

COMMONWEALTH OF PENNSYLVANIA

DATE: May 6, 1997

SUBJECT: R-00973954

TO: Office of Administrative Law Judge

FROM: *WJZ* John G. Alford, Secretary

DOCKETED  
MAY 06 1997

KJR

APPLICATION OF PENNSYLVANIA POWER & LIGHT COMPANY  
FOR APPROVAL OF ITS RESTRUCTURING PLAN UNDER SECTION  
2806 OF THE PUBLIC UTILITY CODE

---

Attached is copy of a Petition to Intervene of Pennsylvania Electric Consumers Council filed in connection with the above docketed proceeding.

This matter is assigned to your Office for appropriate action.

Attachment

cc: OTS

wjz

JMENT  
LDER

1417 Blue Mtn Pkwy  
Harrisburg PA 17112

717.540.5106 v.  
717.6541.1970 f.

barak@igc.apc.org

Alan J. Barak

**ORIGINAL**

KJR

May 6, 1997

James McNulty  
Office of the Prothonotary  
PA Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

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97 MAY - 7 PM 3:13  
PA.P.U.C.  
PROTHONOTARY'S OFFICE

RE: Application of PP&L Energy Company for Approval  
of its Restructuring Plan, Docket No. R-00973954  
Motion to Extend Motion to Compel's Filing Date During Settlement Discussions


Dear Mr. McNulty:

Enclosed please find the original and three copies of the Environmentalists' Motion to Extend Motion to Compel's Filing Date During Settlement Discussions with PP&L in the above-docketed proceeding, as well as a Certificate of Service.

We have provided a fax copy of this filing to ALJ Kashi and PP&L counsel Paul Russell on the 6th day of May, 1997.

Please time-stamp our enclosed 'office copy' of our Motion and return it in the envelope provided.

Sincerely,

  
Mary Lou Morin  
Secretary to Alan J. Barak  
Counsel for the Environmentalists

DOCUMENT  
FOLDER

cc: ALJ George Kashi  
Paul Russell, Esq. PP&L  
Service List attached

ORIGINAL

PP&L Co. )  
(Restructuring Plan Filing) ) Docket No. R-00973954  
)

ENVIRONMENTALISTS' MOTION TO EXTEND  
MOTION TO COMPEL'S FILING DATE  
DURING SETTLEMENT DISCUSSIONS WITH PP&L:

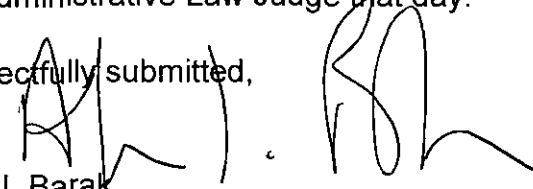
DATA REQUESTS SET I (Q'S 1-67)

THE ENVIRONMENTALISTS, by their attorney, move for an extension of time until May 12, 1997 by 4:30 p.m., to compel answers to their Set I interrogatories and document requests ("data requests") to PP&L in this case. PECO has timely objected to providing any answers. There is no objection to this extension.

PP&L apparently believes the requests are ill-considered form discovery requests. Our position is that: (1) these are fundamental document requests which counsel spent 7 hours preparing specifically for this case, based on prior, similar "standard" requests, generated in PP&L's last base rate case and PECO's securitization case; (2) that would permit the Environmentalists and their consultants to develop the necessary profile of PP&L and its market in this "mother of all rate cases"; and (3) ALJ Weismandorfer recently directed PECO to cooperate in answering a similar set.

Counsel for PP&L and the Environmentalists discussed this dispute at the May 2, 1997, technical conference. The parties have agreed to meet by telephone on May 7, 1997, to discuss an amicable resolution of this matter, and include technical experts if necessary. They also agreed to waive the filing of a motion to compel and supporting argument until the close of business on May 12, 1997. The undersigned counsel communicated the agreement (without any summary of the parties' positions) orally to the Administrative Law Judge that day.

Respectfully submitted,

  
Alan J. Barak  
Alan J. Barak, PC  
Attorney for the Environmentalists

DOCKETED  
MAY 10 1997

DOCUMENT  
FOLDER

RECEIVED  
MAY 13 1997  
PROHIBITION DIVISION  
OFFICE

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In the Matter of )  
Pennsylvania Power & Light Co. ) Dkt. No. R-00973954  
Restructuring Plan Filing )  
)

CERTIFICATE OF SERVICE

I hereby certify that I have on the 6th day of May, 1997, served the following document, Environmentalists' Motion to Extend Motion to Compel's Filing Date During Settlement Discussions with PP&L upon the following parties and in the manner outlined below:

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Fred Zalcman, Esq.  
Pace University School of Law  
78 North Broadway  
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Respectfully yours,

/s

---

Alan J. Barak (Sup Ct #67886)

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717.540-5106 v.  
717.541-1970 f.



**Pennsylvania Power & Light Company**

Two North Ninth Street • Allentown, PA 18101-1179 • 610/774-5151

Paul E. Russell  
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FAX: 610/774-6726

May 8, 1997

RECEIVED

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**VIA FEDERAL EXPRESS**

James J. McNulty, Esquire  
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PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

ORIGINAL<sup>KJR</sup>

**Re: Pennsylvania Power & Light Company  
Restructuring Plan  
Docket No. R-00973954**

---

Dear Mr. McNulty:

Attached for filing, pursuant to the Commission's regulations, 52 Pa. Code § 5.342(d), is a Certificate of Service identifying answers to interrogatories that Pennsylvania Power & Light Company served today on the active participants in this proceeding.

If you have any questions regarding this matter, please call.

DOCUMENT  
FOLDER

Very truly yours,

*Paul E. Russell/dw*

Paul E. Russell

Attachment

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED

MAY 8 1997

PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

\_\_\_\_\_  
Pennsylvania Power & Light Company :  
Restructuring Plan Filing : Docket No. R-00973954

DOCKETED  
MAY 10 1997

\_\_\_\_\_  
CERTIFICATION OF SERVICE  
\_\_\_\_\_

I hereby certify that I have this day served a true copy of Pennsylvania Power & Light Company's answers to the PP&L Industrial Customer Alliance Interrogatories, Set I, upon the active participants listed below, in accordance with the requirements of §1.54 (relating to service by a participant):

Federal Express

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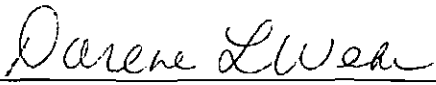
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101 Chilton Street  
Cambridge, MA 02138

Dated this 8th day of May, 1997.

