

DATE: September 9, 1997

KJR

SUBJECT: R-00973954

TO: Office of Administrative Law Judge

FROM: *WJP* James J. McNulty, Acting Secretary

PENNSYLVANIA POWER & LIGHT COMPANY
RESTRUCTURING PLAN

Attached is copy of a Petition to Intervene of QST Energy Inc. filed in connection with the above docketed proceeding.

This matter is assigned to your Office for appropriate action.

Attachment

cc: OTS

wjz

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SEP 11 1997

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COMMONWEALTH OF PENNSYLVANIA

DATE: September 9, 1997

SUBJECT: R-00973954

KJR

TO: Office of Special Assistants

FROM: *WJZ* James J. McNulty, Acting Secretary

PENNSYLVANIA POWER & LIGHT
RESTRUCTURING PLAN

Attached is copy of The Quaker Oats Company and Mount Joy Wire Corporation's Consolidated EXCEPTIONS to the Initial Decision of ALJ George Kashi Denying Their Petitions to Intervene filed in connection with the above docketed proceeding.

This matter is assigned to your Office for appropriate action.

Attachment

cc: Chairman and Commissioners
Office of Administrative Law Judge
Law Bureau
Office of Trial Staff

wjz

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Pennsylvania Power & Light Company

2 N 9TH ST ALLENTOWN PA 18101-1179 • 610/774-5151

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

FAX: 610/774-6726

ORIGINAL

September 10, 1997

BY HAND

James J. McNulty, Prothonotary
Pennsylvania Public Utility Commission
North Office Building
North Street and Commonwealth Avenue
Harrisburg, PA 17105-3265

RECEIVED
97 SEP 10 AM 9:45
P.A.P.U.C.
PROTHONOTARY'S OFFICE

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

Dear Mr. McNulty:

Enclosed for filing in the above-referenced proceeding are an original and three copies of the Petition of Pennsylvania Power & Light Company to Amend the Procedural Schedule.

As shown below and on the attached Certificate of Service, a copy of this petition has been served on Administrative Law Judge George M. Kashi, and, via U.S. mail, on all other parties of record.

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

Very truly yours,

Paul E. Russell

Enclosure

cc: The Honorable George M. Kashi
Certificate of Service

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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PROTHONOTARY'S OFFICE

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

PETITION OF PENNSYLVANIA POWER & LIGHT COMPANY
TO AMEND THE PROCEDURAL SCHEDULE

Pursuant to 52 Pa. Code § 5.41, Pennsylvania Power & Light Company ("PP&L" or the "Company") hereby requests that the Commission extend the date by which the Commission will accept, modify, or reject PP&L's Restructuring Plan in the above-captioned proceeding as set forth and explained herein. The effect of this amendment would be to change the date for a final Commission order in this proceeding to February 5, 1998 from January 8, 1998. In support of this request, PP&L states as follows:

1. At a prehearing conference in this matter, the parties agreed to a procedural schedule that provided for a Commission final order in this matter on January 8, 1998. As part of that agreement, the Company specifically waived the requirement in Section 2806(F) of the Electricity Generation Competition and Customer Choice Act ("Act") that the Commission issue an order accepting, modifying, or rejecting a restructuring plan no later than nine months after its

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filing. On April 29, 1997, the presiding Administrative Law Judge issued an order in this proceeding adopting this procedural schedule.

2. In accordance with that procedural schedule, evidentiary hearings were held in this matter between August 18 and August 29, 1997. During the course of the hearings, the presiding Administrative Law Judge directed the intervening parties to meet and attempt to develop a consolidated settlement proposal. PP&L understands that the *intervening parties* have met on a number of occasions and are about to present a proposal to the Company.

3. To provide sufficient time for PP&L to review any settlement proposal and develop counter proposals as appropriate, the procedural schedule in this proceeding should be extended by thirty days.

4. Counsel for the following parties have indicated that they support such an extension: the Commission's Office of Trial Staff, the Office of Consumer Advocate, the Office of Small Business Advocate, PP&L Industrial Customer Alliance, and Enron Power Marketing, Inc.

