

**Before the  
Pennsylvania Public Utility Commission**

Petition of PPL Electric Utilities :  
Corporation for Approval of its : Docket No. P-2012-232-5034  
Distribution System Improvement :  
Charge :

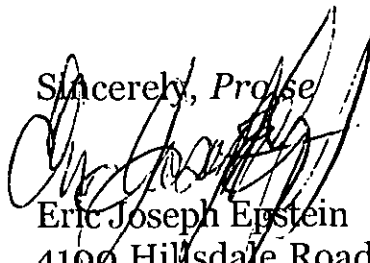
June 27, 2013

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

Dear Secretary Chiavetta:

Enclosed for filing with the Commission is an original and three (3) copies of Eric Joseph Epstein's Prehearing Memorandum in the above-referenced proceeding.

Sincerely, *Prose*

  
Eric Joseph Epstein  
4100 Hillsdale Road  
Harrisburg, PA 17112  
lechambon@comcast.net

cc: Certificate of Service

**RECEIVED**  
2013 JUL - 1 AM 11:34  
PA.P.U.C.  
SECRETARY'S BUREAU

# **Before the Pennsylvania Public Utility Commission**

Petition of PPL Electric Utilities :  
Corporation for Approval of its : Docket No. P-2012-232-5034  
Distribution System Improvement :  
Charge :

## **I. Background**

On March 31, 2004, PPL proposed to “implement a Distribution System Improvement Charge (“DSIC”). The DSIC would enable the Company to recover the fixed costs associated with non-revenue producing distribution system improvement and relocation projects between base rate proceedings. The capital costs eligible for inclusion in the DSIC would be limited to projects that are designed to enhance system security, reliability, integrity, safety and long-term viability. The Company’s proposal is similar to automatic adjustment mechanisms currently utilized by many Pennsylvania water utilities. If approved by the PUC, the DSIC would enable the Company to make capital improvements necessary to maintain reliable service while delaying the need for future distribution rate increase requests.” (Mark D. Woods, PPL Controller, Securities and Exchange Commission, PPL Form 8-K, March 31, 2004.)

On February 14, 2012, Governor Corbett signed into law Act 11 of 2012 (“Act 11”), which amends Chapters 3, 13 and 33 of Title 66 of the Code to allow: (1) jurisdictional utilities to make rate case claims based on a fully projected future test year; (2) wastewater utilities to allocate a portion of their revenue requirement to the combined wastewater and water utility

**RECEIVED**  
2013 JUL - 1 AM 11:34  
P.A.P.U.C.  
SECRETARY'S BUREAU

customer base; and (3) electric distribution companies ("EDCs"), natural gas distribution companies ("NGDCs"), water utilities, wastewater utilities and city natural gas distribution operations to establish a distribution system improvement charge ("DSIC").

Act 11 provides utilities with the ability to implement a DSIC to recover reasonable and prudent costs incurred to repair, improve or replace certain eligible distribution property that is part of the utility's distribution system. Eligible property for electric distribution companies is defined in Section 1351 of the statute. (66Pa.C.S. § 1351(1)).

As a precondition to the implementation of a DSIC, a utility must file an LTIIIP with the Commission that is consistent with the provisions of Section 1352 of the statute. (66 Pa.C.S. § 1352(a)).

On August 2, 2012, the Commission issued the Implementation Order establishing procedures and guidelines necessary to implement Act 11. The Implementation Order adopts the requirements established in Section 1352, provides additional standards that each LTIIIP must meet, and gives guidance to utilities for meeting the Commission's standards.

Pursuant to Act 11 of 2012 ("Act 11" or the "Act"), which amends Chapters 3, 13 and 33 of the Pennsylvania Public Utility Code ("Code"), PPL Electric Utilities Corporation ("PPL Electric" or the "Company") filed Petition seeking approval of its Long-Term Infrastructure Improvement Plan ("LTIIIP" or "Plan").

On January 2, 2013, PPL petitioned the PUC for approval of Supplement No. 127 to Electric PA. P.U.C. No .21. Mr. Epstein received an electronic filing of the Petition on January 15, 2013, and a revised attachment on January 22, 2013.

On May 23, 2013, the PUC approved PPL DSIC's pending resolution of issues identified in the Commission's Order.

## **II. Issues.**

PPL's five year plan is estimated to cost rate payers of \$705.15 million. This charge can not be bypassed. All electric customers in the PPL rate base - which covers 29 counties and 10,000 miles - must pay distribution charges.

