



**EQUITABLE
RESOURCES**

ERI, Incorporated
3333 K Street, N.W.
Suite 425
Washington, D.C. 20007

ORIGINAL

Craig G. Goodman
Senior Vice President
Law, Regulation and Public Policy

Phone: 202-333-3288
Fax: 202-333-3266

July 23, 1997

RECEIVED

ME

JUL 23 1997

Mr. James J. McNulty
Prothonotary
Pennsylvania Public Utility Commission
206 North Office Building, Rm B-20
Harrisburg, Pennsylvania 17120

PA PUBLIC UTILITY COMMISSION
PROTHONOTARY'S OFFICE

Re: Docket No. R-00974008, Metropolitan Edison Company Restructuring Plan
Docket No. R-00973953, PECO Energy Company Restructuring Plan
Docket No. R-00974009, Pennsylvania Electric Company Restructuring Plan
Docket No. R-00973954, Pennsylvania Power & Light

Dear Mr. McNulty:

Enclosed for filing in the above-referenced dockets, please find four originals and three copies of ERI Services, Inc.'s Motion for Leave to Intervene Out of Time in the above referenced proceedings.

If you have any questions regarding the filing, please call the undersigned at (202) 333-3288.

Respectfully submitted,

Craig G. Goodman, Esq.
Senior Vice President,
Law, Regulation & Public Policy

cc: Parties of Record

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JUL 23 1997

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PA PUBLIC UTILITY COMMISSION
PROTHONOTARY'S OFFICE

Metropolitan Edison Company)	
Restructuring Plan Filing)	Docket No. R-00974008
)	
PECO Energy Company)	
Restructuring Plan Filing)	Docket No. R-00973953
)	
Pennsylvania Electric Company)	
Restructuring Plan Filing)	Docket No. R-00974009
)	
Pennsylvania Power & Light)	
Restructuring Plan Filing)	Docket No. R-00973954

**ERI SERVICES, INC.'S
MOTION FOR LEAVE TO INTERVENE**

Pursuant to 52 Pa. Code § 5.71 and various Commission orders, ERI Services, Inc. (ERI) hereby files this Petition to Intervene Out of Time in the above captioned proceedings on the matter of the restructuring plans of PECO Energy, Metropolitan Edison Company, Pennsylvania Electric Company and Pennsylvania Power & Light.

**I.
Communications**

Communications regarding these dockets should be sent to:

Craig G. Goodman, Esq.
Senior Vice President
Law, Regulation and Public Policy
ERI Services, Inc.
3333 K Street, NW, Ste. 425
Washington, DC 20007

**II.
The Intervenor**

ERI is the marketing division of Equitable Resources, Inc., a Pittsburgh, Pennsylvania based corporation. ERI markets a full line of energy and energy-related products, services, technology and business solutions to all sizes of industrial, commercial and residential customers. Equitable Resource's consolidated group of corporations is

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engaged in all aspects of the production, transportation, processing, storage, transmission, distribution and marketing of energy in liquid, gaseous and electrical forms throughout North America.

III.
Background

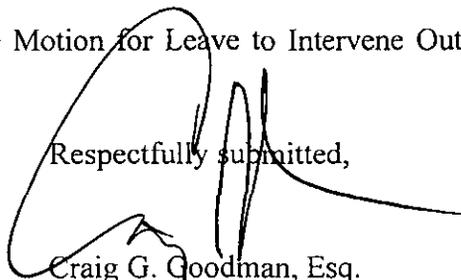
On December 3, 1996, the Electricity Generation Customer Choice and Competition Act was signed into law. The Act requires electric utilities to file restructuring plans. Pennsylvania Power & Light and PECO Energy filed plans on April 1, 1997, Metropolitan Edison and Pennsylvania Electric filed plans on June 2, 1997. ERI seeks to intervene in each of these proceedings.

Good cause exists for granting this petition as ERI has a significant interest in these proceedings as a Pennsylvania utility which will, and whose ratepayers will, be directly or indirectly impacted by the outcome of these proceedings. ERI's interest cannot be adequately represented by any other party. Finally, ERI's out of time petition will not harm any party's interest nor delay these proceedings as ERI does not seek special treatment or to change or delay any procedural schedule currently established. Therefore, ERI submits that its intervention in this proceeding is in the public interest.

