





October 11, 2002

R-00973954

THOMAS J TUFFEY EXECUTIVE DIRECTOR  
THE SOVEREIGN BLDG  
609 HAMILTON STREET  
ALLENTOWN PA 18101

SRB

**DOCKETED**  
OCT 25 2002

Sustainable Energy Fund of Central Eastern Pennsylvania

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**DOCUMENT**

To Whom It May Concern:

This is to advise you that the Commission in Public Meeting on October 10, 2002 has adopted an Order in the above-entitled proceeding.

An Order has been enclosed for your records.

Very truly yours,

  
James J. McNulty  
Secretary

Enclosure  
Certified Mail  
LJM

See attached list for additional  
parties of record

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, Pennsylvania 17105-3265

Public Meeting held October 10, 2002

Commissioners Present:

Glen R. Thomas, Chairman  
Robert K. Bloom, Vice-Chairman  
Aaron Wilson, Jr.  
Terrance J. Fitzpatrick  
Kim Pizzingrilli

**DOCKETED**  
OCT 25 2002

SUSTAINABLE ENERGY FUND  
OF CENTRAL EASTERN PENNSYLVANIA

PPL Docket No. R-00973954

**ORDER**

**BY THE COMMISSION:**

**DOCUMENT**

**History of Proceeding**

In accordance with the Electricity Generation Customer Choice and Competition Act, the Commission approved the Joint Petitions for Full Settlement for GPU Energy (GPU), PPL, PECO Energy (PECO) and West Penn Power Company (West Penn) which required each company to establish a Sustainable Energy Fund (SEF) to promote: (1) the development and use of renewable energy and clean energy technologies, (2) energy conservation and efficiency and (3) renewable business initiatives. To oversee the management of these Funds, the Joint Petitions provided for the establishment of a 7-member Advisory Board or Board of Directors, nominated by the Joint Petitioners and approved by the Commission.

On May 21, 1999, we approved the Boards of Directors for each of the sustainable energy funds, including the PPL SEF. Additionally, on June 2, 2000, we

approved the PPL Sustainable Energy Fund Bylaws. The approval of the Bylaws allowed the fund to begin operations to promote the development of and use of renewable and clean energy technologies in Pennsylvania. The Fund is known as PPL Sustainable Energy Fund. By letter of July 31, 2002, the Board of Directors of the Sustainable Energy Fund of Central Eastern Pennsylvania notified the Commission that it approved Mr. Andrew McElwaine as a new Director to the seat vacated by Ms. Karen O'Neil, whose term had expired. Mr. McElwaine is currently President and CEO of the Pennsylvania Environmental Council (PEC).

The recruitment process consisted of soliciting candidates from all Board members and fund administration staff. The candidates were interviewed and evaluated against selection criteria. Mr. McElwaine was a top ranked candidate and approved by the Board. Mr. McElwaine has a long and committed history with environmental issues and organizations. Prior to his position with PEC, Mr. McElwaine was a Director of Environmental Programs at the Pittsburgh based Heinz Endowments. He helped to launch a number of environmental initiatives devoted to conserving Pennsylvania natural resources. Mr. McElwaine also served as a senior legislative assistant and subcommittee staff director to the late U.S. Senator John Heinz, handling the Senator's environmental and energy policy portfolio.

We take notice that Mr. McElwaine is the representative for the PEC on the Pennsylvania Sustainable Energy Board (PASEB). The PASEB was created to provide oversight, guidance and technical assistance to the four regional sustainable energy boards. Thus, as a member of both the PASEB and the PPL regional board, Mr. McElwaine would have dual responsibilities. At this time, there does not appear to be any conflict with Mr. McElwaine acting in both of these roles. Therefore, the Commission will approve Mr. McElwaine's nomination to the PPL regional board. Nevertheless, we

will not make any final determination on his dual responsibility issue until we issue a final order on the PASEB, which is currently under review by the Commission.

Since this candidate selection followed the intent of the Fund's Bylaws and was approved by the Board of Directors, the Commission is of the opinion that the nomination is acceptable;

THEREFORE,

IT IS ORDERED:

1. That the nomination of Mr. Andrew McElwaine to the Board of Directors of the Sustainable Energy Fund of Central Eastern Pennsylvania is hereby approved.
2. That a copy of this Order be served on Mr. Andrew McElwaine, the Sustainable Energy Fund Board of Central Eastern Pennsylvania, the Office of Consumer Advocate and the Office of Small Business Advocate.

BY THE COMMISSION,

  
James J. McNulty  
Secretary

(SEAL)

ORDER ADOPTED: October 10, 2002

ORDER ENTERED: **OCT 11 2002**

THOMAS J TUFFEY EXECUTIVE  
DIRECTOR'  
THE SOVEREIGN BLDG  
609 HAMILTON STREET  
ALLENTOWN PA 18101

MR ANDREW MCELWAIN ✓  
PRESIDENT  
PA ENVIRONMENTAL COUNCIL  
600 NORTH SECOND STREET  
SUITE 403  
HARRISBURG PA 17101

ANGELA T JONES ESQUIRE  
OFFICE OF SMALL BUSINESS  
ADVOCATE  
SUITE 1102 COMMERCE BLDG  
300 NORTH SECOND STREET  
HARRISBURG PA 17101

IRWIN A POPOWSKY  
OFFICE OF CONSUMER  
ADVOCATE  
5<sup>TH</sup> FLOOR FORUM PLACE ✓  
555 WALNUT STREET  
HARRISBURG PA 17101-  
1923

ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

AND NOW, to wit, this 23<sup>rd</sup> day of October, 2002,

the undersigned, as evidenced by execution hereof, acknowledges receipt, and accepts service of an Order an official Commission document entered, issued, or otherwise promulgated under date of October 11, 2002 at Docket No. R-00973954 on behalf of:

IRWIN A POPOWSKY  
OFFICE OF CONSUMER ADVOCATE  
5<sup>TH</sup> FLOOR FORUM PLACE  
555 WALNUT STREET  
HARRISBURG PA 17101-1923

SRB

James G. Muller  
Signature

Kindly sign and date this acceptance of service and acknowledgement of receipt, and, return the same for filing to:

SECRETARY'S BUREAU RECORD RETENTION  
PA PUBLIC UTILITY COMMISSION  
KEYSTONE BUILDING 2<sup>ND</sup> FLOOR  
400 NORTH STREET  
Harrisburg, PA 17105-3265

DOCUMENT  
FOLDER

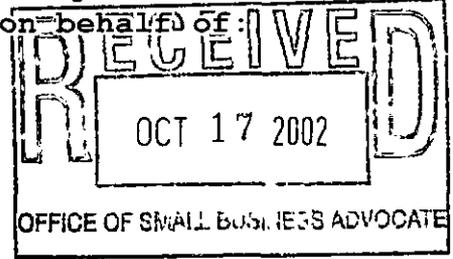
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02 OCT 23 PM 4:07  
SECRETARY'S BUREAU

ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

AND NOW, to wit, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_,

the undersigned, as evidenced by execution hereof, acknowledges receipt, and accepts service of an Order an official Commission document entered, issued, or otherwise promulgated under date of October 11, 2002 at Docket No. R-00973954 on behalf of:

ANGELA T JONES ESQUIRE  
OFFICE OF SMALL BUSINESS ADVOCATE  
SUITE 1102 COMMERCE BLDG  
300 NORTH SECOND STREET  
HARRISBURG PA 17101



\_\_\_\_\_  
Signature

Kindly sign and date this acceptance of service and acknowledgement of receipt, and, return the same for filing to:

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02 OCT 18 PM 3:27  
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