  
\_\_\_\_\_  
Dorene L. Wehr

ORIGINAL

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In the Matter of )  
Pennsylvania Power & Light Co. ) Dkt. No. R-00973954  
Restructuring Plan Filing )  
)

ENVIRONMENTALISTS' REQUEST FOR AND NOTICE OF  
ADDITION TO SERVICE LIST OF CONSULTANT

KJR

PLEASE TAKE NOTICE: The Environmentalists request that you **add** to your "discovery" and unofficial service list the following consultant, bringing our requested informal service list to a total of five, listed below, with Alan J. Barak being the "official" service list addressee and lead counsel: **Jerry Mendl, MSB Energy Associates**. Please set for your Service List:

Fred Zalcman, Esq. (2nd counsel)  
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f. 914-422-4180  
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Respectfully submitted,

Alan J. Barak (Sup. Ct. #67886)  
Counsel for the Environmentalists

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litigrtw11pp&l.pld

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18

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Dkt. No. R-00973954

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CERTIFICATE OF SERVICE

I hereby certify that I have on the 8th day of May, 1997, served the following document, Environmentalists' Request For and Notice of Addition to Service List of Consultant upon the following parties and in the manner outlined below:

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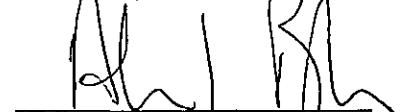
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Respectfully submitted,



Alan J. Barak (Sup Ct #67886)

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1417 Blue Mountain Pkwy  
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717.540-5106 v.  
717.541-1970 f.



**Pennsylvania Power & Light Company**

Two North Ninth Street • Allentown, PA 18101-1179 • 610/774-5151

Paul E. Russell  
Associate General Counsel  
610/774-4254

FAX: 610/774-6726

KJR

May 9, 1997

**VIA FEDERAL EXPRESS**

James J. McNulty, Esquire  
Prothonotary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, Pennsylvania 17105-3265

**RECEIVED**

MAY 9 1997

PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

**Re: Pennsylvania Power & Light Company  
Restructuring Plan  
Docket No. R-00973954**

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Dear Mr. McNulty:

Attached for filing, pursuant to the Commission's regulations, 52 Pa. Code § 5.342(d), is a Certificate of Service identifying answers to interrogatories that Pennsylvania Power & Light Company served today on the active participants in this proceeding.

If you have any questions regarding this matter, please call.

Very truly yours,

*Paul E. Russell/daw*

Paul E. Russell

Attachment

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Pennsylvania Power & Light Company  
Response to Interrogatories  
of the Office of Consumer Advocate, Set V  
Dated April 22, 1997  

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Docket No. R-00973954

- Q.1. Please provide all analyses, materials, memos, publications, and testimony sponsored by Dr. Kalt, or members of The Economics Resource Group who have been retained by PP&L in conjunction with this proceeding, that addresses restructuring a regulated industry into a competitive industry, stranded cost estimation and recovery, rate design, ensuring competitiveness in the formerly regulated market, and related topics.
- A.1. By agreement with the Office of Consumer Advocate, PP&L will not supply any materials constituting attorney work product in connection with the preparation of PP&L's Restructuring Plan filing. The material requested is far too voluminous to provide without some further definition or selection. A comprehensive list of publications and testimony by expert witnesses from the Economic Resource Group retained by PP&L was included as Exhibit 1 to each of their testimonies. PP&L will provide copies of specific non-confidential material selected by OCA from those lists.

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**Pennsylvania Power & Light Company  
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PROTHONOTARY'S OFFICE

- Q.2. On page 3, lines 14-16 of Dr. Kalt's testimony, Dr. Kalt asserts that  
"..competition is a powerful force in promoting the public's interest in a  
healthy, efficient economy." With respect to this statement, please provide:
- a. an evaluation of how competitive the Pennsylvania generation market  
will be under the assumption that all existing utilities in the relevant  
market (assuming the relevant market is PJM) restructure in a manner  
consistent with PP&L's restructuring plan. Please provide HHI factors,  
or other indicators of relative competitiveness in response to this  
request. Please include all materials relied upon in responding to this  
request;
  - b. your recommended policies and procedures that the Commission (or  
other state agency) ought to promulgate with respect to ensuring that  
the market is sufficiently competitive so as to promote the public  
interest; and
  - c. an explanation of whether PP&L's restructuring proposal is consistent  
with your recommended policies and procedures.
- A.2.
- a. Professor Kalt did not undertake a market power analysis of the  
relevant generation market in connection with this filing.
  - b. The body of Professor Kalt's testimony recommends the economic and  
public policy principles that should be followed. He also points out that  
the Act contains specific provisions to help the Commission protect  
competition.
  - c. As Professor Kalt points out, the central components of PP&L's  
restructuring proposal are consistent with his recommended policies  
and principles described in his testimony.

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- Q.3. On page 5, lines 14-20, and on page 20, lines 16-19, Dr. Kalt appears to imply that the construction of excess generating capacity is the only or primary reason why the embedded, average cost of producing electricity is greater than the price of electricity that would occur in a unregulated, competitive market. With respect to Dr. Kalt's testimony in this respect, please provide:
- a. an explanation regarding whether the above-mentioned implication is correct;
  - b. if so, please provide a comparison of the difference between the market price of electricity (advanced by Dr. Kalt's colleague, Dr. Jones), and PP&L's embedded, average cost of electricity assuming that electricity demand increased to fully utilize PP&L capacity (compute using the PP&L's 1996 load factor). Please explain any difference between the embedded, average cost and the market price, and provide all materials relied upon in responding to this request; and
  - c. if the above-mentioned implication is not correct, please provide a complete list of reasons why embedded, average costs might exceed market-based electricity prices. Of the complete list provided in response to this request, please indicate which of these reasons apply to PP&L and why.
- A.3.
- a. Dr. Kalt's position is misstated in this Question. See response to part c.
  - b. Not applicable.
  - c. There are other numerous reasons why the rates established through the regulatory process could be above the price of electricity that would occur in an unregulated, competitive market. These reasons fall into three major categories. First, excess capacity has resulted from the circumstances of supply and demand, including restrained growth, availability of substitutes, need for reliable service to meet high peak load combined with the capital-intensive nature of the industry, and

energy conservation (as discussed in Professor Kalt's testimony page 5, lines 10-13). Second, the regulatory process can introduce other than cost-minimizing incentives into utility operation. Third, current electricity rates could reflect additional costs, such as social programs, that would not be recovered through an unregulated electricity market. Professor Kalt has not conducted an analysis to determine which, if any, of these categories of reasons apply to PP&L.

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**Pennsylvania Power & Light Company**  
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PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

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- Q.4. For the 11-year period starting in 1996, please provide an annual projection of demand, supply and capacity need in megawatts for PP&L and PJM. In responding to this request, please show each capacity resource projected to be in-service for each year of the forecast, unit retirements, firm capacity available to PP&L and PJM from other systems, adjustments to demand (due to, say, DSM programs), and reserve margin requirements. If capacity is being added to the system during this time frame, please specify whether such additions are associated with Commission-approved power purchase contracts or other approved sources. Please provide all materials relied upon in developing this projection.
- A.4. The information requested here has been provided as part of Dr. Jones' responses to Questions 71 and 88 of Interrogatories of the Office of Consumer Advocate, Set III, dated April 17, 1997.