IV.
Conclusion

ERI respectfully requests that the Motion for Leave to Intervene Out of Time be granted.

Respectfully submitted,



Craig G. Goodman, Esq.
Senior Vice President,
Law, Regulation & Public Policy

Anthony Wilson, Esq.
Manager, State Regulatory Affairs &
Public Policy

FedEx USA Airbill

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1 From 7/23 [Redacted]

Date 7/23
Sender's Name ANTHONY WILSON Phone 202 333-3288

Company EQUITABLE RESOURCES Dept./Floor/Suite/Room

Address 3333 K ST NW STE 425

City WASHINGTON State DC Zip 20007

2 Your Internal Billing Reference Information

3 To Recipient's Name MR. James McNulty Phone 1

Company Pennsylvania Public Utility Commission Dept./Floor/Suite/Room

Address 206 North Office Building, Rm B-20

City HALLSBURG State PA Zip 17120

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JOHN & HENGERER

A LAW PARTNERSHIP
1200 17TH STREET, N.W.
SUITE 600
WASHINGTON, D.C. 20036-3006

PA PUBLIC UTILITY COMMISSION
PROTHONOTARY'S OFFICE

DOUGLAS F. JOHN
EDWARD W. HENGERER
KEVIN M. SWEENEY
KIM M. CLARK
GORDON J. SMITH
SHELBY L. PROVENCHER

July 23, 1997

TELEPHONE
202/429-8809

TELECOPIER
202/429-8805

DOCUMENT
FOLDER

Via Overnight Mail

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

KJF
K.

RE: Motion for Admission Pro Hac Vice in Docket R-00973954

Dear Sirs:

I've included for filing an original, 5 copies and 2 diskette copies of the Motion for Admission *pro hac vice* in the above-referenced docket. Please return two stamped copies in the attached envelope for our records.

Thank you for your attention to this matter.

Sincerely,



Gordon Smith

Counsel For
Duke Energy Trading and Marketing, L.L.C.,
Electric Clearinghouse, Inc.,
NorAm Energy Management, Inc.,
Vastar Power Marketing, Inc.

BEFORE THE
STATE OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

ORIGINAL
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Application of Pennsylvania Power)
& Light Company for Approval)
of its Restructuring Plan)

R-00973954

JUL 24 1997

MOTION FOR ADMISSION
PRO HAC VICE

PA PUBLIC UTILITY COMMISSION
PROTHONOTARY'S OFFICE

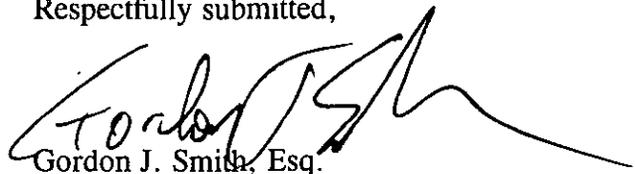
GORDON J. SMITH, Movant, as Counsel for Vastar Power Marketing, Inc., Duke Energy Trading and Marketing, L.L.C., NorAm Energy Management, Inc., and Electric Clearinghouse, Inc., respectfully moves the Public Utility Commission for Admission to practice *pro hac vice* pursuant to the Pennsylvania Rules of Administrative Practice And Procedure, §1.22.

Movant submits his Affidavit which verifies the following:

- (1) Movant is a member in good standing of the Bars of the District of Columbia and the State of Maryland;
- (2) The District of Columbia grants like privileges to members of the Bar of the State of Pennsylvania to practice before the District of Columbia courts and tribunals *pro hac vice*. *Pro hac vice* is governed by Rule 49 of the District of Columbia Court of Appeals.

Therefore, Movant prays for tribunal permission to so practice in the above-mentioned proceeding.

Respectfully submitted,



Gordon J. Smith, Esq.
JOHN & HENGERER
1200 17th Street, N.W.
Suite 600
Washington, D.C. 20036
(202) 429-8816

Counsel for
Duke Energy Trading and Marketing, L.L.C.,
Electric Clearinghouse, Inc.,
NorAm Energy Management, Inc.,
Vastar Power Marketing, Inc.