5. To the extent necessary to accommodate such a schedule extension, PP&L waives the *requirement* of Section 2806(F) of the Act that the Commission issue an order accepting, modifying, or rejecting a restructuring plan no later than nine months after its filing.

6. The proposed extension of the procedural schedule is in the public interest because it will facilitate discussions that could lead to a full or partial

settlement of this matter. First, there are well over a hundred issues that need to be addressed in the Company's Restructuring Plan. It will be very difficult to address these issues in the initial phase of settlement discussions if the parties must devote substantial resources to drafting post-hearing briefs and reply briefs. The proposed extension will permit the parties to focus on this important initial phase of the settlement process.

7. Second, the Commission recently entered its final order in PP&L's Pilot Program proceeding at Docket No. P-00971183. That order contains an aggressive schedule for implementation of the Pilot Program, including filings with the Commission. Similar orders were issued in other proceedings. In PP&L's case and in the case of other intervening parties, substantial resources may be necessary during this critical period in the implementation of the Pilot Program.

8. PP&L recognizes that, if its request is granted, interim deadlines in the procedural schedule would need to be adjusted. Accordingly, the company has developed a proposed revised schedule as set forth in Attachment A. That schedule follows as closely as possible the design of the procedural schedule originally established in this proceeding. Accordingly, if the Commission grants the Company's request to extend date by which the Commission will accept, modify, or reject its Restructuring Plan and related procedural dates by thirty days, the Company further requests that the presiding Administrative Law Judge adopt the proposed revised procedural schedule set forth in Attachment A.

WHEREFORE, PP&L respectfully requests that the Commission extend the date by which it will accept, modify, or reject PP&L's Restructuring Plan in the above-captioned proceeding as set forth herein.

Respectfully submitted,

Paul E. Russell
Associate General Counsel
Pennsylvania Power & Light
Company
Two North Ninth Street
Allentown, PA 18101
(610) 774-4254

Donald A. Kaplan
Lisa M. Helpert
Preston Gates Ellis
& Rouvelas Meeds, LLP
Suite 500
1735 New York Avenue, NW
Washington, DC 20006
(202) 628-1700

By:  _____

Dated: September 10, 1997

ATTACHMENT A

**PENNSYLVANIA POWER & LIGHT COMPANY
DOCKET NO. R-00973954**

PROPOSED REVISED PROCEDURAL SCHEDULE

Current Date	Proposed Date	Day	Current Response Interval	Proposed Response Interval	Activity
September 25	October 24	Friday	27	56	Initial Post-Hearing Briefs
October 14	November 13	Thursday	19	20	Post-Hearing Reply Briefs
November 13	December 12	Friday	30	29	Recommended Decision
November 25	December 23	Tuesday	12	11	Exceptions
December 5	January 6	Tuesday	10	14	Replies to Exceptions
December 18	January 22	Thursday	13	16	Commission Polling
January 8	February 5	Thursday	21	14	Commission Order

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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

CERTIFICATION OF SERVICE

I hereby certify that on September 10, 1997, I served a true copy of the
Petition of Pennsylvania Power & Light Company to Amend the Procedural Schedule
upon the active participants listed below in accordance with the requirements of
§1.54 (relating to service by a participant):

BY HAND:

George M. Kashi
Administrative Law Judge
Pennsylvania Public Utility Commission
North Office Building
North St. and Commonwealth Ave.
Harrisburg, PA 17105-3265

BY FIRST CLASS MAIL:

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

David M. Kleppinger, Esq.
Pamela C. Polacek, Esq.
McNees, Wallace & Nurick
P. O. Box 1166
100 Pine Street
Harrisburg, PA 17108
for PPLICA

David W. Francis, Esq.
Powell, Trachtman, Logan, Carrle,
Bowman & Lombardo, P.C.
114 North Second Street
Harrisburg, PA 17101
*for Caradon Mideast Aluminum and
Metal Industries, Inc.*

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

Harry S. Geller, Esq.
118 Locust Street
Harrisburg, PA 17108
for PA Utility Law Project

Craig R. Burgraff Esq.
James A. Mullins, Esq.
Assistant Consumer Advocate
Office Of Consumer Advocate
1425 Strawberry Square
Harrisburg, PA 17120

Michael T. Vough, Esquire
Vough & Mecadon
Greater Pittston Professional Center
126 South Main Street
Pittston, PA 18640
for Comm'n on Economic Opportunity

Richard L. Caplan, Esq.
Caplan & Luber, LLP
40 Darby Road
Paoli, PA 19301
for Schuylkill Energy Resources, Inc.

