield Avenue  
Pittsburgh PA 151213

Margaret Peters, Esq.  
The Peoples Natural Gas  
Company  
625 Liberty Avenue  
Pittsburgh PA 15222-3197

John Stember, Esq.  
Low Income Advocate Parties  
1705 Allegheny Bldg.  
429 Forbes Avenue  
Pittsburgh PA 15219

Donald R. Ayersman, Jr., Esq.  
1125 Denver Avenue  
Morgantown WV 26505

Mark J. McGuire, Esq.  
Ronald N. Carroll, Esq.  
Jenner & Block, Suite 1200  
601 13th Street, Nw  
Washington DC 20005

Tim Merrill, Esq.  
Suite 200  
4 Penn Center West  
Pittsburgh PA 15276

Cindy Datig, Esq.  
\$1 Energy Fund  
P.O. Box 42329  
Pittsburgh PA 15203

Paul E. Russell, Esq.  
Penna. Power & Light Company  
Two North 9th Street  
Allentown PA 18101

David M. Boonin  
New Energy Ventures East, LLC  
Suite 800  
200 South Broad Street  
Philadelphia PA 19102

Roger Clark, Esq.  
The Environmentalists  
905 Denston Drive  
Ambler PA 19002-3901

John O'Brien, Esq.  
Wheeled Electric Power Co.  
Suite 207  
50 Charles Lindburgh Blvd.  
Uniondale NY 11553

Douglas Smith  
Lee Smith  
LaCapra Associates  
The Province Building  
333 Washington Street  
Boston MA 02108

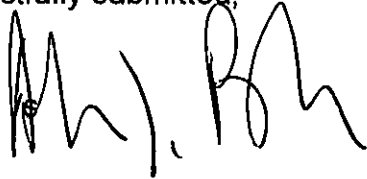
Thomas Catlin  
Matthew Kahal  
Exeter Associates, Inc.  
12510 Prosperity Drive, Suite 350  
Silver Spring Md 20904

Lawrence E. Moncrief, Esq.  
NAACP  
1364 Silverton Ave.  
Pittsburgh PA 15206

Barbara Alexander  
15 Wedgewood Drive  
Winthrop ME 04364

Nancy Brockway  
Suite 400  
18 Tremont Street  
Boston MA 02108

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. J. Barak', written in a cursive style.

Alan J. Barak, Esq.  
Attorney for the Environmentalists  
1417 Blue Mtn. Pkwy  
Harrisburg PA 17112

v. 717-540-5106  
f. 717-541-1970  
e-mail [barak@igc.apc.org](mailto:barak@igc.apc.org)

A:\RTW15\_WD.COS

4

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

KJR

Pennsylvania Public Utility )  
Commission, )

v. )

) Docket No. R-00974104

) Duquesne Light Company )  
) Application to approve )  
) restructuring plan pursuant )  
) to 66 Pa. C.S. § 2806(d) )

RECEIVED

JAN 8 1998

PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

FIRST JOINT STIPULATION

Pursuant to an agreement of all parties to this case and as required by the Sixth Interim Order issued by the Presiding Judge on December 30, 1997, Duquesne Light Company ("Duquesne") and the intervenor parties hereby agree and stipulate to the following:

1. Each party to this Stipulation agrees that the testimony and exhibits itemized on the Stipulation Exhibits attached hereto shall be admitted into the record of this case.


2. Each party to this Stipulation agrees to waive its right to cross-examine the witnesses sponsoring the testimony and exhibits itemized on the Stipulation Exhibits attached hereto.

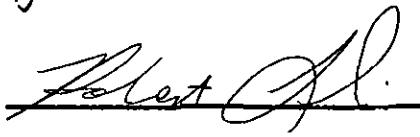
DOCKETED  
JAN 16 1998

DOCUMENT  
FOLDER

42

3. Each party to this Stipulation agrees to execute a copy of this Stipulation by causing counsel of record for each party (or the party itself if that party is unrepresented by counsel) to place its signature on the appropriate line below. Each party further agrees to file an executed version thereof with the Commission's Secretary and Prothonotary at the time it submits two copies of its testimony and exhibits to the Secretary and Prothonotary, as prescribed by the Sixth Interim Order.

Counsel for Duquesne Light:   
 John S. Moot

Counsel for Intervenor Party: 

Name of Intervenor Party: Hospital Shared Services and Administrative Resources, Inc.

Dated: January 7, 1998

**FIRST JOINT STIPULATION  
INDICES OF TESTIMONY & EXHIBITS**

<u>Exhibit No.</u>	<u>Description</u>
1	City of Pittsburgh
2	Duquesne Industrial Intervenors (DII)
3	Enron Power Marketing, Inc. (ENRON)
4	Environmentalists (ENV)
5	Hospital Shared Services & Administrative Resources, Inc. (HSS/ARI)
6	International Brotherhood of Electrical Workers (IBEW)
7	Mid-Atlantic Power Supply Association (MAPSA)
8	New Energy Ventures (NEV)
9	Office of Business Advocate (OSBA)
10	Office of Consumer Advocate (OCA)
11	Office of Trial Staff (OTS)
12	Pennsylvania Retailers Association (PRA)

**FIRST JOINT STIPULATION  
EXHIBIT NO. 1**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**  
v.  
**DUQUESNE LIGHT COMPANY**

**Application of Duquesne Light Company  
for Approval of a Restructuring Plan  
Under Section 2806 of the Public Utility Code  
Docket No. R-00974104**

**CITY OF PITTSBURGH  
INDEX OF TESTIMONY AND EXHIBITS**

<b>Exhibit</b>	<b>Brief Description</b>
City Statement No. 1	Direct Testimony of Christopher D. Seiple (addressing issues pertaining to the Company's general overview/recovery plan and stranded costs).
City Exhibit No. 1	Resource Data International Background & History.
City Exhibit No. 2	RDI Market & Competitor Intelligence
City Exhibit No. 3 (incl. Tables 1-3)	Capacity Factor Analysis
City Exhibit No. 4	Delivered Output Analysis
City Exhibit No. 5	Early Plant Shutdown Savings Analysis
City of Pittsburgh, <i>et al.</i> Statement No. 2	Direct Testimony of Roger D. Colton (addressing issues pertaining to universal service, low income programs, energy conservation, consumer education, and phase-in).
Exhibit RDC-1	Resume of Roger D. Colton
Exhibit RDC-2	Summary of Colton electricity restructuring experience.
Exhibit RDC-3	Summary of Colton experience pertaining to design of low-income affordability programs.
Exhibit RDC-4	Number and Percent of LIHEAP Recipients by Income Range and Annual Electric Burdens.
Exhibit RDC-5	Recommendations pertaining to utility universal service programs which can help increase incomes of low-income consumers.
Exhibit RDC-6	Estimate of Universal Service-Costs at 50 Percent CAP Participation.