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JUL 29 1997

BEFORE THE
STATE OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

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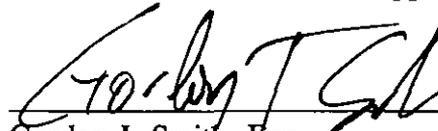
Application of Pennsylvania Power) R-00973954
& Light Company for Approval)
of its Restructuring Plan)

AFFIDAVIT OF GORDON J. SMITH

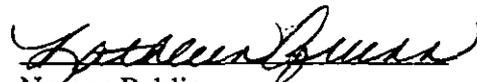
DISTRICT OF COLUMBIA) ss :

GORDON J. SMITH, ESQUIRE, after being first duly sworn, makes the following statements in support of and to be attached to the Motion for Admission *pro hac vice* in the above-captioned action.

1. I am a member in good standing of the District of Columbia Bar Association and the State of Maryland Bar Association.
2. I am a partner with the law firm John & Hengerer (J&H), 1200 17th Street, N.W., Suite 600, Washington, D.C. 20036. I was retained with the understanding that J&H would be responsible for representing Duke Energy Trading & Marketing, L.L.C., Electric Clearinghouse, Inc., NorAm Energy Management, Inc., and Vastar Power Marketing, Inc. in the above-captioned proceeding.
3. The District of Columbia grants "like privileges" to members of the Bar of other states (and thus to members of the Bar of the State of Pennsylvania) to practice before District of Columbia tribunals on a *pro hac vice* basis. *Pro hac vice* is governed by Rule 49 of the Rules of the District of Columbia Court of Appeals.


Gordon J. Smith, Esq.

SUBSCRIBED AND SWORN TO before me this 23rd day of July, 1997.


Notary Public

My Commission Expires:

My Commission Expires:
April 14, 1999
Kathleen Quinn, Notary Public
District of Columbia

VOUGH & ASSOCIATES
ATTORNEYS AT LAW

MICHAEL T. VOUGH
JEFFREY J. TOKACH
GREGORY S. SKIBITSKY

GREATER PITTSBURGH PROFESSIONAL CENTER
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(717) 822-2725
FAX: (717) 654-6509

Honorable George Kashi
Administrative Law Judge
Pennsylvania Public Utility Commission
Room G-08
North Office Building
P.O. Box 3265
Harrisburg, PA 17120

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July 23, 1997

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KJR

RE: PP&L's Restructuring Plan

R-973954

Dear Judge Kashi:

As per my previous correspondence, The Commission On Economic Opportunity's witnesses for this matter are as follows: Craig R. Kuennen, Geoff Crandal, and Michael Karp. If I may, I would respectfully request, if at all possible, that those witnesses be scheduled for testimony on either August 25th or 26th. At your earliest convenience, could I be advised as to whether this situation would be feasible or not. Your consideration in this matter is greatly appreciated.

Very truly yours,

VOUGH & ASSOCIATES

Michael T. Vough

MICHAEL T. VOUGH, ESQUIRE

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MTV/gss

cc: all parties on service list

97 JUL 29 AM 9:19
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COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

July 24, 1997

In Re: **R-00973954**

(See letter dated 06/23/97)

DOCKETED
JUL 30 1997

Pennsylvania Power & Light Company

Application for approval of a Restructuring Plan.

KJR

Hearing Notice

This is to inform you that a hearing on the above-captioned case will be held as follows:

Type: **Hearing on Rebuttal Testimony of Public Input Hearings**

Date: **Tuesday, September 9, 1997**

Time: **10:00 a.m.**

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

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

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

046000

371 16 5 717 787 1399

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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
Steve L. Springer, Scheduling Officer
Beth Plantz
Docket Section
Calendar File

DOCKETED

JUL 29 1997

CERTIFICATE OF SERVICE

KJR

Re: Pennsylvania Public Utility Commission
v.
Pennsylvania Power and Light Company
(Application for Approval of a Restructuring Plan)
Docket No. R-00973954

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I hereby certify that I have this day served a true copy of the foregoing documents, OCA's Responses to Interrogatories Set I, Numbers 1-25, addressed to Douglas C. Smith and OCA's Responses to Interrogatories Set II, Numbers 1-21, addressed to Richard LaCapra 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 24th day of July, 1997.