Consistent with his Petition to Intervene, Mr. Epstein's participation will be limited to:

If revenues associated with the Company's Act 129 Compliance Rider (ACR), Smart Meter Rider, Universal Service Rider, Net Metering Rider, and Competitive Enhancement Rider riders in PPL Electric's tariff are properly included as distribution revenues.

## **III. Proposed Witnesses**

Mr. Epstein does not anticipate calling any witnesses during the course of this proceeding. In the event that Eric Joseph Epstein decides to modify or supplement his witness list, Epstein will inform the parties and the Administrative Law Judge.

#### **IV. Proposed Schedule & Discovery Rules**

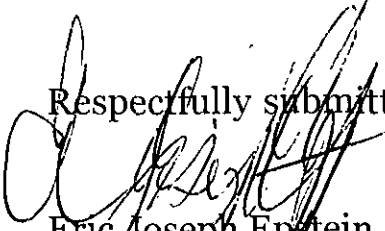
Mr. Epstein will fully cooperate with the Court and the Parties at the Prehearing Conference to develop an appropriate procedural schedule and discovery rules in accordance with the Commission's regulations and any directives issued by Judge Melillo.

#### **V. Public Input Hearings**

Mr. Epstein will attend and participate in Public Input Hearings.

#### **VI. Settlement Discussions**

Eric Joseph Epstein is willing to participate in Settlement discussions and negotiations with the other parties to resolve all outstanding issues in this proceeding.

Respectfully submitted,  
  
Eric Joseph Epstein, *Pro se*  
4100 Hillside Road  
Harrisburg, PA 17112  
lechambon@comcast.net

June 27, 2013

**CERTIFICATION OF SERVICE**

I hereby certify that I have this day served a true and correct copy of the foregoing document upon the active participants named below by US mail or hand delivery or electronic transmission in accordance with the requirements of Section 1.54.

Honorable Kandace F. Melillo  
Administrative Law Judge  
PA Public Utility Commission  
P.O. Box 1166  
Harrisburg, PA 17108-1166

Pamela C. Polacek, Esquire  
Adeolu A. Bakare, Esquire  
McNees Wallace & Nurick LLC  
100 Pine Street  
(PPLICA )

Jessica R. Rogers, Esquire  
PPL c/o  
Post & Schell  
17 North Second St., Floor 12  
Harrisburg, Pa 17101-1601

David B. MacGregor, Esquire  
PPL c/o  
Post & Schell, P.C.  
1600 John F. Kennedy Blvd.  
Philadelphia, PA 19103-2808

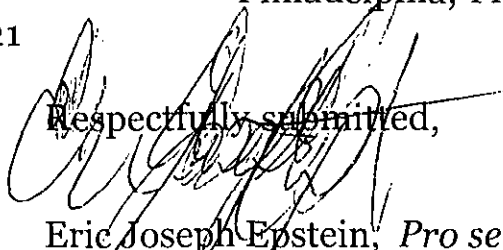
Paul E. Russell, Esquire  
PPL Electric Utilities Corporation  
Two North Ninth Street  
Allentown, PA 18101-1179

Steven Gray, Esquire  
Office of Small Business Advocate  
Suite 1102, Commerce Building  
300 North Second Street  
Harrisburg , PA 17101

Candis A. Tunilo, Esquire  
Erin L. Gannon, Esquire  
Office of Consumer Advocate  
555 Walnut Street  
Harrisburg, PA 17101-1921

Jack R. Garfinkle, Esquire  
Exelon BSC  
2301 Market Street  
Philadelphia, PA 19103


Respectfully submitted,



Eric Joseph Epstein, *Pro se*  
4100 Hillsdale Road  
Harrisburg, PA 17112  
lechambon@comcast.net

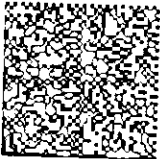
Dated: June 27, 2013

RECEIVED  
2013 JUL - 1 AM 11:35  
PA.P.U.C.  
SECRETARY'S BUREAU



Mr. Eric Epstein  
4100 Hillsdale Rd.  
Harrisburg, PA 17112-1419

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



UNITED STATES POSTAGE  
PITNEY BOWES  
02 1P \$ 001.720  
0004460755 JUN 27 2013  
MAILED FROM ZIP CODE 17112