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**Pennsylvania Power & Light Company**  
**Response to Interrogatories**  
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**Dated April 22, 1997**  

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- Q.5. Referring to page 7, line 12, and on page 12, line 1 of Dr. Kalt's testimony, please provide Dr. Kalt's understanding of the "just and reasonable" concept with respect to its application by the Pennsylvania Public Utilities Commission in determining rate levels.
- A.5. Dr. Kalt's understanding of the "just and reasonable" concept is based on general principles developed over decades of interpretation and implementation by courts and regulatory agencies throughout the country, including such landmark cases as F.P.C. v. Hope Natural Gas, 320 U.S. 591 (1944) and Duquesne Light Company v. Barasch, 488 U.S. 299 (1989). While Dr. Kalt is not an expert on the specific details of the implementation of the concept of "just and reasonable" by the Pennsylvania Public Utility Commission in determining rate levels, it is his understanding that the Commission's practice does not depart in any significant or material respect from these general principles.

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PRO HENRY P. B. O. E.

- Q.6. Referring to page 12, lines 7 and 16 of Dr. Kalt's testimony, please provide the definition of the term "cost-of-service [regulatory] principles" as used by Dr. Kalt.
- A.6. "Cost-of-service regulatory principles" refers to the rationale behind cost-of-service regulation. The major principles include investment by utilities sufficient to meet their regulatory obligations and the recovery of prudently incurred costs, including the cost of capital, in meeting those obligations through the setting of regulated prices determined by regulatory policy and law, instead of by market forces.

J. P. Kalt

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PROTHONOTARY'S OFFICE**

- Q.7. Please provide Dr. Kalt's understanding of the regulatory principles of "prudence" and "used and useful" with respect to their application by the Pennsylvania Public Utilities Commission in determining the cost-of-service, and just and reasonable rate levels.
- A.7. Dr. Kalt's understanding of the regulatory principles of "prudence" and "used and useful" is based on general principles developed over decades of interpretation and implementation by courts and regulatory agencies throughout the country. While Dr. Kalt is not an expert on the specific details of the application of these principles by the Pennsylvania Public Utility Commission under Pennsylvania law, it is his understanding that it does not depart in any significant or material respect from the application of these principles generally under utility regulation.

J. P. Kalt

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Q.8. With respect to Dr. Kalt's knowledge of electric utility regulation in general, as referenced on page 1 of his testimony, please provide a list of the risks that electric utility investors faced under the current regulatory and industry framework (i.e., before the introduction of competition) for which investors were compensated through Commission-approved rates of return.

A.8. Investors face many business and market risks under the existing industry structure including the risk of unexpected economic growth rates, inflation rates, and management and regulatory actions and policies. On as-yet unrecovered costs and operations, compensation for risks has not occurred. Investors were not compensated for the risk of fundamental structural change in the electric utility industry, such as that introduced by the Act.

PA. PUBLIC UTILITY COMMISSION  
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J. P. Kalt

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Response to Interrogatories  
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**PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE**

- Q.9. Please provide a rigorous definition of Dr. Kalt's use of the term "sunk costs" as used on page 17, line 15, and page 20, lines 6-7 of his testimony.
- A.9. "Sunk costs" refer to the industry's unavoidable resource expenditures on actions and/or assets that are fixed with respect to going-forward decisions.

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**Pennsylvania Power & Light Company  
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PROTHONOTARY'S OFFICE

- Q.11. Please explain whether the terms "going-forward costs" on pages 19 and 20, and "incremental" or "economic" costs on pages 20 and 21 have equivalent meanings as used by Dr. Kalt.
- A.11. The terms have similar meanings, although the phrases are used in different contexts in Professor Kalt's testimony. On pages 20 and 21 Professor Kalt is emphasizing the difference between "all-in" costs and short-run "incremental costs." See the response to Question 10 of Interrogatories of the Office of Consumer Advocate, Set V, Dated April 22, 1997 for the meaning of "going-forward costs," as used on Pages 19 and 20 of Dr. Kalt's testimony.

J. P. Kalt

**Pennsylvania Power & Light Company  
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**PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE**

- Q.12. Please provide a rigorous definition of the term "short-run" as it relates to the electric generation industry as used by Dr. Kalt on page 20, line 19 and page 21, line 21 of his testimony.
- Q.12. Professor Kalt defines short-run incremental cost in his testimony on page 20, lines 19-21. The short-run incremental cost comprises the only resources that are used up, and hence not available for other productive uses, by utility generation. The short-run refers to the time period in which utility installed generation capacity is held constant.

J. P. Kalt

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- Q.13. Please explain whether Dr. Kalt would agree with the proposition that on the basis of economic efficiency the stranded cost charge (i.e., the competitive transition charge or "CTC") ought not reflect any amount of going-forward generating costs.
- A.13. See the response to Question 10 of Interrogatories of the Office of Consumer Advocate, Set V, Dated April 22, 1997.

J. P. Kalt

**Pennsylvania Power & Light Company  
Response to Interrogatories  
of the Office of Consumer Advocate, Set V  
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- Q.14. Please provide an explanation regarding the economic efficiency loss that would occur if stranded investment were computed so as to include going forward costs of utility generation.
- A.14. See the response to Question 10 of Interrogatories of the Office of Consumer Advocate, Set V, Dated April 22, 1997.

PA PUBLIC UTILITY COMMISSION  
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J. P. Kalt

**Pennsylvania Power & Light Company  
Response to Interrogatories  
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- Q.15. If stranded costs associated with a particular utility generating unit are computed as the difference between traditional revenue requirements (which includes a return on investment, depreciation charges, fuel, variable O&M, fixed O&M, A&G, capital additions, and property and other taxes) associated with that unit, and the total market revenues associated with sales of generation from that unit, please verify whether such a computation could result in economic efficiency losses identified in response to 14 above.
- A.15. The question asks Professor Kalt to verify something that is not correct. See the response to Question 10 of Interrogatories of the Office of Consumer Advocate, Set V, Dated April 22, 1997.

J. P. Kalt

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PA PUBLIC UTILITY COMMISSION  
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- Q.16. Please explain whether the annual CTC rates proposed by PP&L include going-forward generation costs in addition to sunk costs. If so, please explain whether the reflection of such costs in the CTC could distort the relative competitiveness of PP&L's generators to other potential generation suppliers.
- A.16. See the response to Question 10 of Interrogatories of the Office of Consumer Advocate, Set V, Dated April 22, 1997.

J. P. Kalt

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Response to Interrogatories  
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**PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE**

- Q.17. Please address whether it is economically efficient to close those generating units whose total going-forward costs (i.e., fuel, variable O&M, fixed O&M, A&G, capital additions, and property and other taxes) are greater than the total market revenues earned from sales of generation from such units. Please fully explain your answer.
- A.17. If, as defined by Professor Kalt, going-forward costs are greater than the total market revenues earned from sales of generation from such units on an expected net present value basis over an appropriate horizon, then operating those generating units would be expected to produce economic inefficiency. The costs, if any, of closing generation units must be considered when evaluating whether or not it is economically efficient to do so.

PP&L has utilized this approach in its calculation of stranded costs and the CTC.