SERVICE BY INTER-OFFICE MAIL

Johnnie E. Simms, Esq.
Scott DeBroff, Esq.
Office of Trial Staff
PA Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

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Bruce Biewald
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Harrisburg, PA 17110

Billie E. Ramsey, Esq.
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Suite 7
1300 Market Street
Lemoyne, PA 17043

Eric Epstein
2308 Brandywine Drive
Harrisburg, PA 17110

A handwritten signature in cursive script, reading "Craig R. Burgraff", written over a horizontal line.

Craig R. Burgraff
Senior Assistant Consumer Advocate

Counsel For
Office of Consumer Advocate
1425 Strawberry Square
Harrisburg, PA 17120
(717) 783-5048
41338

ROLAND, FOGEL, KOBLENZ & CARR, LLP

ATTORNEYS AT LAW

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ALBANY, NEW YORK 12207

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USHER FOGEL
MARK L. KOBLENZ
MURRAY S. CARR*
EMILIO A. F. PETROCCIONE

(518) 434-8112
(518) 462-4242

TELECOPIER (518) 434-3232

GEORGE A. ROLAND*
COUNSEL
*ALSO ADMITTED TO FLORIDA BAR

MEM
EDMUND A. KOBLENZ
1908-1972
A. ABBA KOBLENZ
1922-1979

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July 25, 1997

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Mr. James J. McNulty, Deputy Prothonotary
Office of Prothonotary - Room B-20
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

JUL 25 1997

PA PUBLIC UTILITY COMMISSION
PROTHONOTARY'S OFFICE

Re: Pennsylvania Power & Light Co. - Application for Approval of
Restructuring Plan - Docket No. R-00973954

Dear Mr. McNulty:

Enclosed please find an original and nine (9) copies of the "Petition to Intervene of Pennsylvania Association of Plumbing, Heating, Cooling Contractors, Inc.", together with a "Motion To Appear Pro Hac Vice On Behalf Of Intervenor Pennsylvania Association of Plumbing, Heating, Cooling Contractors, Inc." in the above-captioned matter.

A copy of this filing has been served upon all active parties.

Please date stamp our "file copy" and return in the enclosed self-addressed envelope.

Very truly yours,



Usher Fogel

UF/mac
Enclosures

cc: Active Parties to Docket No. R-00973954 (by first class mail)
Hon. George M. Kashi (by telecopier and UPS overnight)

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Commonwealth of Pennsylvania

JUL 25 1997

PENNSYLVANIA PUBLIC UTILITY COMMISSION OFFICE

PENNSYLVANIA POWER & LIGHT COMPANY

Docket No. R-00973954

Application for Approval of Restructuring Plan

**PETITION TO INTERVENE OF THE
PENNSYLVANIA ASSOCIATION OF PLUMBING,
HEATING, COOLING CONTRACTORS, INC.**

Pursuant to the Rules and Practice of Procedure of the Pennsylvania Public Utility Commission (Commission), 52 Pa. Code §5.71, et. seq., the Pennsylvania Association of Plumbing, Heating, Cooling Contractors, Inc. ("PHCC"), through its attorneys, hereby petitions to intervene as a party in the captioned docket. In support thereof, the PHCC respectfully shows as follows:

1. The names and addresses of the individuals to whom notices, pleadings and other communications in this docket should be directed are as follows:

Usher Fogel
Roland, Fogel, Koblenz & Carr, LLP
1 Columbia Place
Albany, New York 12207
TEL: (518) 434-8112
FAX: (518) 434-3232

John Haucke, Executive Vice President
Pennsylvania Association of Plumbing,
Heating, Cooling Contractors, Inc.
4015 Jonestown Road
Harrisburg, PA 17109-9109
TEL: (717) 541-9109
FAX: (717) 541-9823

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2. The PHCC is a statewide trade association representing independent equipment contractors located throughout the Commonwealth and in the service territory of the Pennsylvania Power & Light Company (PP&L). The members of PHCC are engaged in the installation, distribution, sale, maintenance and repair of heating, cooling, plumbing and electrical equipment to residential and commercial customers, and desire to participate in the sale of electricity and related services to residential and commercial customers when retail access is authorized within the service territory of PP&L. The members of PHCC represent an important segment of the economic infrastructure of the Commonwealth and have a significant interest in maintaining a vibrant, healthy and effective competitive market for the provision of all energy products and services.