Exhibit RDC-7	Summary of Universal Service Recommendations.
Exhibit RDC-8	Recommendations for Consumer Research section of an Education Plan
Exhibit RDC-9	Model 4-Phase Consumer Education Program
Exhibit RDC-10	Proposed Evaluation Process for Consumer Education Activities
Exhibit RDC-11	Summary of Consumer Education Recommendations
Exhibit RDC-12	Proposed Budget for Universal Service Programs

**FIRST JOINT STIPULATION  
EXHIBIT NO. 2**

**DUQUESNE INDUSTRIAL INTERVENORS  
INDEX OF TESTIMONY AND EXHIBITS**

Page 1 of 4

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
DII Statement No. 1	Direct Testimony of Stephen J. Baron (Summary of Stranded Cost Analysis; Regulatory Policy Issues; Rate Design Issues)		
Exhibit SJB-1	Expert Testimony Appearances		
Exhibit SJB-2	DII Summary of Recommended Stranded Costs		
Exhibit SJB-3	Example of DII Stranded Generation Sharing Analysis		
Exhibit SJB-4	DII Calculation of Adjusted Rate of Return		
Exhibit SJB-5	DII Summary of Estimated CTC Revenues by Rate Class		
Exhibit SJB-6	DII Load-weighted Market Prices		
Exhibit SJB-7	DII Unbundling Analysis for Rate RS		
Exhibit SJB-8	DII Unbundling Analysis for Rate L		
Exhibit SJB-9	DII Unbundling Analysis for Rate HVPS		

**DUQUESNE INDUSTRIAL INTERVENORS  
INDEX OF TESTIMONY AND EXHIBITS**

Page 2 of 4

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
DII Statement No. 1R	Rebuttal Testimony of Stephen J. Baron (Universal Service Cost Recovery Mechanism; Issues Regarding the Calculation of Market Prices and Stranded Cost; Response to OCA Regarding Unbundling Issues)		
DII Statement No. 1S	Surrebuttal Testimony of Stephen J. Baron (Responses to Company Witnesses Regarding Divestiture, Stranded Cost Sharing, CTC Calculation, and Rate Design Issues; Response to OSBA Witness Regarding CTC Calculation and Recovery)		
DII Statement No. 2	Direct Testimony of Randall J. Falkenberg (Calculation of Company Generation Stranded Cost; Analysis of Duquesne and ECAR Market Prices)		
Exhibit RJF-1	Qualifications of Randall J. Falkenberg		
Exhibit RJF-2	Production Cost Model Studies and Benchmarks		
Exhibit RJF-3	Comparison of Market Price Model Results of K&A Model v. MAPS, IPM and PMDAM		
Exhibit RJF-4	DII Calculation of Company's Annual Revenue Requirements for Generation		
Exhibit RJF-5a	DII Total Generation Stranded Cost Calculation		
Exhibit RJF-5b	DII Calculation of Net Present Value of Contribution Margins		
Exhibit RJF-5c	DII Summary of Market Prices, Fuel Cost, Operating Margin and Generation by Plant		

## DUQUESNE INDUSTRIAL INTERVENORS INDEX OF TESTIMONY AND EXHIBITS

Exhibit	Description	Date Identified	Date Admitted
DII Statement No. 2S	<b>Surrebuttal Testimony of Randall J. Falkenberg (Updated Calculation of Generation Stranded Costs; Responses to Company Witnesses Regarding Market Price Forecasts)</b>		
Exhibit RJF-6a	DII Updated Total Generation Stranded Cost Calculation		
Exhibit RJF-6b	DII Updated Calculation of Net Present Value of Contribution Margins		
Exhibit RJF-6c	DII Updated Summary of Market Prices, Fuel Cost, Operating Margin and Generation by Plant		
DII Statement No. 3	<b>Direct Testimony of Lane Kollen (Regulatory Assets; Transition Costs; Fossil Decommissioning; Nuclear Decommissioning; Securitization)</b>		
Exhibit LK-1	Resume of Lane Kollen		
Exhibit LK-2	Excerpts from Company Exhibits Illustrating Double Counting of FAS 109 Asset Related to Perry and Beaver Valley 1		
Exhibit LK-3	Excerpt from Company First Quarter 1997 SEC 10-Q Related to Deferred Coal		
Exhibit LK-4	Net Present Value of Deferred Rate Synchronization Costs at 12/31/98		
Exhibit LK-5	Duquesne Nuclear Decommissioning for Stranded Cost and Revenue Requirement (Beaver Valley 1, Beaver Valley 2, and Perry)		

**DUQUESNE INDUSTRIAL INTERVENORS  
INDEX OF TESTIMONY AND EXHIBITS**

Page 4 of 4

Exhibit	Description	Date Identified	Date Admitted
DII Statement No. 3S	Surrebuttal Testimony of Lane Kollen (Responses to Company Witnesses Regarding Stranded Cost Methodology, Unamortized Debt Costs, Beaver Valley 2 Sale/Leaseback Refinancing Premium, Preaccrued Nuclear Outages, Deferred Employee Costs, Deferred Coal SFAS 106, Deferred Rate Synchronization Costs, Fossil Decommissioning, Securitization)		
DII Cross Exh. 1	Response of Company Witness Hoffmann to Environmentalists' Interrogatories Set I, Number 23	12/18/97	12/18/97
DII Cross Exh. 2	Response of Company Witness Hoffmann to On-the-Record Data Request Concerning Customer Segment Contribution to Non-Coincident Peak Load		
DII Cross Exh. 3	Response of Company Witness Hoffmann to On-the-Record Data Request Concerning Mining, Construction, and Agriculture Customer Segments		

On-the-Record Data Request  
 Witness: Hoffmann  
 Page 1 of 1

**DUQUESNE LIGHT COMPANY**

On-the-Record Data Requests

3. Provide a non-coincident peak calculation in form that is analogous to the coincident peak calculation provided in response to Data Request ENV-1-23.

Response:

Attached is a modified version of DLC's response to ENV-1-23 which list the non-coincident peak load contribution for each customer group/segment associated with the proposed phase-in methodology.

