

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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Pennsylvania Public Utility Commission :

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

v. :

Docket No. R-00974104

Duquesne Light Company :

Application for approval of a :

Restructuring Plan pursuant to :

66 Pa. C.S. §2806(d) :

NINTH INTERIM ORDER
CLOSING THE RECORD

KJR

Close of Record

Since it now appears that all testimony and accompanying exhibits of all interested parties have been admitted into the record and no further business needs to be conducted, the record of this case is hereby closed. This record includes OTS Exhibits 4 & 4-SR, which were attached to OTS Statements 4 & 4-SR (Testimonies of Paul Metro), respectively, and were admitted into evidence during the hearing on December 17, 1997, but were not separately identified for the record.¹

Briefs

With one exception, instructions for the preparation and filing of briefs have appeared in previous interim orders issued in this case. However, I am taking this opportunity

¹ Pursuant to its letter dated January 13, 1998, the Office of Trial Staff requested special acknowledgment that these documents are included in the record of this proceeding. Since no party raised any objection to the request and the request conforms to the apparent intention of the parties at the hearing, the request is hereby granted.

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to repeat that information here for the convenience and ease of reference for the parties. The one exception concerns the filing date for reply briefs. The statutory parties have requested an extension of the date for filing reply briefs, because February 16, 1998 (the date agreed upon by the parties for filing reply briefs) is a legal holiday (Presidents' Day). While this fact in itself would not normally justify deviation from a litigation schedule, the fact remains that the Offices of the Commission will be closed that day and the support staffs for the attorneys representing the statutory parties will also be away from their respective offices that day. Also noteworthy is the fact that a short "turn-around time" exists between the dates for filing main briefs (February 10, 1998) and the filing of reply briefs (February 16, 1998). Accordingly, all parties may file their reply briefs on February 17, 1998. The statutory parties (the Office of Trial Staff, the Office of Consumer Advocate and the Office of Small Business Advocate), and the City of Pittsburgh may file their briefs on February 18, 1998.

Please note: The filing date for main briefs is an in-hand date. Reply briefs can be mailed on the due date to the parties, but the reply brief due date is an in-hand date for service on the presiding Administrative Law Judge ("ALJ").

Pursuant to the initial Prehearing Order issued on September 10, 1997 and the Fifth Prehearing Order issued December 9, 1997, the parties have prepared a common brief outline for main briefs. Adherence to the common brief outline is mandatory. For a party briefing less than all of the issues outlined, that party must still use the section headings and numbering system designated in the common brief outline for the issues it raises in its brief. *Deviation from the common brief outline may result in little or no consideration being given to the arguments contained in the offending party's brief.*

The parties are to comply with 52 Pa. Code §§5.501, et seq., regarding the preparation and filing of briefs. The main brief for the Company must be limited to 150 pages, while the main briefs for each of the intervenors must be limited to 100 pages. The reply brief for the Company must be limited to 75 pages, while reply briefs for each of the intervenors must be limited to 50 pages. The greater page limitation on briefs allowed for the Company recognizes its need to respond to all of the intervenors.

All parties are encouraged to write their briefs in a clear and concise manner so as to adequately cover the issues. However, brevity will receive favorable treatment. The parties need not use the full allotment of their page limitation when writing briefs, if a shorter version will do. Lengthy discourses on a subject that can be covered in a more concise manner must be avoided.

Where possible, parties must submit to the presiding ALJ one hard copy of their briefs and one copy on computer disk. If a party can not submit a copy on computer disk, it must submit two hard copies of briefs.

Tables & Calculations to Be Submitted with Main Briefs

Attached hereto as Appendix B are five tables, which the parties must submit with their Main Briefs in this proceeding. **If a party makes a claim regarding any of the information required by these tables and does not submit the requisite table in the format appearing in Appendix B, that claim will be ignored.** The Commission, its staff, the technical reviewing staff and the presiding ALJ do not have the time and resources to discover how a party derives its claim, unless that information is provided in the table format requested. For

that reason, use of these tables in this format is mandatory for a party submitting a claim regarding any of the information required by these tables.