3. On or about April 1, 1997, an Application for Approval of Restructuring Plan was submitted on behalf of PP&L seeking approval of the proposal to restructure its corporate organization, separate generation, transmission and distribution functions, unbundle electric rates, and implement retail access for electric consumers. The restructuring plan, if approved, will determine to what extent and in what manner utility rates are unbundled and the various services included in rates are delineated and made transparent. Additionally, this proceeding will address in what manner and at what cost electric retail service is supplied to utility ratepayers. Accordingly, the ability of the members of PHCC to effectively compete in the sale of electricity and related equipment will be directly impacted by the Commission's resolution of the matters raised in this proceeding.

4. When operating their businesses, the members of the PHCC depend upon the receipt of safe and adequate electricity, which is currently provided by PP&L. As the proposed restructuring will substantially impact upon the cost and the manner by which such electric service is provided, the economic viability of the businesses of PHCC's members is directly impacted by the ultimate outcome of this proceeding.

5. PHCC's interest as a consumer, customer and competitor will be directly affected by the outcome of this proceeding, and petitioner will be bound by the actions of the Commission in this proceeding.

6. PHCC has an interest which may be substantially and directly affected by the Commission's action in this proceeding. In order to protect such unique interest, PHCC requests permission to participate fully as a party in all aspects of this proceeding.

7. The outcome of this proceeding will fundamentally alter the electric distribution market in the Commonwealth, allowing for the transition from a regulated monopoly structure to a competitive environment. During this crucial transitional period, it is vitally necessary that independent vendors, distributors and users of electricity and energy equipment be authorized to participate in regulatory proceedings which will determine the contours and structure of the new competitive environment. Therefore, participation by PHCC in this proceeding will serve the public interest.

8. PHCC only recently was apprised of the pendency of this proceeding and has sought intervention as quickly as possible.

9. Granting intervention will in no way prejudice or burden any party or the record as PHCC does not seek to modify and will be bound by the schedule and record established by the presiding Administrative Law Judges.

WHEREFORE, the Pennsylvania Association of Plumbing, Heating, Cooling Contractors, Inc. requests that the Commission grant its petition to intervene as a party in this proceeding.

Respectfully submitted,

**Pennsylvania Association of Plumbing,
Heating, Cooling Contractors, Inc.**

By: 

Usher Fogel, Esq.
Roland, Fogel, Koblenz & Carr, LLP
1 Columbia Place
Albany, New York 12207
(518) 434-8112

Dated: July 25, 1997
Albany, New York

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITIES COMMISSION

PENNSYLVANIA PUBLIC UTILITY COMMISSION)
v.)
PENNSYLVANIA POWER & LIGHT COMPANY)

Docket No. R-00973954

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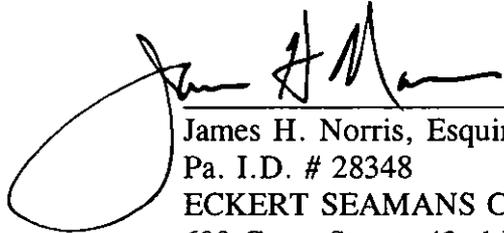
MOTION TO APPEAR PRO HAC VICE ON BEHALF OF INTERVENOR PENNSYLVANIA ASSOCIATION OF PLUMBING, HEATING, COOLING CONTRACTORS, INC. JUL 25 1997
PA PUBLIC UTILITY COMMISSION
PROTHONOTARY'S OFFICE

The undersigned, James H. Norris, a member in good standing of the Pennsylvania Bar, respectfully moves that the following attorney be permitted to appear *pro hac vice* on behalf of the Pennsylvania Association of Plumbing, Heating, Cooling Contractors, Inc. ("PAPHCC"), an intervenor in the above-captioned proceeding:

Usher Fogel

In support of this Motion and attached hereto is an affidavit filed by Usher Fogel stating that he is a member in good standing of the Bar of the State of New York which grants like privileges to members in good standing of the Bar of this Commonwealth. See 52 Pa. Code § 1.22. Mr. Fogel has advised PAPHCC concerning the issues raised in the subject proceeding and he has special knowledge regarding such matters.