## Non-Coincidental Peak Load Contribution by Customer Class and Segment

Customer Class	Customer Group/Segment	Non-Coincidental Peak Contribution	Percentage Contribution to Non-Coincidental Peak
Residential	Group A - Accumulated Wealth	41	1.14%
	Group B - Mainstream Families	374	10.42%
	Group C - Mainstream Singles	273	7.60%
	Group D - Conservative Classics	49	1.36%
	Group E - Sustaining Families	49	1.36%
	Group F - Sustaining Singles	65	1.82%
	Group G - All Others	21	0.58%
	<b>Subtotal Residential</b>	<b>871</b>	<b>24.28%</b>
Commercial	Utility Services	155	4.33%
	Wholesale Trade	53	1.47%
	Retail Trade - Food	71	1.99%
	Retail Trade - Restaurants	85	2.36%
	Retail Trade - Merchandise	177	4.94%
	Office Buildings	399	11.13%
	Healthcare	142	3.95%
	Education	214	5.98%
	Services	283	7.89%
	Government	82	2.29%
	Small Business	324	9.04%
	<b>Subtotal Commercial</b>	<b>1,986</b>	<b>55.36%</b>
Industrial	Industrial - Chemical	68	1.88%
	Industrial - Plastic	14	0.39%
	Industrial - Glass	39	1.08%
	Industrial - Steel	449	12.52%
	Industrial - Other	161	4.48%
	<b>Subtotal Industrial</b>	<b>730</b>	<b>20.36%</b>
	<b>TOTALS</b>	<b>3,587</b>	<b>100.00%</b>

On-the-Record Data Request

Witness: Hoffmann

Page 1 of 1

**DUQUESNE LIGHT COMPANY**

On-the-Record Data Requests

4. Provide breakdown of numbers for mining, construction and agriculture segments on FAH-4 in a manner comparable to that provided in response to ENV-1-23.

Response:

The market segments listed on FAH-4 as "Mining" and "Construction" are classified as "Industrial-Other" on the response to ENV-1-23. Similarly, "Agriculture" was classified within the "services" market segment.

**FIRST JOINT STIPULATION  
EXHIBIT NO. 3**

PENNSYLVANIA PUBLIC UTILITY COMMISSION  
v.  
DUQUESNE LIGHT COMPANY

Application for Approval of a Restructuring Plan  
Pursuant to 66 Pa. C.S. § 2806(d)  
Docket No. R-00974104

ENRON POWER MARKETING, INC.  
INDEX OF TESTIMONY AND EXHIBITS

Exhibit	Description	Date Identified	Date Admitted
Enron Cross Examination Exhibit No. 1	CFR Uniform System of Accounts: Accounts 908 and 909.	12/17/97	12/17/97
Enron Statement No. 1	Direct Testimony of James D. Steffes General overview of competitive services; the Portland General Code of Conduct.		
Exhibit 1 JDS-1	Market share of utilities/affiliates in Retail Access Programs.		
Exhibit 1 JDS-2	Portland General Electric Company Tariff Code of Conduct.		
Exhibit 1 JDS-3	Market share of affiliates in Retail Access Programs.		
Enron Statement No. 2	Direct Testimony of Paul D. Reising Rates for unbundled services of Transmission, Ancillary, Energy Delivery and Revenue cycles separately computed and stated.		
Exhibit 2 PDR-1	Educational and employment background of P.D. Reising.		
Exhibit 2 PDR-2	Definition and Description of Ancillary Services.		

<b>Exhibit 2 PDR-3</b>	Summary of Functional Costs.		
<b>Exhibit 2 PDR-4</b>	EPMI Proposed Class Rates		
<b>Exhibit 2 PDR-5</b>	EPMI Class Cost Summary		
<b>Exhibit 2 PDR-6</b>	pro forma Distribution Services Tariff		
<b>Exhibit 2 PDR-7</b>	Energy Delivery Rate Design		
<b>Enron Statement No. 3</b>	<b>Direct Testimony of Jeffrey A. Brown</b> Non-wire services, metering, meter-reading, billing and information services. "Open architecture" communication systems.		
<b>Exhibit 3 JAB-1</b>	Customer Account Services: Billing System Opportunities (representative example)		
<b>Exhibit 3 JAB-2</b>	Customer Account Services: Third Party Billing Services (representative example)		
<b>Exhibit 3 JAB-3</b>	Non-Wire Products and Services: "Endless Possibilities"		
<b>Exhibit 3 JAB-4</b>	Non-Wire Communications Network: Conceptual Model		
<b>Exhibit 3 JAB-5</b>	Metering and Billing Cycle		
<b>Enron Statement No. 4</b>	<b>Direct Testimony of Gayle Muench</b> Unbundling of billing and bill format; billing options ("Supplier Complete Bill Option"); phase-in of competition; customer selection and "slamming"; customer information ("Customer Education Program"); Duquesne's Universal Service Program in a competitive environment.		
<b>Exhibit 4 GM-1</b>	DQE Position on Competition		
<b>Exhibit 4 GM-2</b>	DQE Overview of Competition		
<b>Enron Statement No. 5</b>	<b>Direct Testimony of Lynn R. Coles</b> "Pro Forma Supplier Tariff." Access to point-to-point transmission service. EDC charges; minimum contract periods; planning reserves.		

Exhibit 5 LRC-1	Summary of educational background and general experience in electric utility industry.		
Exhibit 5 LRC-2	Proposed Electric Generation Supplier Tariff.		
Exhibit 5 LRC-3	GPU Market Line: Energy market prices; viability payments, all-in market line; market clearing prices.		
Enron Statement No. 1.1	Surrebuttal Testimony of James D. Steffes Response to Duquesne witnesses Hoffman and Allison.		
Enron Statement No. 2.1	Surrebuttal Testimony of Paul D. Reising Responses to rebuttal testimony of Duquesne witness Lahtinen; IBEW witness Moran; and OCA witness Alexander.		
Exhibit 2.1 PDR-8	Revised functional cost of service summary.		
Exhibit 2.1 PDR-9	Revised versions of class-based T & D charges (original Exhibit 2 PDR-4).		
Exhibit 2.1 PDR-10	Revised versions of voltage differentiated rates (original Exhibit 2 PDR-5).		
Enron Statement No. 3.1	Surrebuttal Testimony of Jeffrey A. Brown Responses to Duquesne witness Allison; and IBEW witnesses Schmidt and Moran.		
Enron Statement No. 4.1	Surrebuttal Testimony of Gayle Muench Responses to Duquesne witnesses Allison, Hoffman and Flynn; OCA witness Alexander; and IBEW witness Moran.		
Enron Statement No. 5.1	Surrebuttal Testimony of Lynn R. Coles Responses to rebuttal testimony of IBEW witness Moran; and witnesses Irvin and Karl.		