J. P. Kalt

**Pennsylvania Power & Light Company  
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of the Office of Consumer Advocate, Set V  
Dated April 22, 1997**

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PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

- Q.18. Please provide an explanation of the efficacy of fully separating (in both the financial and legal sense) competitive generation suppliers and regulated T&D companies relative to a system in which government regulators must enforce comparable access rules, codes of conduct and firewalls, as described on page 22-28 of Dr. Kalt's testimony, in order to achieve true comparable access and minimization of cross-subsidies between regulated and non-regulated affiliates.
- A.18. In comparing the two approaches described in the question, both the costs, benefits, and feasibility of each approach must be weighed. In Section V of Professor Kalt's testimony, he presents his analysis regarding this question.

J. P. Kalt

**Pennsylvania Power & Light Company**  
**Response to Interrogatories**  
**of the Office of Consumer Advocate, Set V**  
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PROTHONOTARY'S OFFICE

- Q.19. With respect to Dr. Kalt's assertion that the implementation of the rate cap greatly mitigates any risk of cross-subsidy (page 25, lines 3-4), please address whether it is possible for a utility to subsidize the competitive generation entity with revenues from the regulated T&D entity if T&D rates are capped at levels higher than T&D costs.
- A.19. Regardless of whether or not T&D rates are capped at, above, or below costs, the cap greatly reduces the incentive for the T&D company to subsidize the competitive generation entity as explained in Professor Kalt's testimony, page 25, lines 3 through 10.

J. P. Kalt

**Pennsylvania Power & Light Company**  
**Response to Interrogatories**  
**of the Office of Consumer Advocate, Set** RECEIVED  
**Dated April 22, 1997**

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PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

- Q.20. Please address whether the ability of a regulated T&D company to raise capital could be negatively affected by poor financial performance of its unregulated generation affiliate. Conversely, please address whether the ability of an unregulated generation affiliate to raise capital could be positively affected by superior financial performance of its regulated T&D affiliate. In responding to this request, please address how PP&L's restructuring plan insulates affiliates from impacts on financing costs resulting from the financial performance of other affiliates. Please provide the basis for your response to this request.
- A.20. If the applicable economic and public policy principles identified in Professor Kalt's testimony are not implemented, then the two situations described in this question could occur. PP&L's restructuring plan insulates affiliates from impacts on financing costs resulting from the financial performance of other affiliates through the same means that it prevents other forms of cross-subsidies that Professor Kalt discussed in his testimony. In the post-restructuring environment, impacts of the type suggested in this question would be disciplined by competition in both product and capital ownership markets.

Various

**Pennsylvania Power & Light Company  
Response to Interrogatories  
of the Office of Consumer Advocate, Set V  
Dated April 22, 1997**

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**Docket No. R-00973954**

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**PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE**

- Q.21. On page 29, lines 15-16 of Dr. Kalt's testimony, Dr. Kalt asserts that PP&L will continue to stand as a customer's supplier of last resort. Please provide a full description of how PP&L would serve this function. In providing your response, please clarify which affiliate of PP&L is providing "last resort generation service" (e.g., the generation affiliate or the distribution affiliate. In addition, please respond to the following:
- a. if the generation affiliate provides this service, please explain how PP&L would price this service, and why the incumbent utility generation should be the provider of such service if others are willing to provide such a service at a lower price; and
  - b. if the distribution affiliate provides this service, please describe how PP&L will procure and price the power required to meet the loads of this requiring such service.
- A.21. a. & b. PP&L proposes that the electric delivery group be the provider of "last resort generation service." Discussion regarding how PP&L intends to carry out these duties is found in the Direct Testimony of Douglas A. Krall (PP&L Statement No. 10) beginning on page 11, Line 16 and continuing to page 12, Line 18; and in the Direct Testimony of Robert M. Geneczko (PP&L Statement No. 13) beginning on page 9, Line 21 and continuing to page 10, Line 18.

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

\_\_\_\_\_  
Pennsylvania Power & Light Company :  
Restructuring Plan Filing : Docket No. R-00973954

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CERTIFICATION OF SERVICE  
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PA PUBLIC UTILITY COMMISSION  
PROTODIOTARY'S OFFICE

I hereby certify that I have this day served a true copy of Pennsylvania

Power & Light Company's answers to the Office of Consumer Advocate's Interrogatories, Set V numbered 1 through 9 and 11 through 21, upon the active participants listed below, in accordance with the requirements of §1.54 (relating to service by a participant):

**Federal Express**

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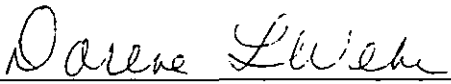
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Cambridge, MA 02138

Dated this 9th day of May, 1997.

  
\_\_\_\_\_  
Dorene L. Wehr

**CNG Energy Services Corporation**

A **CNG** COMPANY

One Park Ridge Center  
P.O. Box 15746  
Pittsburgh, PA 15244-0746  
(412) 787-4268  
(412) 787-4464 Fax  
E-Mail: Gary\_A.\_Jeffries@ESC.CNG.COM

GARY A. JEFFRIES  
Senior Attorney

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PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

May 9, 1997

**BY OVERNIGHT MAIL**

Robert F. Frazier, Prothonotary  
Pennsylvania Public Utility Commission  
B-20, North Office Building  
Harrisburg, PA 17120

ORIGINAL

**Re: Pennsylvania Power & Light Company Restructuring Plan Filing: Docket No. R-00973954**

**Motion To Intervene Out Of Time Of CNG Energy Services Corporation**

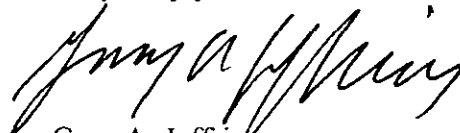
Dear Mr. Frazier:

CNG Energy Services Corporation ("CNG") files herewith the original and fifteen (15) copies of its "Motion To Intervene Out Of Time Of CNG Energy Services Corporation" in the above-captioned Docket.

Please date-stamp and return the enclosed extra copy of the filing in the enclosed self-addressed and postage-prepaid envelope.

Should you have any question, please do not hesitate to contact me at (412) 787-4268. Thank you for your assistance.

Very truly yours,



Gary A. Jeffries  
Senior Attorney

Enclosures

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BEFORE THE PA PUBLIC UTILITY COMMISSION  
PENNSYLVANIA PUBLIC UTILITY COMMISSION PROTHONOTARY'S OFFICE

Pennsylvania Power & Light Company )  
Restructuring Plan Filing )

Docket No. R-00973954

**ORIGINAL**  
**MOTION TO INTERVENE OUT OF TIME OF**  
**CNG ENERGY SERVICES CORPORATION**

In accordance with the rules and procedures of the Pennsylvania Public Utility Commission (the "Commission"), CNG Energy Services Corporation ("CNG"), a Delaware corporation, having its principal place of business at One Park Ridge Center, P.O. Box 15746, Pittsburgh, PA 15244-0746, hereby submits an original and 15 copies its Motion To Intervene Out of Time in the above-captioned docket.

On April 1, 1997, Pennsylvania Power & Light Company ("PP&L") filed its restructuring plan with the Commission pursuant to the Electricity Generation Competition and Customer Choice Act (the "Act") (66 Pa. C.S. 2801 et seq.). PP&L's filing includes four major components: (1) terms and conditions for open access retail competition, comparable access, rules under which PP&L will participate as a supplier, and customer education, (2) a calculation of PP&L's stranded costs, (3) unbundled rates for generation, transmission and distribution, along with a Competitive Transition Charge and a proposed rate design, (4) proposals for continued ratepayer protection, including assistance to low-income customers.