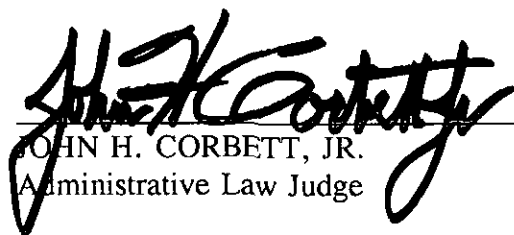
Computer Disks

The presiding ALJ has WordPerfect 6.1 and Word 6.0 word processing software. Submissions on disks using later versions of these software applications cannot be used, while submissions using earlier versions of these software applications can be converted for use. If in doubt, you may call my office for clarification. No submissions using Excel software should be made, since I have no way of using it. If a party has the capability of doing so, it must submit one copy of its brief on computer disk in the requested format. All discs must be marked to identify its sponsor, the format used and its contents.

Active Parties Service List

All parties should check the enclosed service list. The attached service list is the most current active parties service list for this case.

Dated: January 23, 1998



JOHN H. CORBETT, JR.
Administrative Law Judge

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

**STRANDED COST
CALCULATION - NUCLEAR**
(S000)

	Company Claim	Adjustments	Adjusted Amount
Revenue Required (1999)			
Market Revenue (1999)	_____		
Total (Deficiency)/Excess (1999)			
PUC Jurisdictional Percent (1999)		%	
PUC (Deficiency)/Excess (1999)			=====
Summation of (Deficiency)/Excess Amounts (1999-2024)			=====
Discount Rate		%	
Net Present Value (NPV) in 1999 \$			=====

**SUMMARY OF
STRANDED COSTS
(\$000)**

	Company Claim	Adjustments	Adjusted Amount
Nuclear			
Fossil			
NUG			
Regulatory Assets	_____		
Total Net Present Value (NPV) in 1999 \$	=====		

**STRANDED COST CALCULATION -
CALCULATION - REGULATORY ASSETS
(\$000)**

	Company Claim	Adjustments	Adjusted Amount
Unrecovered Energy Costs			
Post-Retirement Benefits			
Susquehanna Operating Costs			
Common Plant			
Nuclear			
Other Production			
Retired Miners' Healthcare Costs			
DOE Assessment			
Deferred Refueling Costs			
Voluntary Early Retirement Costs			
Employee Transition Costs			
Rate Case Expenses			
Taxes Recoverable			
Nuclear			
Other Production			
Regulatory Liabilities			
Nuclear			
Other Production			
Total PUC Amortizations (1999-2024)			
Net Present Value (NPV) in 1999 \$			

**STRANDED COST CALCULATION -
NON-UTILITY GENERATION (NUG)**

(S000)

	Company Claim	Adjustments	Adjusted Amount
Cost of Purchase (1999)			
Market Value (1999)	_____		
Cost in Excess of Market Value (1999)			
Less: Buy-out Payments (1999)	_____		
Total (Deficiency)/Excess (1999)			
PUC Jurisdictional Percent (1999)		%	
PUC (Deficiency)/Excess (1999)	=====		
Summation of (Deficiency)/Excess Amounts (1999-2015)	=====		
Discount Rate		%	
Net Present Value (NPV) in 1999 \$	=====		

**STRANDED COST
CALCULATION - FOSSIL
(\$000)**

	Company Claim	Adjustments	Adjusted Amount
Revenue Required (1999)			
Market Revenue (1999)	_____		
Total (Deficiency)/Excess (1999)			
PUC Jurisdictional Percent (1999)		%	
PUC (Deficiency)/Excess (1999)	=====		
Summation of (Deficiency)/Excess Amounts (1999-2045)	=====		
Discount Rate		%	
Net Present Value (NPV) in 1999 \$	=====		

PA Public Utility Commission v. Duquesne Light Company
R-00974104

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