**FIRST JOINT STIPULATION  
EXHIBIT NO. 4**

**Roger E. Clark, Esq.**  
**Attorney for The Environmentalists**

905 Denston Drive  
Ambler, PA 19002-3901  
phone: 215.843.2364  
fax: 215.828.2630  
e-mail: rclark@libertynet.org

January 7, 1998

John Moot  
Skadden, Arps, Slate, Meagher & Flom LLP  
1440 New York Avenue, N.W.  
Washington, D.C. 20005-2111

Re: Duquesne Light Company Application for  
Approval of a Restructuring Plan,  
Docket No. R-0097104.

Dear Mr. Moot:

Thank you for catching our oversight regarding Roger Colton's surrebuttal testimony. In accordance with the Sixth Interim Order issued by Judge Corbett on December 30, 1997, I am sending you the following updated index of the Environmentalists' testimony and exhibits in the above-referenced proceeding:

Exhibit	Description	Date Identified	Date Admitted
Environmentalists' Statement No. 1	Direct Testimony of David Schoengold		
Ex. DS-1	Resume of David Schoengold		
Ex. DS-2	<i>Environmentalists' Vision for the New Electricity Marketplace</i>		
Ex. DS-3	Return on the Investment to Date for Stockholders		
Ex. DS-4	Total Return to Date for Stockholders		
Ex. DS-5	Methodology for Determining Total Return Of and On Investment for Stockholders Through End of Transition Period		
Ex. DS-6	Proposed Draft for Net Billing Tariff		

**Environmentalists' Index of Testimony and Exhibits**  
**January 7, 1998**  
**Page 2**

Environmentalists' Statement No. 1-S	Surrebuttal Testimony of David Schoengold		
Environmentalists' Statement No. 2	Direct Testimony of Bruce Biewald		
Ex. BEB-1	Resume of Bruce Biewald		
Ex. BEB-2	Graph of TLG Decommissioning Estimates: 1977-1995		
Ex. BEB-3	<i>Full Environmental Disclosure for Electricity: Tracking and Reporting Key Information, March 1997</i>		
Ex. BEB-4	Better Choice Plan - Three Examples		
Environmentalists' Statement 2-S	Surrebuttal Testimony of Bruce Biewald		
Ex. BEB-5	Economic Analysis of Duquesne Light Company's Perry 1 Investment		
Ex. BEB-6	Economic Analysis of Duquesne Light Company's Beaver Valley 2 Investment		
Ex. BEB-7	Assumptions for Economic Analysis for Perry 1 and Beaver Valley 2		
City of Pittsburgh et al. Statement No. 2 (cosponsored with the Environmentalists)	Direct Testimony of Roger Colton		
Ex. RDC-1	Resume of Roger Colton		
Ex. RDC-2	Summary of Roger Colton's Restructuring Work		
Ex. RDC-3	Summary of Roger Colton's Energy Efficiency Work		
Ex. RDC-4	Number and Percentage of LIHEAP Recipients by Income Range		

Environmentalists' Index of Testimony and Exhibits


January 7, 1998

Page 3

Ex. RDC-5	Summary of the BOSS and Earned Income Tax Credit Outreach		
Ex. RDC-6	Estimate of Universal Service Program Costs		
Ex. RDC-7	Summary of Universal Service Recommendations		
Ex. RDC-8	Summary of Consumer Research Section of Consumer Education Plan		
Ex. RDC-9	Four Phase Consumer Education Program		
Ex. RDC-10	Consumer Education Evaluation Process		
Ex. RDC-11	Summary of Consumer Education Recommendations		
Ex. RDC-12	Proposed Universal Service Budget		
City of Pittsburgh <i>et al.</i> Statement No. 3-S (cosponsored with the Environmentalists)	Surrebuttal Testimony of Roger Colton		
Ex. RDC-1-S	Memorandum of Residential Mobility and the Low Income Consumer		
Ex. RDC-2-S	Prepayment Meters and Low Income Consumers		

I have also sent this document to you by e-mail at "jmoot@skadden.com". Copies of this letter are being served on all parties of record by facsimile.

Sincerely,



Roger E. Clark  
Attorney for the Environmentalists

Copies: All parties of record

**FIRST JOINT STIPULATION  
EXHIBIT NO. 5**

HSS AND ARI  
INDEX OF TESTIMONY AND EXHIBITS

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
	Prepared Direct Testimony of Dr. Robert B. Weisenmiller, Volume I		
RBW-1	Supplemental Response to Item Nos. HSS-1-001, 21 (Supp.), etc. (corrections to Duquesne's case-in-chief)		
RBW-2	Skadden, Arps letter forwarding narrative prepared by Northbridge Group regarding discovery requests HSS-3-008 and HSS-3-009		
RBW-3	"Generating Assets," April 1995 (Duquesne study re: possible sales of its generating assets)		
RBW-4	Chart, "Best Practices Reduce Total Personnel By 45%"		
RBW-5	Duquesne Fossil Generating Business Unit, Development of a GENCO, Dec. 1996		
RBW-6	Presentation to Project Lead Team - Project Update, July 15, 1996		
RBW-7	Presentation to Project Lead Team - Preliminary Valuation and Operating Cost Allocation, August 5, 1996		
RBW-8	Presentation to Project Lead Team - Asset Valuation and Strategic Options, August 16, 1996		
RBW-9	Presentation to Project Lead Team - Regulatory Recommendations and GENCO Structure, Sept. 13, 1996		
RBW-10	CS First Boston, Materials Prepared for Discussion, Nov. 21, 1996		
RBW-11	Charts, "Generating Costs For Duquesne"		
RBW-12	Table, To Go Cost of Generation, etc.		
RBW-13	Chart, Duquesne System Lambda, 1996		
RBW-14	Duquesne Response to Interrogatory No. HSS-1-72/73 (revised) and attachments (re: RFP bids, etc.)		
RBW-15	Duquesne letter regarding RFPs and bid forms		