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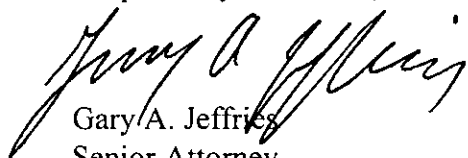
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CNG submits that it has a direct and substantial interest in the instant proceeding that qualifies it for party status. That is, CNG has received Commission licensure as an "electric generation supplier", as that term is defined in the Act and the Commission's Guidelines at Docket M-00960890 (the "Guidelines"). In that capacity, CNG intends to participate in PP&L's Commission-approved retail access pilot program and further to offer retail services to customers on the PP&L system post-restructuring. As such, CNG has a unique and material interest in the outcome of this proceeding which no other party can be expected to safeguard. For these reasons, CNG hereby respectfully requests the Commission grant CNG's motion to intervene in the instant docket.

Due to administrative oversight, CNG is filing this motion to intervene out of time. CNG will accept the record as it currently stands and submits that no other party will be prejudiced by its intervention at this early stage of the proceeding.

Wherefore, CNG respectfully requests that the Commission grant CNG's motion to intervene out of time.

Respectfully submitted,



Gary A. Jeffries  
Senior Attorney  
CNG Energy Services Corporation  
One Park Ridge Center  
PO Box 15746  
Pittsburgh, PA 15244-0746  
(412) 787-4000

DATED: May 9, 1997

Certificate of Service

I hereby certify that I have served the Motion to Intervene Out of Time of CNG Energy Services Corporation, dated May 9, 1997, by First Class Mail, upon the persons addressed below:

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Dated: May 9, 1996



**Pennsylvania Power & Light Company**

Two North Ninth Street • Allentown, PA 18101-1179 • 610/774-5151

KJR

Paul E. Russell  
Associate General Counsel  
610/774-4254

FAX: 610/774-6726

May 12, 1997

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**VIA FEDERAL EXPRESS**

James J. McNulty, Esquire  
Prothonotary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, Pennsylvania 17105-3265

PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

DOCUMENT  
FOLDER

**Re: Pennsylvania Power & Light Company  
Restructuring Plan  
Docket No. R-00973954**

---

Dear Mr. McNulty:

Attached for filing, pursuant to the Commission's regulations, 52 Pa. Code § 5.342(d), is a Certificate of Service identifying answers to interrogatories that Pennsylvania Power & Light Company served today on the active participants in this proceeding.

If you have any questions regarding this matter, please call.

Very truly yours,

*Paul E. Russell/dlw*

Paul E. Russell

Attachment

RECEIVED

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

MAY 12 1997

PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

\_\_\_\_\_  
Pennsylvania Power & Light Company :  
Restructuring Plan Filing : Docket No. R-00973954

\_\_\_\_\_  
CERTIFICATION OF SERVICE DOCUMENT  
FOLDER

I hereby certify that I have this day served a true copy of Pennsylvania Power & Light Company's answers to the Office of Consumer Advocate's Interrogatories, Set V, Question 10, upon the active participants listed below, in accordance with the requirements of §1.54 (relating to service by a participant):

DOCKETED  
MAY 1 1997

Federal Express

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Office Of Trial Staff  
Pennsylvania Public Utility Commission  
Third Floor, Pitnick Building  
901 North Seventh Street - Rear  
Harrisburg, PA 17105-3265

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MAY 1 1997

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Bruce Biewald  
Synapse Energy Economics, Inc.  
101 Chilton Street  
Cambridge, MA 02138

Dated this 12th day of May, 1997.

  
\_\_\_\_\_  
Dorene L. Wehr



**Pennsylvania Power & Light Company**

Two North Ninth Street • Allentown, PA 18101-1179 • 610/774-5151

Paul E. Russell  
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DOCUMENT  
FOLDER

May 12, 1997

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**VIA FEDERAL EXPRESS**

James J. McNulty, Esquire  
Prothonotary  
Pennsylvania Public Utility Commission  
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PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

**Re: Pennsylvania Power & Light Company  
Restructuring Plan  
Docket No. R-00973954**

Dear Mr. McNulty:

Attached for filing, pursuant to the Commission's regulations, 52 Pa. Code § 5.342(d), is a Certificate of Service identifying answers to interrogatories that Pennsylvania Power & Light Company served today on the active participants in this proceeding.

If you have any questions regarding this matter, please call.

Very truly yours,

*Paul E. Russell/dlr*

Paul E. Russell

Attachment

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BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

MAY 12 1997

PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

\_\_\_\_\_  
Pennsylvania Power & Light Company :  
Restructuring Plan Filing : Docket No. R-00973954

\_\_\_\_\_  
CERTIFICATION OF SERVICE  
\_\_\_\_\_

DOCUMENT  
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I hereby certify that I have this day served a true copy of Pennsylvania Power & Light Company's answers to the PP&L Industrial Customer Alliance Interrogatories, Set II, Questions 1 through 5 and 7 through 29, and Set III, Questions 1 through 4 upon the active participants listed below, in accordance with the requirements of §1.54 (relating to service by a participant):

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MAY 15 1997

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35 Glenlake Parkway, Suite 475  
Atlanta, GA 30328

Bruce Biewald  
Synapse Energy Economics, Inc.  
101 Chilton Street  
Cambridge, MA 02138

Dated this 12th day of May, 1997.



---

Dorene L. Wehr



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

IN REPLY PLEASE  
REFER TO OUR FILE

May 13, 1997

In Re: **R-00973954**

(See letter dated 04/02/97)

**Pennsylvania Power & Light Company**

KJR

Application for approval of a Restructuring Plan.

**NOTICE**

This is to inform you that a **Second Prehearing Conference on the above-captioned case will be held on Friday, May 16, 1997 at 10:00 a.m. in an available hearing room Ground Floor, North Office Building North Street and Commonwealth Avenue, Harrisburg, Pennsylvania.**

This is to further inform you that an **Initial and Further Hearings will be held as follows:**

**Monday, August 18, 1997 at 10:00 a.m. Initial Hearing**

**Tuesday-Friday, August 19-22, 1997 at 10:00 a.m.**

**Monday-Friday, August 25-29, 1997 at 10:00 a.m.**

Location: **in an available hearing room  
Ground Floor, North Office Building  
North Street and Commonwealth Avenue  
Harrisburg, Pennsylvania**

Presiding Officer: **Administrative Law Judge George M. Kashi  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
Telephone: (717) 783-5452**

000876  
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MAY 16 1997

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97 MAY 14 PM 2:23

Please mark your records accordingly.