Respectfully submitted,



James H. Norris, Esquire
Pa. I.D. # 28348
ECKERT SEAMANS CHERIN & MELLOTT
600 Grant Street, 42nd Floor
Pittsburgh, PA 15219
(412) 566-6159

DATED: July 23, 1997

DOCKETED
JUL 31 1997

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COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITIES COMMISSION

AFFIDAVIT OF USHER FOGEL

I, Usher Fogel, hereby depose and say as follows:

1. I am an attorney with the law firm of Roland, Fogel, Koblenz & Carr, LLP, which has an office in Albany, New York.

2. I am a member in good standing of the Bar of the State of New York, which is the location of my principal office for the practice of law, and have been licensed to practice before the highest judicial court in the State of New York since 1977.

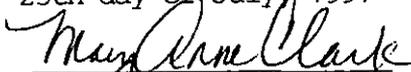
3. There are no disciplinary proceedings pending against me as a member of the bar in any jurisdiction.

4. I have advised The Pennsylvania Association of Plumbing, Heating, Cooling Contractors, Inc., an intervenor in the above-captioned matter, with respect to the matters in issue before the Pennsylvania Public Utility Commission and have special knowledge regarding such matters.

I understand the statements herein are subject to the penalties of 18 Pa. C.S.A. § 4904, relating to the unsworn falsification to authorities.


Usher Fogel

Sworn to before me this
25th day of July 1997



Notary Public
MARY ANNE CLARK
NOTARY PUBLIC, State of New York
No. 4720130
Qualified in Albany County
Commission Expires: 10/31/98

CERTIFICATE OF SERVICE

Re: Pennsylvania Public Utility Commission

v.
Pennsylvania Power & Light Company
(Application for Approval of a Restructuring Plan)
Docket No. R-00973954

I hereby certify that I have this day served the foregoing documents, "Petition to Intervene of Pennsylvania Association of Plumbing, Heating, Cooling Contractors, Inc.", together with a "Motion To Appear Pro Hac Vice On Behalf Of Intervenor Pennsylvania Association of Plumbing, Heating, Cooling Contractors, Inc." by first class mail, postage prepaid, upon the active parties of record in this proceeding.

Dated at Albany, New York, this 25th day of July, 1997.

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Two North Ninth Street
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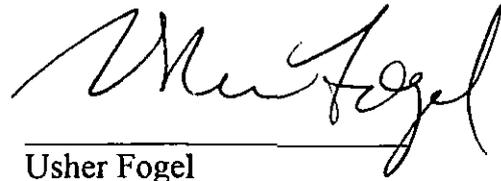
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Associate General Counsel
610/774-4254

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DOCUMENT
FOLDER July 25, 1997

MEM

VIA FEDERAL EXPRESS

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Prothonotary
Pennsylvania Public Utility Commission
P. O. Box 3265
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JUL 25 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 a supplemental response that Pennsylvania Power & Light Company served today on the active participants in this proceeding.

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

Very truly yours,

Paul E. Russell

Paul E. Russell

Attachment

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL
DOCKETED
JUL 31 1997

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

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CERTIFICATION OF SERVICE

JUL 25 1997

PA PUBLIC UTILITY COMMISSION
PROTHONOTARY'S OFFICE

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

Power & Light Company's supplemental answer to the Pennsylvania Power & Light
Company's Industrial Customer Alliance's Interrogatory, Set VII, Question 1 upon the
active participants listed below, in accordance with the requirements of §1.54
(relating to service by a participant):

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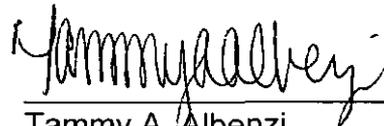
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Dated this 25th day of July, 1997.