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
RBW-16	Duquesne Response to Interrogatory No. HSS-1-016 (revised) (Testimony of D.W. Marshall, Investigation into Electric Power Competition, I-940032, filed Nov. 6, 1995)		
RBW-17	West Penn Power Docket No. R-00973981 Interrogatories (AYP Energy, Inc.'s RFP bids)		
RBW-18	Duquesne Response to Interrogatory No. OCA-3-016 (current ECR charge is 12.822 mill/kWh)		
RBW-19	Duquesne Response to Interrogatory No. HSS-1-026		
RBW-20	Excerpts from Alexander Galatic, Written Rebuttal Testimony on Behalf of West Penn Power Company		
RBW-21	Duquesne's Response to HSS-1-015 (revised) -- <b>Protected Materials</b>		
RBW-22	Duquesne's Response to HSS-1-015 (revised) -- <b>Protected Materials</b>		
RBW-23	Duquesne Response to Interrogatory No. OCA-3-001 (credit rating reports)		
RBW-24	Table, Utility Comparison		
RBW-25	Chart, Ranking of DLCo & APS Coal Plants with PJM Coal Plants, Based on Total Expenditures per Net MWh - 1995		
RBW-26	A Report on The Review of Potential Stranded Costs, Duquesne Light Company, August 1997		
RBW-27	Duquesne Response to Interrogatory No. DH-1-28 (settlement agreement between GE and <i>inter alia</i> , Duquesne)		
RBW-28	Executive Summary, Duquesne Light Company (1996 rating agency presentation)		
RBW-29	Tables, DOE 12-month Results; Continued Earnings and Dividend Growth; Consistent Financial Performance -- NatWest Securities Mid-Atlantic/New England Utility Seminar, Sept. 23, 1997		
RBW-30	Duquesne Financial, Sales and Operating Information (1996 rating agency presentation)		
RBW-31	Duquesne Rating Agency Presentation, August 1996		

<b>Exhibits</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
RBW-32	Duquesne Response to Interrogatory Nos. HSS-3-01 and HSS-3-02 (explanation of ratepayer benefits)		
RBW-33	Duquesne Response to Interrogatory No. OCA-1-007 (regulatory assets and decommissioning expenses)		
RBW-34	Duquesne Response to Interrogatory No. HSS-1-044 (regulatory assets in rate base)		
RBW-35	Duquesne Response to Interrogatory No. HSS-1-043 (Supp.) (authorization for claimed regulatory assets: excerpts from 860378 order)		
RBW-36	Duquesne Response to Interrogatory No. HSS-1-043 (Supp.) (authorization for claimed regulatory assets: excerpts from R-870222 order)		
RBW-37	Duquesne Response to Interrogatory of David Hughes Set I, Item No. DH-1-10 (excerpts from Duquesne's 1995 and 1995 Form 10-Ks)		
RBW-38	Duquesne Response to Interrogatory No. HSS-1-030 (revised) (excerpts from Ft. Martin amended proposal re: deferred costs)		
RBW-39	Excerpts from Duquesne 1996 Form 10-K		
RBW-40	Excerpts from Duquesne Response to Interrogatory No. DH-1-18 (Feb. 17, 1983 letter to Duquesne Shareholders)		
RBW-41	Duquesne Response to Interrogatory No DH-1-10 (excerpts from Duquesne's 1995 and 1995 Form 10-Ks)		
RBW-42	Duquesne Response to Interrogatory No. OCA-1-040 (Brunot Island rate base treatment)		
RBW-43	Duquesne Response to Interrogatory No. OCA-3-042 (Brunot Island and Phillips units—no plans to return cold service units to service)		
RBW-44	Duquesne Response to Interrogatory No. ENV-1-024 (excerpts from Sept. 1997 Integrated Resource Plan)		
RBW-45	Duquesne Response to Interrogatory No. HSS-3-03 (excerpts from Pennsylvania PUC Order in P-900485)		
RBW-46	Duquesne Response to Interrogatory No. OCA-1-018 (future use or sale of Brunot Island and Phillips units)		

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
RBW-47	Duquesne Response to Interrogatory No. OCA-1-008 (Chart, Annual Amortization Amounts)		
RBW-48	Table, All-In Costs of Combined Cycle Plants		
RBW-49	Duquesne Response to Interrogatory No. HSS-1-091 (Schnitzer's natural gas market price forecasts)		
RBW-50	Tables, Wellhead (lower 48) Natural Gas Price Projections (1995)		
RBW-51	Duquesne Response to Interrogatory No. HSS-2-38 (gas transportation costs forecast)		
RBW-52	Duquesne Response to Interrogatory No. HSS-2-34 (2.5% inflation factor sources)		
RBW-53	Table, Percent Change from Previous Period--GDP PPD		
RBW-54	Excerpts from Duquesne Resource Planning Report, July 1, 1996		
RBW-55	Presentation to Project Lead Team - Preliminary Recommendations, August 30, 1996		
RBW-56	Presentation to DQE, Inc. Regarding the Sale of Certain Generating Assets, June 16, 1995		
RBW-57	Table, Comparison of Estimates of Market-Clearing Prices		
	Prepared Surrebuttal Testimony of Dr. Robert B. Weisenmiller, Volume IV		
RBW-58	Presentation to Gary Brandenberger - Draft Presentation for Fall Planning Council, Sept. 5, 1996 (Metzler)		
RBW-59	Presentation to Gary Brandenberger - Draft Presentation for Fall Planning Council, Sept. 5, 1996 (Metzler)		
RBW-60	Petition of Duquesne to discontinue normal operation of Phillips Power Station, South Heights, Pennsylvania		
RBW-61	Calpine Acquires 120 MW Gas-Fired Facility, Non-Nuclear Electric Power Generation, etc.		

<b>Exhibit</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
RBW-62	Errata to Prepared Testimony of Dr. Robert B. Weisenmiller		

**ERRATA**

The following corrections should be made to the testimony of Dr. Robert B. Weisenmiller:

(a) Prepared Direct Testimony:

- 1. At page 41, line 12, after "effect." insert "~~See~~ Exh. RBW-18."
- 2. At page 118, line 16, change "West Penn's" to read "Duquesne's".
- 3. At page 123, line 5, change "EIA, Penelec, PECO, AYP" to read "EIA, Penelec, AYP".

(b) Prepared Surrebuttal Testimony:

- 1. At page 1, add the following entities to the list of HSS and ARI members sponsoring Dr. Weisenmiller's testimony:

South Hills Health System (all locations)  
 University of Pittsburgh Medical Center (all locations)

**FIRST JOINT STIPULATION  
EXHIBIT NO. 6**

**SYSTEM COUNCIL U-10, INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS  
INDEX OF TESTIMONY AND EXHIBITS**

<i>Exhibit</i>	<i>Description</i>	<i>Date Identified</i>	<i>Date Admitted</i>
<b>IBEW Statement No. 1</b>	<b>Rebuttal Testimony of Timothy Moran (Generation suppliers should not be allowed to provide metering, billing, and other customer service functions. Duquesne should not be required to sell or shut down any of its power plants.)</b>		
Schedule TM-1	Rebuttal testimony of William Schmitt from the PP&L Restructuring Case		
Schedule TM-2	Number of Duquesne Light Company employees by year from 1986-1996 (HSS-2-017)		
Schedule TM-3	Duquesne Light Company Distribution of Salaries and Wages for 1996 (FERC Form 1, pages 354-355)		