Mary McFall Hopper, Esq.
Assistant General Counsel
PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19103

Robert P. Haynes, III, Esq.
Mette, Evans & Woodside
3401 North Front Street
P. O. Box 5950
Harrisburg PA 17110-0950
for PA Electric Consumers Council

Rhonda Hendrickson
100 North 10th Street
Harrisburg, PA 17108

Fred Zalcman, Esq.
78 N. Broadway
White Plains, NY 10603
for Environmentalists

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

David A. McCormick, Esq.
Department Of The Army
Office Of The Judge Advocate General
901 North Stuart Street
Arlington, VA 22203-1837

Craig A. Doll, Esq.
214 State Street
Harrisburg, PA 17101
for Delmarva Power & Light Company

Scott J. Rubin, Esquire
3 Lost Creek Drive
Selinsgrove, PA 17870-9357
for IBEW, Local 1600

Billie E. Ramsey, Executive Director
ARIPPA
1300 Market Street, Suite 7
Lemoyne, PA 17043

Eric Epstein
2308 Brandywine Drive
Harrisburg, PA 17110
Pro se

Robert F. Young
Anthony C. Adonizio, Esq.
Deputy General Counsel
Allegheny Electric Cooperative, Inc.
212 Locust Street
P. O. Box 1266
Harrisburg, PA 17108-1266

Michael A. Stosser, Esq.
Adelia S. Borrasca, Esq.
Heller Ehrman White & McAuliffe
815 Connecticut Avenue, N.W.
Suite 200
Washington, DC 20006-4004
for Kraft Foods, Inc.

Bruce A. Connell
General Counsel
600 N. Dairy Ashford, ML-1034
Houston, TX 77079
for DuPont Power Marketing

Joan O. Brandeis, Esq.
Schnader, Harrison, Segal & Lewis
Suite 3600
1600 Market Street
Philadelphia, PA 19103-4252
for Bethlehem Steel Corporation

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

John Munsch
Allegheny Power
800 Cabin Hill Drive
Greensburg, PA 15601-1689

Clinton A. Vince, Esq.
Paul E. Nordstrom, Esq.
Deborah A. Swanstrom, Esq.
Joel D. Newton, Esq.
Verner Liipfert, Bernhard, McPherson
& Hand
901 15th Street, N.W., Suite 700
Washington, DC 20005
for Allegheny Power

Linda C. Smith, Esq.
Dilworth, Paxson, Kalish & Kauffman LLP
305 N. Front Street
Suite 403
Harrisburg, PA 17101-1236
for American Association of Retired Persons

Joseph A. Dworetzky
Hangley Aronchick Segal & Pudlin
One Logan Square
Twelfth Floor
Philadelphia, PA 19103-6933
for New Energy Ventures

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

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

David M. Boonin
New Energy Ventures, Inc.
200 S. Broad Street
Suite 800
Philadelphia, PA 19102

Michael L. Kessler, Esq.
American Energy Solutions, Inc.
111 South Alfred Street
Alexandria, VA 22314

Gordon Smith, Esq.
John & Hengerer
1200 17th Street, N.W.
Suite 600
Washington, DC 20036-3006
for Duke Energy Trading and Marketing

Susan M. Shanaman, Esquire
212 North Third Street
Suite 203
Harrisburg, PA 17101-1505
for Center for Energy and Econ. Dev.

Gordon J. Smith, Esq.
John & Hengerer
1200 17th Street, N.W.
Suite 600
Washington, DC 20036-3006
for Electric Clearinghouse, Inc.