Tammy A. Albenzi



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Pennsylvania Power & Light Company

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

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

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DOCUMENT
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July 25, 1997

MEM

VIA FEDERAL EXPRESS

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

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JUL 25 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 a corrected answer to interrogatories that Pennsylvania Power & Light Company served on the active participants in this proceeding.

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

Very truly yours,

Paul E. Russell

Attachment

ORIGINAL

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

DOCKETED
JUL 31 1997

CERTIFICATION OF SERVICE

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JUL 25 1997

PA PUBLIC UTILITY COMMISSION
PROTHONOTARY'S OFFICE

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

Power & Light Company's corrected answer to the Office of Consumer Advocate's Interrogatories, Set VIII, Question 74 subpart (a) 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 25th day of July, 1997.



Tammy A. Albenzi

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CERTIFICATE OF SERVICE

Re: Pennsylvania Public Utility Commission
v.
Pennsylvania Power and Light Company
(Application for Approval of a Restructuring Plan)
Docket No. R-00973954

DOCKETED
JUL 31 1997

MEM

DOCUMENT
FOLDER

I hereby certify that I have this day served a true copy of the foregoing documents, OCA's Responses to Interrogatories Set I, Numbers 31-32, addressed to Richard LaCapra 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 25th day of July, 1997.

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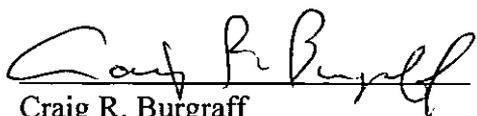
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Re: **Pennsylvania Public Utility Commission v. Pennsylvania Power & Light Company**
- Application of Pennsylvania Power & Light Company for Approval of its
Restructuring Plan under Section 2806 of the Public Utility Code;
Docket No. R-00973954

Dear Mr. Russell:

Enclosed are the responses of the PP&L Industrial Customer Alliance ("PPLICA") to Pennsylvania Power & Light Company's Interrogatories and Requests for Documents - Set II, Nos. 18, 19, 24, 29, 31-33, 35-39, 42 and 43 and supplemental responses to Set II, Nos. 20, 23 and 27.

Very truly yours,

MCNEES, WALLACE & NURICK

By *Pamela C. Polacek*

Pamela C. Polacek

Counsel to the PP&L Industrial Customer Alliance

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Enclosures

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

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I hereby certify that I am this day serving a true copy of the foregoing Responses to Interrogatories 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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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 Ms. Moury:

Enclosed are the responses of the PP&L Industrial Customer Alliance ("PPLICA") to Office of Small Business Advocate's Interrogatories and Requests for Documents - OSBA-PPLICA Nos. 7-9.

Very truly yours,

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By *Pamela C. Polacek*
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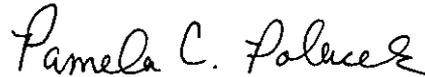
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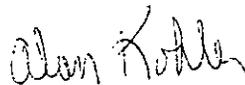
RE: Application of Pennsylvania Power & Light Company For Approval of Its Restructuring Plan Under Section 2806 of the Public Utility Code; Docket No. R-00973954

Dear Karen:

Enclosed please find Enron Power Marketing, Inc.'s responses to the Office of Small Business Advocates' Interrogatories, in the above captioned matter.

If you have any questions, please feel free to contact the undersigned.

Very truly yours,



Alan Kohler
For WOLF, BLOCK, SCHORR and SOLIS-COHEN

AK/jlg
Enclosures

cc: James McNulty (Cert. of Service only)
Parties of Record w/ encs.

DSH:9350.1

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing documents upon the participants, listed below, in accordance with the requirements of §1.54 (relating to service by a participant):

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Alan Kohler

Dated: July 25, 1997

COMMONWEALTH OF PENNSYLVANIA



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July 25, 1997

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

Dear Prothonotary:

Enclosed is a certificate of service pursuant to 52 Pa. Code §5.342(d) certifying that on this date the Office of Small Business Advocate served the responses to Interrogatories, Set I, Nos. 1 and 2, propounded by PP&L in the above-captioned proceeding. A copy has been served on all parties of record.

Sincerely,

A handwritten signature in cursive script that reads "Karen Oill Moury".