**FIRST JOINT STIPULATION  
EXHIBIT NO. 7**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**  
**v.**  
**DUQUESNE LIGHT COMPANY**

Application for Approval of a Restructuring Plan  
 Pursuant to 66 Pa. C.S. §2806(d)  
 Docket No. R-00974104

**INDEX OF MAPSA TESTIMONY AND EXHIBITS**

<i><b>Exhibit</b></i>	<i><b>Description</b></i>	<i><b>Date Identified</b></i>	<i><b>Date Admitted</b></i>
MAPSA Statement No. 1	Direct Testimony of Whitfield A. Russell (Addressing competitive issues raised by Duquesne's Customer Choice Plan)		
Exhibit WAR-1	Whitfield A. Russell Curriculum Vitae		
Exhibit WAR-2	Chart Showing Monthly Firm Available Transmission Capacity for Allegheny Power		
Exhibit WAR-3	1996 Duquesne System Lambda		
Exhibit WAR-4	Calculation of Duquesne CGC Based Upon 1999 CCGT [1]		
Exhibit WAR-5	ERRATA to Prepared Direct Testimony of Whitfield A. Russell		
MAPSA Statement No. 1-SR	Prepared Surrebuttal Testimony of Whitfield A. Russell		

**FIRST JOINT STIPULATION  
EXHIBIT NO. 8**

**INDEX OF TESTIMONY AND EXHIBITS  
OF INTERVENOR NEV EAST, L.L.C.,  
SUBMITTED PURSUANT TO SIXTH INTERIM ORDER**

<i>Statement/Exhibit</i>	<i>Description</i>
<b>NEV Statement No. 1</b>	Direct Testimony of David Magnus Boonin (regarding the unbundled rate for generation, CTC methodology, unbundling of all tariffs, and billing and metering issues)
Exhibit NEV/DMB #1	Resume of David Magnus Boonin
Exhibit NEV/DMB #2	Chart setting forth methodology for reconciling the CTC
<b>NEV Statement No. 2</b>	Direct Testimony of Nancy I. Day (regarding the importance of unbundling distribution services to the formation of a competitive energy market)
Exhibit NEV/NID #1	Resume of Nancy I. Day

\*Pursuant to the December 30, 1997 Order of Administrative Law Judge John H. Corbett, Jr. and agreement of the parties, the foregoing testimony will be admitted into the record by stipulation and without cross-examination.

**FIRST JOINT STIPULATION  
EXHIBIT NO. 9**

OFFICE OF SMALL BUSINESS ADVOCATE  
 INDEX OF TESTIMONY AND EXHIBITS

---

Statement/Exhibit	Description
OSBA Statement No. 1*	Direct testimony and Exhibit of Brian Kalcic (recommending adjustments in Duquesne's distribution-related revenue requirements and its rate redesign plan, and offering comments on Duquesne's proposed Phase-In plan.)
OSBA Exhibit No. 1* (with Schedules BK-1, BK-2 and BK-3)	Schedules summarizing Duquesne's functionalized revenue requirements including OSBA's proposed adjustments
OSBA Statement No. 1R**	Rebuttal Testimony and Exhibit of Brian Kalcic (addressing issues raised by other witnesses regarding the pace of stranded cost recovery, the determination of CTC, allocation of universal service costs and proposals for phase-in)
OSBA Exhibit No. 1R** (Schedule BK-1R)	Amortization of DII recommended stranded costs over 4 versus 7 years
OSBA Statement No. 1S***	Surrebuttal Testimony of Brian Kalcic (responding to Co. witness Lahtinen regarding use of realized rather than claimed rate of return for unbundling rates and DII witness Baron regarding allocation of CTC revenue responsibility to all classes)

\* Served November 7, 1997

\*\* Served December 2, 1997

\*\*\* Served December 11, 1997

**FIRST JOINT STIPULATION  
EXHIBIT NO. 10**

**OFFICE OF CONSUMER ADVOCATE  
INDEX OF TESTIMONY AND EXHIBITS**

<i><b>Exhibit</b></i>	<i><b>Description</b></i>	<i><b>Date Identified</b></i>	<i><b>Date Admitted</b></i>
<b>OCA Statement No. 1</b>	<b>Direct Testimony of Matthew I. Kahal (Evaluation of Duquesne's proposed stranded cost plan)</b>		
<b>Schedule MIK-1</b>	<b>OCA Overall Stranded Cost Summary</b>		
<b>Schedule MIK-2</b>	<b>Excess Pre-Tax Earnings During Transition Period</b>		
<b>Schedule MIK-3</b>	<b>Retail Rate Comparisons for 1996</b>		
<b>Schedule MIK-4</b>	<b>DRI vs. Duquesne Inflation Rate Forecasts</b>		
<b>Schedule MIK-5</b>	<b>Derivation of the Discount Rate</b>		
<b>Schedule MIK-6</b>	<b>Productivity Enhancement Savings</b>		
<b>Schedule MIK-7</b>	<b>PECO and West Penn Power Life-Extension Costs for Coal Plants</b>		
<b>Schedule MIK-8</b>	<b>Cheswick Life Extension Costs and Net Benefits</b>		
<b>Schedule MIK-9</b>	<b>Generation Net Merger</b>		
<b>OCA Statement No. 18</b>	<b>Surrebuttal Testimony of Matthew I. Kahal (Response to Rebuttal Testimony on stranded cost issues)</b>		
<b>Schedule MIK-1 UPDATE</b>	<b>OCA Overall Stranded Cost Summary</b>		
<b>Schedule MIK-6 UPDATE</b>	<b>Productivity Enhancement Savings</b>		
<b>Schedule MIK-10</b>	<b>Projected Pre-Tax Operating Losses During Transition</b>		
<b>OCA Statement No. 2</b>	<b>Direct Testimony of Douglas C. Smith (Market Price Analysis)</b>		
<b>Exhibit DCS-1</b>	<b>Resume of Douglas C. Smith</b>		
<b>Exhibit DCS-2A</b>	<b>New Combined Cycle Non-Fuel Cost Assumptions</b>		