Daniel Clearfield, Esq.
Alan Kohler, Esq.
Robert J. Longwell, Esq.
Wolf, Block, Schorr & Solis
305 North Front Street, Suite 401
Harrisburg, PA 17101
for Enron Corporation

William T. Hawke, Esq.
Janet L. Miller, Esq.
Todd S. Stewart, Esq.
Malatesta Hawke & McKeon LLP
Harrisburg Energy Center
100 North Tenth Street
Harrisburg, PA 17101
for Mid-Atlantic Power Supply Assoc.

Usher Fogel, Esq.
Roland, Fogel, Koblenz & Carr, LLP
1 Columbia Place
Albany, NY 12207
for Pennsylvania Petroleum Association

Randall V. Griffin, Esq.
Delmarva Power & Light Company
800 King Street
P.O. Box 231
Wilmington, DE 19899

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

Harry S. Geller, Esq.
PA Utility Law Project
118 Locust Street
Harrisburg, PA 17101

Robert P. Haynes, Esq.
Mette, Evans & Woodside
3401 North Front Street
P.O. Box 5950
Harrisburg, PA 17110-0590

James H. Norris, Esq.
Eckert Seamans Cherin & Mellott
42nd Floor
600 Grant Street
Pittsburgh, PA 15219

Patricia Armstrong, Esq.
Regina L. Matz, Esq.
Thomas, Thomas, Armstrong & Niesen
Suite 500
212 Locust Street
P.O. Box 9500
Harrisburg, PA 17108-9500

Dated: September 10, 1997



Paul E. Russell

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

MCNEES, WALLACE & NURICK
ATTORNEYS AT LAW

BRUCE D. BAGLEY
ALAN R. BOYNTON, JR.
ERIC L. BROSSMAN
ROBERT M. CHERRY
LOUIS A. DEJOIE
DAVID B. DISNEY
MICHAEL A. DOCTROW
ELIZABETH A. DOUGHERTY
HARVEY FREDENBERG
JAMES L. FRITZ
W. JEFFRY JAMOUNEAU
MICHAEL G. JARMAN
DONALD B. KAUFMAN
STEPHEN R. KERN
DAVID M. KLEPPINGER
BERNARD A. LABUSKES, JR.
DELANO M. LANTZ

DAVID E. LEHMAN
FRANKLIN A. MILES, JR.
ROBERT A. MILLS
STEPHEN A. MOORE
JOHN S. OYLER
GARY A. RITTER
DANA STEVENS SCADUTO
RICHARD W. STEVENSON
DIANE M. TOKARSKY
CATHERINE E. WALTERS
DAVID M. WATTS, JR.
STEVEN J. WEINGARTEN
NEAL S. WEST
NORMAN I. WHITE
LAWRENCE R. WIEDER
WILLIAM M. YOUNG, JR.

100 PINE STREET
P. O. BOX 1166
HARRISBURG, PA 17108-1166
TELEPHONE (717) 232-8000 FAX (717) 237-5300

1200 G STREET N.W.
SUITE 800
WASHINGTON, D.C. 20005
TELEPHONE (202) 434-8991 FAX (202) 434-8707

<http://www.mwn.com>

OF COUNSEL
ROBERT H. GRISWOLD
FRANCIS B. HAAS, JR.
RICHARD R. LEFEVER
SAMUEL A. SCHRECKENGAUST, JR.

Writer's Direct Dial:
(717) 237-5368

E-Mail: ppolacek@mwn.com

JENNIFER L. BAKER
JEFFREY F. CHAMPAGNE
JAMES P. DEANGELO
JAMES P. DOUGHERTY
KATHLEEN A. DUNST
DEBRA P. FOURLAS
HELEN L. GEMMILL
ROBERT J. GODUTO
SCOTT A. GOULD
RANDOLPH B. HOUSTON, JR.
BRIAN F. JACKSON
BRIAN E. KAMOIE
MICHAEL R. KELLEY
PETER F. KRIETE
JAMES W. KUTZ
MARCUS J. LEMON
ANDREW L. LEVY