Karen Oill Moury
Deputy Small Business Advocate

Enclosure
cc: Parties of Record

DOCUMENT
FOLDER

Response of
Office of Small Business Advocate
to Pennsylvania Power and Light Company
DOCKETED
Set I

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PP&L-OSBA-1

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On page 8, lines 17-18, Mr. Knecht's testimony, Mr. Knecht states: "Thus, PP&L shareholders have the potential to over-recover or under-recover stranded costs, under the rate cap provisions of the Act." Assuming that any or all of the following statements are true, please explain whether and how such potential for over- or under-recovery of stranded costs exists:

- a) the Pennsylvania Public Utility Commission establishes a fixed rate schedule for collection of stranded costs through the CTC;
- b) PP&L implements its proposed CTC tracking proposal (cited by Mr. Knecht on page 36, line 15 of his testimony);
- c) PP&L honors its commitment to end the CTC early if approved CTC revenues are collected prior to the end of the transition period (as acknowledged by Mr. Knecht in his testimony on page 35, lines 3-5); and
- d) the rate cap mandated by the Pennsylvania Electricity Generation Competition and Customer Choice Act is in effect.

Response:

- a-d) The concept of stranded costs in the quote from my testimony refers to "actual" stranded costs, namely the difference between returns to shareholders that would be earned under continued regulation and those that are actually earned under deregulation. As implied at page 8, lines 15-17, the term stranded costs is not limited to those "forecast" stranded costs computed in 1997 and based on the best currently available assumptions. Variances from forecast can cause significant differences between actual and forecast stranded costs.

If actual stranded costs vary from forecast stranded costs, PP&L can either over-recover or under-recover stranded costs under any of the stated conditions, for reasons of forecast error. In addition, PP&L can under-recover stranded costs based on restrictions imposed by the Act and the approved restructuring plan.

Under the conditions specified in the interrogatory, combined with the assumption that stranded costs are determined using the appropriate analytical methodology and reasonable forecast parameters, PP&L's recovery of "forecast" stranded costs is capped. The exact nature of that cap (e.g., whether the cap applies to forecast stranded costs or forecast stranded cost recoveries) is not yet clear.

**Response of
Office of Small Business Advocate
to Pennsylvania Power and Light Company
Set I**

PP&L-OSBA-2

Please describe the basis for and identify and provide any documents upon which Mr. Knecht relied to reach the conclusion on page 41, line 18 through page 42, line 2 of Mr. Knecht's testimony that "Econometric evaluation of electricity price elasticities of demand in the commercial sector is much less robust than for either the residential or the industrial sector."

Response:

This conclusion is based on two factors. First, generally, it is my experience with econometric estimation of energy demand elasticities, that the commercial sector is less homogeneous than other sectors, because of the wide diversity of types of businesses in the sector. Different businesses (and the other types of activity that tend to get bundled into a catch-all "commercial" category) have different demand elasticities. Since the composition of commercial sectors can vary considerably between jurisdictions, generic application of demand elasticities is not particularly appropriate for a single utility. As PP&L has not analyzed its own commercial price elasticities, its conclusions based on broader studies is less robust for commercial classes.

Second, less econometric analysis is performed for the commercial sector than for other sector, for a variety of reasons (e.g., less homogeneity in the sector, lower policy interest, lower demand levels, etc.). This observation is confirmed by the Bohi/RFF chapter attached by PP&L to its response to PPLICA-I-9. That analysis indicates, for example:

"There are relatively few studies of commercial electricity demand... and relatively few [methodological differences among those that are available." (page 79)

"This meager bit of information is the extent of current knowledge about commercial demand for electricity." (page 82)

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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

CERTIFICATE OF SERVICE

I certify that I am serving the responses on behalf of the Office of Small Business Advocate to interrogatories propounded by PP&L, Set I, Nos. 1 and 2, by first class mail (unless otherwise indicated) upon the persons addressed below:

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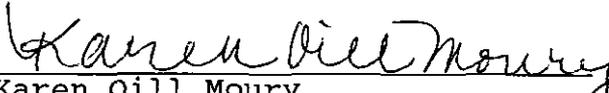
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