If you are a person with a disability, and you wish to attend the hearing, we may be able to make arrangements for your special needs. Please call Norma Lewis at the Public Utility Commission:

- Scheduling Office: 717-787-1399
- AT&T Relay Service number for persons who are deaf or hearing impaired: 1-800-654-5988.

pc: Judge Kashi  
Kevin Cadden - BPL 111  
John Frazier - BPL 101  
Office of Trial Staff (2)  
Consumer Advocate  
Small Business Advocate  
Bill Barrett - FUS  
Norma Lewis  
Stephen L. Springer, Scheduler  
Beth Plantz  
Docket Section  
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WASHINGTON, D.C. 20005-2301

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May 14, 1997

Deborah A. Swanstrom  
(202) 371-6137

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MAY 14 1997

VIA FEDERAL EXPRESS

James J. McNulty  
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PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

ORIGINAL

KJR

**Re: Application Of Pennsylvania Power  
And Light Company For Approval Of Its  
Restructuring Plan Under Section 2806  
Of The Public Utility Code,  
Docket No. R-00973954**

Dear Mr. McNulty:

Enclosed for filing in the above-captioned proceeding are an original and three copies of the Prehearing Memorandum of Allegheny Power.

Also enclosed is an additional copy to be stamped and returned to us in the enclosed self-addressed envelope. Thank you for your assistance.

Very truly yours,



Deborah A. Swanstrom  
Attorney for Allegheny Power

cc: The Honorable George M. Kashi (Via Federal Express)  
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BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

MAY 14 1997

Application Of Pennsylvania Power  
And Light Company For Approval Of Its  
Restructuring Plan Under Section 2806  
Of The Public Utility Code

DOCKETED

PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

MAY 16 1997

Docket No. R-00973954

PREHEARING MEMORANDUM  
OF  
ALLEGHENY POWER

ORIGINAL

Pursuant to Section 333 of the Public Utility Code, 66 Pa.C.S. § 333, and in response to the Presiding Judge's instructions at the prehearing conference in the above-captioned docket, Allegheny Power respectfully submits this Prehearing Memorandum.

DOCUMENT  
FOLDER

I. BACKGROUND

Governor Tom Ridge signed into law the Electricity Generation Customer Choice and Competition Act ("Competition Act") on December 3, 1996. The Competition Act restructures the electric utility industry in Pennsylvania to provide customers with choice of their electricity generator.

On April 1, 1997, Pennsylvania Power & Light Company ("PP&L") filed an application for approval of its Restructuring Plan, pursuant to the Commission's Order Re Restructuring Filings at Docket No. M-00960890F0003, which set forth requirements and procedures for filing restructuring plans pursuant to Section 2806(D) of the Public Utility Code. PP&L's Restructuring Plan addresses the calculation and recovery of utility stranded costs, unbundling of utility rates, design of a Competitive

Transition Charge ("CTC"), terms and conditions for retail competition in PP&Ls service area, a progressive rate design, PP&Ls obligation to serve as a supplier of last resort, and the education of consumers about retail competition.

## **II. ISSUES TO BE EXAMINED**

Based upon a preliminary analysis of PP&Ls filing, Allegheny Power intends to investigate a number of issues raised in PP&Ls Restructuring Plan. The issues discussed below are tentative in nature and subject to change.

**Market Price Analysis:** Allegheny Power may examine whether the model and inputs employed by PP&L to determine the future market clearing price of energy for the Pennsylvania-New Jersey-Maryland Interconnection pool provides a reasonable estimate of the market price of energy.

**CTC Reconciliation:** Allegheny Power may examine whether PP&Ls proposed methodology for reconciling its annual CTC collections with the authorized CTC collection confers any unfair competitive advantage on PP&L.

**Direct Access:** Allegheny Power may examine whether PP&Ls proposed procedures for direct access unduly restrict alternative suppliers' access to customers located in PP&Ls service area.

**Terms And Conditions Of PP&Ls Relationship With Other Suppliers:** Allegheny Power may examine whether PP&L has proposed terms and conditions governing its relationship with other suppliers that are unreasonable or otherwise confer an undue competitive advantage on PP&L.

**Customized Rate Design:** Allegheny Power may examine whether PP&Ls proposed customized rates are reasonable and in the public interest or whether such rates confer an unfair competitive advantage on PP&L.

**Special Rates:** Allegheny Power may examine whether PP&Ls proposed continuation of (i) bundled service for certain customers, (ii) special credits and free days for large customers, and (iii) other special riders are consistent with the Competition Act, or whether such programs confer an undue competitive advantage on PP&L.

**Revised Tariffs, Rate Schedules, Rules & Regulations:** Allegheny Power may examine whether PP&Ls revised tariffs, rate schedules and proposed rules and regulations are consistent with the Competition Act and will allow for a competitive retail generation market.

**Code of Conduct:** Allegheny Power may examine PP&Ls proposed code of conduct to determine whether it is reasonable and consistent with the Competition Act.

**Cross-Subsidization:** Allegheny Power may examine whether PP&L has shifted costs unreasonably from generation to distribution and whether such potential costs shifts confer an undue competitive advantage on PP&L.

Allegheny Power reserves the right to raise additional issues and to respond to the issues raised by other parties in this proceeding.

**III. WITNESSES**

Allegheny Power at this time has not identified who its witnesses will be in this proceeding. Allegheny Power will inform the Presiding Judge and all parties when such a determination is made.

Respectfully submitted,

By:



Clinton A. Vince  
Paul E. Nordstrom  
Deborah A. Swanstrom  
Joel D. Newton  
Verner, Lipfert, Bernhard,  
McPherson & Hand  
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and

John L. Munsch  
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800 Cabin Hill Drive  
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(412) 838-6210

Attorneys for Allegheny Power

Dated: May 14, 1997

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Application Of Pennsylvania Power** :  
**And Light Company For Approval Of Its** :  
**Restructuring Plan Under Section 2806** : **Docket No. R-00973954**  
**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, listed below, in accordance with the requirements of § 1.54 (relating to service by a participant).

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Johnnie E. Simms, Esq.  
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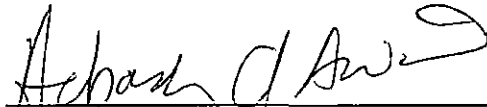
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Dated this 14th day of May, 1997.



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Attorney for Allegheny Power

DATE: May 15, 1997

KJR

SUBJECT: R-00973954

TO: Office of Administrative Law Judge

FROM: *wjz* John G. Alford, Secretary

APPLICATION OF PENNSYLVANIA POWER & LIGHT  
COMPANY RESTRUCTURING PLAN

---

Attached is copy of a Motion to Intervene Out of Time of CNG Retail Services Corporation filed in connection with the above docketed proceeding.

This matter is assigned to your Office for appropriate action.