Exhibit DCS-2B	New Combustion Turbine Non-Fuel Cost Assumptions		
Exhibit DCS-3	Spring 1997 DRI Fuel Price Escalation Rates		
Exhibit DCS-4	APS-DQL Market Price Estimate		
Exhibit DCS-5	DQL Weighted Generation Price		
OCA Statement No. 2S	Surrebuttal Testimony of Douglas C. Smith (Response to rebuttal testimony on market price issues)		
OCA Statement No. 3	Direct Testimony of Thomas S. Cathin (Regulatory asset issues, nuclear and fossil decommissioning, taxes and other transition costs)		
Schedule TSC-1	Summary of Regulatory Assets and Other Transition Expenses		
Schedule TSC-2	Summary of Decommissioning Funding Requirements as of 12/31/98		
OCA Statement No. 3S	Surrebuttal Testimony of Thomas S. Cathin (Response to rebuttal testimony on preaccrued nuclear outage costs and unamortized debt costs)		
OCA Statement No. 4	Direct Testimony of Lee Smith (Rate design, unbundling, cost allocation, and CTC design)		
Exhibit LS-1	Summary of Qualifications and Experience		
Exhibit LS-2	Calculation of Market Price		
Exhibit LS-3	1996 Administrative & General Expenses		
Exhibit LS-4	Retail Cost of Service CTC Proposal		
Exhibit LS-5	Retail CTC/Calculation of Levelized CTC		
Exhibit LS-6	Unbundled Rate Design Residential - Rate RS		
OCA Statement No. 4S	Surrebuttal Testimony of Lee Smith (Response to testimony on treatment of ancillary service costs, line losses, A&G adder, and rates of return)		
Exhibit LS-7	Revised LS-4 (Retail Cost of Service)		

Exhibit LS-8	Revised LS-2 (Calculation of Market Price)		
Exhibit LS-9	Revised LS-5 (Retail CTC)		
Exhibit LS-10	Revised LS-6 (Unbundled Rate Design)		
OCA Statement No. 5	Direct Testimony of Barbara Alexander (Consumer education and consumer protection issues)		
Exhibit BA-1	Resume of Barbara Alexander		
Exhibit BA-2	Vermont Consumer Information and Education Plan		
Exhibit BA-3	California Statewide Consumer Education Plan		
Exhibit BA-4	Massachusetts Department of Public Utilities Code of Conduct		
OCA Statement No. 5R	Rebuttal Testimony of Barbara Alexander (Response to testimony on provision of generation services to default customers and supplier-only bill option)		
OCA Statement No. 5S	Surrebuttal Testimony of Barbara Alexander		
Exhibit BA-S-1	Executive Summary of New Hampshire Pilot Program Survey Report		
Exhibit BA-S-2	CAPUC Fact Sheets on Consumer Education Plan		
Exhibit BA-S-3	Recommendations of the Maine Consumer Education Advisory Board		
OCA Statement No. 6	Direct Testimony of Nancy Brockway (Universal Service Issues)		
Exhibit NB-Duq-1	Resume and Curriculum Vitae of Nancy Brockway		
Exhibit NB-Duq-2	Duquesne Estimation of Potential CAP Eligible Customers		
Exhibit NB-Duq-3	Universal Service Costs - Per kWh Allocator		
Exhibit NB-Duq-4	Development of Non-Production Revenue Allocator		

<b>OCA Statement No. 6S</b>	<b>Supplemental Testimony of Nancy Brockway (Universal Service Issues)</b>		
---------------------------------	--	--	--

**FIRST JOINT STIPULATION  
EXHIBIT NO. 11**

Pennsylvania Public Utility Commission

v.

Duquesne Light Company

Docket No. R-00974104

**Index\* of OTS Testimony And Exhibits Not Yet Admitted**

Exhibit	Description	Date Identified	Date Admitted
OTS Statement No. 3	Direct Testimony of Paul M. Yarolin (concerning Universal Service and rate unbundling)		
OTS Cross Examination Exhibit No. 3	On-the-Record Data Request Response (O'Brien Number 1) concerning the difference in balances associated with cold reserve units		
OTS Cross Examination Exhibit No. 4	On-the-Record Data Request Response (O'Brien Number 4) concerning recovery of decommissioning costs		
OTS Cross Examination Exhibit No. 5	On-the-Record Data Request Response (O'Brien Number 5)** concerning recovery of decommissioning costs		

\* OTS reserves the right to request admission of additional exhibits upon receipt of all responses to On-the-Record Data Requests.

\*\* OTS has requested that this On-the-Record Data Request Response be supplemented to properly respond to the request.

**FIRST JOINT STIPULATION  
EXHIBIT NO. 12**

**PENNSYLVANIA RETAILERS ASSOCIATION  
INDEX OF TESTIMONY**

EXHIBIT	DESCRIPTION	DATE IDENTIFIED	DATE ADMITTED
PRA Statement No. 1	Direct Testimony of Chris K. Albrecht (Phase-in Procedure for retail competition)		

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

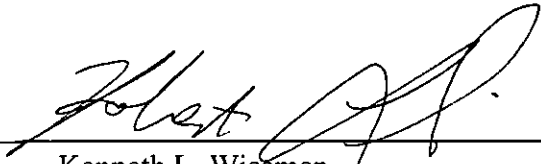
Pennsylvania Public Utility )  
Commission )  
 )  
v. )  
 )  
Duquesne Light Company )  
Application for Approval of )  
a Restructuring Plan Pursuant )  
to 66 Pa. C.S. § 2806(d) )

Docket No. R-00974104

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing document by first class U.S. mail, upon the participants on the attached service list in accordance with Section 1.54 of the Commission's regulations.

Dated this 8th day of January, 1998.



Kenneth L. Wiseman  
Robert M. Lamkin  
Andrews & Kurth L.L.P.  
1701 Pennsylvania Avenue, N.W.  
Washington, D.C. 20006  
(202) 662-2700

Counsel for Hospital Shared Services and  
Administrative Resources, Inc.

Name	Address
The Honorable John H. Corbett, Jr. Administrative Law Judge	Pennsylvania Public Utility Commission 1103 Pittsburgh State Office Building 300 Liberty Avenue Pittsburgh, Pennsylvania 15222
Cindy Datig, Esquire	\$1 Energy Fund P.O. Box 42329 Pittsburgh, PA 15203
Donald R. Ayersman, Jr., Esquire	1125 Denver Avenue Morgantown, WV 26505
John S. Moot, Esquire Kurth Bilas, Esquire	1440 New York Avenue, N.W. Washington, DC 20005
Robert J. Stefanko, Esquire	341 South Bellefield Avenue Pittsburgh, PA 15213
David Hughes	4037 Ludwick Street Pittsburgh, PA 15217
	Allegheny Electric Cooperative, Inc. 212 Locust Street, P.O. Box 1266 Harrisburg, PA 17108-1266
Howard M. Louik, Esquire	Allegheny County Law Department 300 Fort Pitt Commons 445 Fort Pitt Boulevard Pittsburgh, PA 15219
Jacqueline R. Morrow Rodney R. Akers	Assistant City Solicitor 313 City County Building 414 Grant Street Pittsburgh, PA 15219
Steven Baicker-McKee, Esquire Wanda Schiller, Esquire	Babst, Calland, Clements & Zomnir PC 8th Floor, Two Gateway Center Pittsburgh, PA 15222
Michael L. Kurtz, Esquire David F. Boehm, Esquire	Boehm, Kurtz & Lowry 2110 CBLD Center, 36 East Seventh Street Cincinnati, OH 45202