LOUISE HUTCHINSON MARA
F. STEPHENSON MATTHES
JON R. MOONEY
SHARON R. PAXTON
CHAD F. PHIPPS
PAMELA C. POLACEK
JONATHAN H. RUDD
R. RANDALL SCHMIDT
BRUCE R. SPICER
CAROL A. STEINOUR
SUSAN V. STEWART
ROBERT F. TEPLITZ
ROBERT A. WEISHAAR, JR.
DERRICK P. WILLIAMSON
JOHN A. WITHEROW, JR.
KATHLEEN A. WOLOWSKI
WILLIAM D. WRIGHT
SAMUEL S. YUN

September 10, 1997

To: Parties of Record

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

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PA P.U.C.
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Dear Counsel:

At the September 9th hearing held in the above-referenced proceeding the PP&L Industrial Customer Alliance ("PPLICA") entered into the record the enclosed revised Exhibit No. ____ (RJF-11A-R) and Exhibit No. ____ (RJF-11B-R). These exhibits were revised based on PP&L's new EGEAS run as reflected in Exhibit No. STJ-7 (revised 9/4/97). If you have any questions, please contact us.

Very truly yours,

McNEES, WALLACE & NURICK

By *Pamela C. Polacek*
Pamela C. Polacek

Counsel to the PP&L Industrial Customer Alliance

PCP/clc

Enclosures

c: Honorable George M. Kashi (w/o encls.) (via hand delivery)
James J. McNulty, Prothonotary (w/o encls.) (via hand delivery)
Certificate of Service

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CERTIFICATE OF SERVICE

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).

VIA FIRST CLASS MAIL

Joan O. Brandeis, Esquire
Schnader, Harrison, Segal & Lewis
Suite 3600
1600 Market Street
Philadelphia, PA 19103-4252

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

Alan J. Barak, Esquire
Alan J. Barak, PC
Penn Energy Project
1417 Blue Mountain Parkway
Harrisburg, PA 17112

Mr. Robert D. Knecht
Industrial Economics Incorporated
2067 Massachusetts Avenue
Cambridge, MA 02140

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

Craig R. Burgraff
Barrett C. Sheridan
James A. Mullins
Assistant Consumer Advocate
Office of Consumer Advocate
1425 Strawberry Square
Harrisburg, PA 17120

Enron Corporation
Attn: James D. Steffes
1400 Smith Street
P.O. Box 4428
Houston, TX 77002

Richard LaCapra
Henry Yoshimura
LaCapra Associates
The Province Building
333 Washington Street
Boston, MA 02108

Karen Oill Moury, Esquire
Office of Small Business Advocate
PA Public Utility Commission
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101

Neil Talbot
81 Grand Street, No. 5
New York, NY 10013

Stephen L. Huntoon
Mary McFall Hopper
PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19103

Thomas S. Catlin
Exter Associates, Inc.
Suite 350
12510 Prosperity Drive
Silver Spring, MD 20904

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

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Page 2

Docket No. R-00973954

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

Gene Stilp, Coordinator
1550 FCVR
Harrisburg, PA 17112-9240

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

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

David A. McCormick, Esquire
Regulatory Law Office
U.S. Army Legal Services Agency
Department of the Army
DAJA-RL 3949
901 North Stuart Street, Room 713
Arlington, VA 22203-1837

David W. Francis, Esquire
Powell, Trachtman, Logan, Carrle,
Bowman & Lombardo, P.C.
114 North Second Street
Harrisburg, PA 17101

Richard L. Caplan, Esquire
Caplan and Luber, LLP
40 Darby Road
Paoli, PA 19301

Craig A. Doll, Esquire
214 State Street
Harrisburg, PA 17112

Randall V. Griffin, Esquire
800 King Street
P.O. Box 231
Wilmington, DE 19899

Eric Joseph Epstein
2308 Brandywine Drive
Harrisburg, PA 17110

Billie E. Ramsey, Executive Director
ARIPPA
1300 Market Street, Suite 7
Lemoyne, PA 17043

John L. Munsch, Esquire
Allegheny Power
800 Cabin Hill Drive
Greensburg, PA 15601-1689