Attachment

cc: OTS

wjz

**DOCKETED**  
MAY 15 1997

DOCUMENT  
FOLDER

# ORIGINAL

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### DOCKETED

MAY 19 1997

May 15, 1997

## DOCUMENT FOLDER

KJR

James J. McNulty, Prothonotary  
Pennsylvania Public Utility Commission  
Room B-20, North Office Building  
Harrisburg, PA 17120

**Re: Application of Pennsylvania Power & Light Company for Approval of its  
Restructuring Plan Under Section 2806 of the Public Utility Code;  
Docket No. R-00973954**

Dear Prothonotary McNulty:

On April 24, 1997, the PP&L Industrial Customer Alliance ("PPLICA") filed a Formal Complaint in the above-referenced proceeding. Since the filing of its Complaint, PPLICA's membership for purposes of this proceeding has expanded to now include the following companies:

Air Products and Chemicals, Inc.  
Alumax  
Appleton Papers Inc.  
Armstrong World Industries  
Bethlehem Steel Corporation  
CertainTeed Corporation  
Hercules Cement Company  
Hershey Foods Corporation  
Horsehead Resource Development Co., Inc.  
Lafarge Corporation Whitehall Plant

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# ORIGINAL

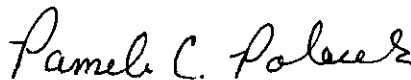
James J. McNulty, Prothonotary  
May 15, 1997  
Page 2

Magee Carpet Company  
R.R. Donnelley & Sons Company  
The Stroh Brewery Company  
Techneglass, Inc.  
Thomson Consumer Electronics, Inc.  
Victaulic Company of America  
WEA Manufacturing

An original and two (2) copies of this letter are enclosed for filing with the Commission. As evidenced by the attached Certificate of Service, all parties to this proceeding are being duly served. Please date stamp the extra copy of this letter and kindly return it for our filing purposes. Thank you.

Respectfully submitted,

McNEES, WALLACE & NURICK

By   
Pamela C. Polacek

Counsel to the PP&L Industrial Customer Alliance

PCP/gm

c: Certificate of Service  
Honorable George M. Kashi (via hand delivery)

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PROTHONOTARY'S OFFICE

**CERTIFICATE OF SERVICE**

**ORIGINAL**

I hereby certify that I am this day serving a true copy of the foregoing letter upon the participants listed below in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

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*Pamela C. Polacek*

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Pamela C. Polacek, Esq.

Counsel to PP&L Industrial Customer Alliance

Dated this 15th day of May, 1997, at Harrisburg, Pennsylvania.

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97 MAY 15 PM 1:49  
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May 15, 1997

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**VIA FEDERAL EXPRESS**

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PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

**DOCUMENT  
FOLDER**

**Re: Pennsylvania Power & Light Company  
Restructuring Plan  
Docket No. R-00973954**

---

Dear Mr. McNulty:

Attached for filing, pursuant to the Commission's regulations, 52 Pa. Code § 5.342(d), is a Certificate of Service identifying answers to interrogatories that Pennsylvania Power & Light Company served today on the active participants in this proceeding.

If you have any questions regarding this matter, please call.

Very truly yours,

*Paul E. Russell/dlw*

Paul E. Russell

Attachment

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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MAY 15 1997

PA PUBLIC UTILITY COMMISSION  
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\_\_\_\_\_  
Pennsylvania Power & Light Company :  
Restructuring Plan Filing : Docket No. R-00973954

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\_\_\_\_\_  
CERTIFICATION OF SERVICE  
\_\_\_\_\_

MAY 19 1997

I hereby certify that I have this day served a true copy of Pennsylvania Power & Light Company's answers to the PP&L Industrial Customer Alliance Interrogatories, Set II, Question 6 upon the active participants listed below, in accordance with the requirements of §1.54 (relating to service by a participant):

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Dated this 15th day of May, 1997.

*Dorene L. Wehr*

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Dorene L. Wehr



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May 15, 1997

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MAY 15 1997

PA PUBLIC UTILITY COMMISSION  
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**VIA FEDERAL EXPRESS**

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**Re: Pennsylvania Power & Light Company  
Restructuring Plan  
Docket No. R-00973954**

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Very truly yours,

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*Paul E. Russell/dla*

Paul E. Russell

Attachment

KJR

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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PA PUBLIC UTILITY COMMISSION  
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\_\_\_\_\_  
Pennsylvania Power & Light Company :  
Restructuring Plan Filing : Docket No. R-00973954

DOCUMENT  
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\_\_\_\_\_  
CERTIFICATION OF SERVICE  
\_\_\_\_\_

I hereby certify that I have this day served a true copy of Pennsylvania Power & Light Company's answers to the Office of Consumer Advocate's Interrogatories, Set VI, Questions 1-26, upon the active participants listed below, in accordance with the requirements of §1.54 (relating to service by a participant):

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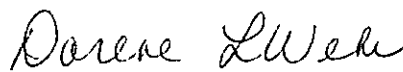
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J. Kennedy and Associates, Inc.  
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Bruce Biewald  
Synapse Energy Economics, Inc.  
101 Chilton Street  
Cambridge, MA 02138

Barbara R. Alexander  
15 Wedgewood Drive  
Winthrop, ME 04564

Dated this 15th day of May, 1997.

  
\_\_\_\_\_  
Dorene L. Wehr



**Pennsylvania Power & Light Company**

Two North Ninth Street • Allentown, PA 18101-1179 • 610/774-5151

Paul E. Russell  
Associate General Counsel  
610/774-4254

FAX: 610/774-6726

**ORIGINAL** May 15, 1997

**RECEIVED**

**VIA FEDERAL EXPRESS**

James J. McNulty, Esquire  
Prothonotary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, Pennsylvania 17105-3265

**DOCUMENT  
FOLDER**

MAY 15 1997

PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

**Re: Pennsylvania Power & Light Company  
Restructuring Plan  
Docket No. R-00973954**

Dear Mr. McNulty:

Attached for filing, pursuant to the Commission's regulations, 52 Pa. Code § 5.342(d), is a Certificate of Service identifying answers to interrogatories that Pennsylvania Power & Light Company served today on the active participants in this proceeding.

If you have any questions regarding this matter, please call.

Very truly yours,

*Paul E. Russell/dw*

Paul E. Russell

Attachment

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BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

MAY 15 1997

PA PUBLIC UTILITY COMMISSION  
PROTHONOTARY'S OFFICE

\_\_\_\_\_  
Pennsylvania Power & Light Company :  
Restructuring Plan Filing : Docket No. R-00973954

\_\_\_\_\_  
CERTIFICATION OF SERVICE (ORIGINAL)  
\_\_\_\_\_

I hereby certify that I have this day served a true copy of Pennsylvania Power & Light Company's answers to the IBEW's Interrogatories, Set I, Questions 1-11, upon the active participants listed below, in accordance with the requirements of §1.54 (relating to service by a participant):

Federal Express

Johnnie Simms, Esquire  
Office Of Trial Staff  
Pennsylvania Public Utility Commission  
Third Floor, Pitnick Building  
901 North Seventh Street - Rear  
Harrisburg, PA 17105-3265

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MAY 19 1997

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

Bruce Biewald  
Synapse Energy Economics, Inc.  
101 Chilton Street  
Cambridge, MA 02138

Dated this 15th day of May, 1997.

*Dorene L. Wehr*  
\_\_\_\_\_  
Dorene L. Wehr

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

IN REPLY PLEASE  
REFER TO OUR FILE

May 16, 1997

In Re: **R-00973954**

(See letter dated 05/13/97)

**Pennsylvania Power & Light Company**

Application for approval of a Restructuring Plan.