Name	Address
Jim Ferlo Councilman	District 7, Pittsburgh 510 City-County Building Pittsburgh, PA 15219
Mary Ann Ralls, Esquire	Duane, Morris & Heckscher LLP 1667 K Street, N.W., Suite 700 Washington, D.C. 20006-1608
John R. Orr, Esquire	Duke Energy Natural Gas Corp. One Westchase Center 10777 Westheimer, Suite 650 Houston, Texas 77042
Larry R. Crayne Richard S. Herskovitz	Duquesne Light Company 411 Seventh Avenue, PO Box 1930 Pittsburgh, PA 15230-1930
James D. Steffes	Enron Power Marketing, Inc. 1400 Smith Street P.O. Box 4428 Houston, TX 77002
Brian Kalcic	Excel Consulting Suite 720-T 225 S. Meramec Avenue St. Louis, MO 63195
	Exeter Associates, Inc. Suite 350 12510 Prosperity Drive Silver Spring, MD 20904
Joseph A. Dworetzky, Esquire John P. Lavelle, Jr., Esquire	Hangley, Aronchick, Segal & Pudlin 12th Floor One Logan Square Philadelphia, PA 19103
Michael Reid Director, Materials Management Services	Hospital Shared Services Administrative Resources, Inc. 500 Commonwealth Drive Warrendale, PA 15086-7513

Name	Address
Scott J. Rubin, Esquire	IBEW, System Council U-10 3 Lost Creek Drive Selinsgrove, PA 17870
Timothy Moran	IBEW, System Council U-10 986 Greentree Road Pittsburgh, PA 15220
Stephen J. Baron	J. Kennedy and Associates, Inc. Suite 475 35 Glenlake Parkway Atlanta, GA 30328
Mark J. McGuire, Esquire Ronald N. Carroll, Esquire	Jenner & Block Suite 1200, 601 13th Street, NW Washington, DC 20005
Douglas F. John, Esquire	John & Hengerer 1200 17th Street, N.W., Suite 600 Washington, D.C. 20036-3006
Gordon J. Smith, Esquire	John & Hengerer 1200 17th Street, N.W., Suite 600 Washington, D.C. 20036-3006
John Stember, Esquire	Low Income Advocate Parties 1705 Allegheny Building 429 Forbes Avenue Pittsburgh, PA 15219
William T. Hawke, Esquire Kevin J. McKeon, Esquire	Malatesta, Hawke & McKeon L.L.P. 100 North 10th Street Harrisburg, PA 17105
James P. Dougherty Robert A. Weishaar Pamela C. Polacek	McNees, Wallace & Nurick 100 Pine Street, P.O. Box 1166 Harrisburg, PA 17108-1166
Thomas J. Augspurger, Esquire	MidCon Corporation Office of General Counsel 701 East 22nd Street Lombard, IL 60148

Name	Address
Thomas P. Gadsden, Esquire	Morgan, Lewis & Bockius 2000 One Logan Square Philadelphia, PA 19103
David Magnus Boonin, President	New Energy Ventures-Mid Atlantic 1845 Walnut Street Suite 2525 Philadelphia, PA 19103
Deneice Covert Zeve, Esquire Terry Lupia, Esquire	Office of Attorney General 14th Floor, Strawberry Square Harrisburg, PA 17120
Irwin A. Popowsky, Esquire Marisa A. Sifontes, Esquire Steven K. Steinmetz	Office of Consumer Advocate 1425 Strawberry Square Harrisburg, PA 17120
Karen Oill Moury, Esquire	Office of Small Business Advocate Suite 1102 300 North 2nd Street Harrisburg, PA 17101
Kandace Melillo, Esquire Wayne Scott, Esquire	Pennsylvania Public Utility Commission Office of Trial Staff 901 North Seventh Street Rear Pitnick Building Harrisburg, PA 17102
Mary McFall Hopper	PECO Energy Company 2301 Market Street, S23-1 Philadelphia, PA 19103
Stephen L. Feld, Attorney	Penn Power 1 East Washington Street P.O. Box 891 New Castle, PA 16103-0891
Brian A. Rider President	Pennsylvania Retailers' Association 224 Pine Street Harrisburg, PA 17101-1325
Paul E. Russell, Esquire	Pennsylvania Power and Light Company 2 North 9th Street Allentown, PA 18101

Name	Address
Margaret Peters, Esquire	Peoples Natural Gas Company 625 Liberty Avenue Pittsburgh, PA 15222-3197
Sheila Hollis, Esquire Stephanie Sugrue, Esquire	QST Energy Inc. 1667 K Street, N.W., Suite 700 Washington, D.C. 20006-1608
Vickiren Aeschleman Director, Regulatory Policy	QST Energy Inc. 300 Hamilton Blvd., Suite 300 Peoria, IL 61602
Terrance J. Fitzpatrick, Esquire	Ryan, Russell, Ogden & Seltzer, LLP Suite 101 800 North Third Street Harrisburg, PA 17102-2025
Albert M. Benincasa, Esquire Director, Regulatory Affairs	Skipping Stone 46 9th Avenue Sea Cliff, NY 11579
Tim Merrill, Esquire	Suite 200, 4 Penn Center West Pittsburgh, PA 15276
Alan J. Barak, Esquire	The Environmentalists 1417 Blue Mountain Parkway Harrisburg, PA 17112
Roger Clark, Esquire	The Environmentalists 905 Denston Drive Andler, PA 19002-3901
Patricia Armstrong, Esquire	Thomas, Thomas, Armstrong & Niesen 212 Locust Street, P.O. Box 9500 Harrisburg, PA 17108-9500
John O'Brien, Esquire	Wheeled Electric Power Company Suite 207 50 Charles Lindburgh Boulevard Uniondale, NY 11553
Daniel Clearfield, Esquire Gerald Gornish, Esquire Alan Kohler, Esquire Robert J. Longwell, Esquire	Wolf, Block, Schorr & Solis-Cohen, LLP Suite 401 305 North Front Street Harrisburg, PA 17101-1236