Michael A. Stosser, Esquire
Kraft Foods, Inc.
815 Connecticut Avenue NW
Suite 200
Washington, DC 20006-4004

Bruce A. Connell, Esquire
Legal Department
600 North Dairy Ashford, ML-1034
Houston, TX 77079

William T. Hawke, Esquire
Janet L. Miller, Esquire
Todd S. Stuart, Esquire
Malatesta, Hawke & McKeon, LLP
Harrisburg Energy Center
P.O. Box 1778
Harrisburg, PA 17105-1778

Mary Huwaldt, Esquire
Caplan & Luber
40 Darby Road
Paoli, PA 17301

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

CERTIFICATE OF SERVICE

Page 3

Docket No. R-00973954

Michael T. Vough, Esquire
Vough & Mecadon
Greater Pittston Professional Center
126 South Main Street
Pittston, PA 18640-1793

Michael L. Kessler
Vice President and General Counsel
American Energy Solutions, Inc.
111 South Alfred Street
Alexandria, VA 22314

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

Usher Fogel, Esquire
Roland, Fogel, Koblenz & Carr, LLP
1 Columbia Place
Albany, NY 12207

John P. Zinkand
Executive Vice President
Pennsylvania Petroleum Association
Suite 121, Building 2
2001 North Front Street
Harrisburg, PA 17102

Linda C. Smith, Esq.
Dilworth, Paxson, Kalish & Kauffman, LLP
305 North Front Street, Suite 403
Harrisburg, PA 17101-1236

Gordon J. Smith, Esq.
John & Hengerer
1200 17th Street, N.W., Suite 600
Washington, D.C. 20036-3006

John R. Orr, Esq.
Duke Energy Trading and Marketing,
L.L.C.
One Westchase Center, 10777 Westheimer
Suite 650
Houston, TX 77042

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

Robert P. Haynes, III, Esquire
Mette, Evans & Woodside
3401 North Front Street
P.O. Box 5950
Harrisburg, PA 17110-0950

Clinton A. Vince, Esquire
Paul E. Nordstrom, Esquire
Deborah A. Swanstrom, Esquire
Joel D. Newton, Esquire
Verner, Liipfert, Bernhard, McPherson &
Hand
901 15th Street, NW
Washington, DC 20005-2301

Barbara R. Alexander
15 Wedgewood Drive
Winthrop, ME 04564

Susan M. Shanaman, Esquire
212 North Third Street
Suite 203
Harrisburg, PA 17101-1505

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

CERTIFICATE OF SERVICE

Page 4

Docket No. R-00973954

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

Norma J. Rosner, Esq.
General Counsel
Vastar Power Marketing, Inc.
200 Westlake Park Boulevard
Houston, TX 77079

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

John Haucke, Executive Vice President
Pennsylvania Association of Plumbing,
Heating, Cooling Contractors, Inc.
4015 Jonestown Road
Harrisburg, PA 17109-9109

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

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

Jerry Mendl
MSB Energy Associates
7507 Hubbard Avenue, Suite 200
Middleton, WI 53562

Fred Zalczman
Pace Energy Project
Pace University School of Law
78 North Broadway
White Plains, NY 10603

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

Counsel to PP&L Industrial Customer Alliance

Dated this 10th day of September, 1997, at Harrisburg, Pennsylvania.

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97 SEP 10 PM 2:19
P.A.P.U.C.
PROTHONOTARY'S OFFICE

DJH

COMMONWEALTH OF PENNSYLVANIA

DATE: September 11, 1997
SUBJECT: R-00973954
TO: Office of Administrative Law Judge
FROM: *WJP* James J. McNulty, Acting Secretary

PENNSYLVANIA POWER & LIGHT COMPANY
RESTRUCTURING PLAN

Attached is copy of a Petition to Amend the Procedural Schedule of Pennsylvania Power & Light filed in connection with the above docketed proceeding.

This matter is assigned to your Office for appropriate action.

DOCKETED
SEP 12 1997

Attachment
cc: OTS

wjz

DOCUMENT
FOLDER