**NOTICE**

This is to inform you that Public Input Hearings on the above-captioned case will be held as follows:

**Friday, May 30, 1997 at 1:00 p.m.**

**Pennsylvania State Museum  
Auditorium First Floor  
Third and North Streets  
Harrisburg, Pennsylvania 17108-1026  
Contact Person: Michele Milliken (717) 787-4980  
Fax: (717) 783-4558**

**Friday, May 30, 1997 at 7:00 p.m.**

**Brunswick Hotel  
CLC 1  
Queen and Chestnut Streets  
PO Box 749  
Lancaster, Pennsylvania 17068  
Contact Person: Stacey (717) 397-4801  
Fax: (717) 397-4991**

**Monday, June 2, 1997 at 1:00 p.m.**

**City Council Chambers, First Floor  
City Hall  
435 Hamilton Street  
Allentown, Pennsylvania 18101  
Contact Person: Eileen Harvey (610) 437-7556  
Fax: (610) 437-7554**

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MAY 16 1997

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**Monday, June 2, 1997 at 7:00 p.m.**

**Town Hall**

**Council Chambers**

**10 East Church Street**

**Bethlehem, Pennsylvania 18018**

**Contact Person: Charles Brown (610) 865-7079**

**Fax: (610) 865-7019**

**Tuesday, June 3, 1997 at 1:00 p.m.**

**First Floor**

**Scranton State Office Building**

**100 Lackawanna Avenue**

**Scranton, Pennsylvania 18503**

**Contact Person: Renee Quinn (717) 963-4817**

**Tuesday, June 3, 1997 at 7:00 p.m.**

**Ramada Inn**

**Ball Room**

**20 Public Square**

**Wilkes-Barre, Pennsylvania 18702**

**Contact Person: Diane Zabriski**

**(717) 824-7100 Ext 104**

**Fax: (717) 823-5599**

**Wednesday, June 4, 1997 at 1:00 p.m.**

**City Hall**

**40 North Church Street**

**Hazleton, Pennsylvania 18201**

**Contact Person: Joan Rovinski, City Clerk**

**Wednesday, June 4, 1997 at 7:00 p.m.**

**Courthouse**

**401 North Second Street**

**Pottsville, Pennsylvania 17901**

**Contact Person: Lois Wallauer, Court Administrator**

**(717) 628-1332**

**Thursday, June 5, 1997 at 1:00 p.m.**

**Council Chambers**

**City Hall**

**245 West Fourth Street**

**Williamsport, Pennsylvania 17701**

**Contact Person: Kim**

**(717) 327-7501**

**Fax: (717) 327-756**

Presiding Officer:     **Administrative Law Judge Geroge M. Kashi**  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
Telephone: (717) 783-5452

If you are a person with a disability, and you wish to attend the hearing, we may be able to make arrangements for your special needs. Please call Norma Lewis at the Public Utility Commission:

- Scheduling Office: 717-787-1399
- AT&T Relay Service number for persons who are deaf or hearing impaired:  
1-800-654-5988.

pc:     **Chairman Quain**  
      **Commissioner Bloom**  
      **Commission Rolka**  
      **Commissioner Hanger**  
      **Commissioner Brownell**  
      Judge Kashi  
      Kevin Cadden - BPL 111  
      John Frazier - BPL 101  
      Office of Trail Staff (2)  
      Consumer Advocate  
      Small Business Advocate  
      Bill Barrett - FUS  
      Norma Lewis  
      Steve L. Springer, Scheduling Officer  
      Beth Plantz  
      Docket Section  
      Calendar File

**MCNEES, WALLACE & NURICK**  
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ROBERT M. CHERRY  
LOUIS A. DEJOIE  
DAVID B. DISNEY  
MICHAEL A. DOCTROW  
ELIZABETH A. DOUGHERTY  
HARVEY FREEDENBERG  
JAMES L. FRITZ  
W. JEFFRY JAMOUNEAU  
MICHAEL G. JARMAN  
DONALD B. KAUFMAN  
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JENNIFER L. BAKER  
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JAMES P. DeANGELO  
JAMES P. DOUGHERTY  
KATHLEEN A. DUNST  
DEBRA P. FOURLAS  
HELEN L. GEMMILL  
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F. STEPHENSON MATTHES  
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CAROL A. STEINOUR  
SUSAN V. STEWART  
ROBERT F. TEPLITZ  
ROBERT A. WEISHAAR, JR.  
DERRICK P. WILLIAMSON  
JOHN A. WITHEROW, JR.  
KATHLEEN A. WOLOWSKI  
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**DOCUMENT  
FOLDER**

Writer's Direct Dial:  
(717) 237-5368  
E-Mail: [ppolacek@mwn.com](mailto:ppolacek@mwn.com)

May 16, 1997

**RECEIVED**  
97 MAY 16 PM 3:00  
PROTHONOTARY'S OFFICE  
PA, P.U.C.  
**VIA FEDERAL EXPRESS**

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

**Re: Pennsylvania Public Utility Commission v. Pennsylvania Power & Light Company  
- Application of Pennsylvania Power & Light Company for Approval of its  
Restructuring Plan under Section 2806 of the Public Utility Code;  
Docket No. R-00973954**

Dear Mr. Russell:

Please find enclosed two (2) copies of the PP&L Industrial Customer Alliance Interrogatories, Set IV, to Pennsylvania Power & Light Company in the above-referenced proceeding. In addition, a 3.5 inch diskette containing the interrogatories in Word Perfect 5.1 is enclosed.

Responses to these interrogatories are due within ten (10) days of service. Please endeavor to forward responses in an organized manner as they are completed; it is not necessary to await completion of all responses prior to forwarding those completed more quickly. Please send one (1) copy of your responses and all attachments to the undersigned. In addition, please provide one (1) copy of your responses and all attachments to:

Paul E. Russell, Esq.  
April 24, 1997  
Page 2

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

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PROTHONOTARY'S OFFICE

Please communicate any objections or questions that you may have to these interrogatories as quickly as possible.

Copies of these interrogatories are being served on all parties consistent with the attached Certificate of Service.

Thank you for your attention to this matter.

Very truly yours,

McNEES, WALLACE & NURICK

By   
Pamela C. Polacek

Counsel to the PP&L Industrial Customer Alliance

PCP/

Enclosures

c: Certificate of Service  
Mr. Stephen J. Baron  
James J. McNulty, Prothonotary (transmittal letter and Certificate of Service only)

CERTIFICATE OF SERVICE

I hereby certify that I am this day serving a true copy of the foregoing Interrogatories of PP&L Industrial Customer Alliance Directed to Pennsylvania Power & Light Company, Set IV upon the participants listed below in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

VIA FIRST CLASS MAIL

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Selinsgrove, PA 17870-9357

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MAY 19 1997

**CERTIFICATE OF SERVICE**

**Page 2**

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**CERTIFICATE OF SERVICE**

**Page 3**

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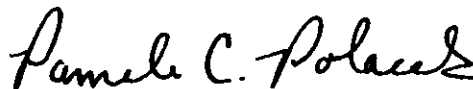
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Joel D. Newton, Esquire  
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Hand  
901 15th Street, NW  
Washington, DC 20005-2301



Pamela C. Polacek, Esq.

Counsel to PP&L Industrial Customer Alliance

Dated this 16th day of May, 1997, at Harrisburg, Pennsylvania.

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