

December 3, 2013

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

RE: Pennsylvania Public Utility Commission Office of Consumer Advocate,
Office of Small Business Advocate, Jacquelyn and Robert Miller, Gwendolyn L.
LeVert, Duquesne Industrial Intervenors, Aimee-Marie Dorsten, Connie Schiavo v.
Duquesne Light Company

Docket Nos: R-2013-2372129, C-2013-2379084, C-2013-2380474, C-2013-2383835, C-
2013-2383980, C-2013-238592, C-2013-2386036, C-2013-2386284

Dear Secretary Chiavetta:

Enclosed please find the Citizens for Pennsylvania's Future's Petition to Intervene Out of Time.
Copies will be provided as indicated on the Certificate of Service.

Sincerely,



Heather M. Langeland
Staff Attorney
Citizens for Pennsylvania's Future

Enclosures

Cc: All parties of record
Rosemary Chiavetta, Secretary

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	R-2013-2372129
Office of Consumer Advocate	:	C-2013-2379084
Office of Small Business Advocate	:	C-2013-2380474
Jacquelyn and Robert Miller	:	C-2013-2383835
Gwendolyn L. LeVert	:	C-2013-2383980
Duquesne Industrial Intervenors	:	C-2013-2385292
Aimee-Marie Dorsten	:	C-2013-2386037
Connie Schiavo	:	C-2013-2386284
	:	
v.	:	
	:	
Duquesne Light Company	:	

**CITIZENS FOR PENNSYLVANIA’S FUTURE
PETITION TO INTERVENE OUT OF TIME**

NOW COMES, Citizens for Pennsylvania’s Future (PennFuture), by and through counsel, George Jugovic, Jr. and Heather Langeland, which petitions to intervene in this matter. In support, petitioner avers as follows:

PETITIONER

1. Petitioner, PennFuture, is a statewide 501(c)(3) nonprofit charitable organization that represents its members and other individuals, groups and organizations on environmental and energy matters.
2. For fifteen years, PennFuture has worked to create a just future where nature, communities and the economy thrive. Through its policy and legal work, PennFuture strives to protect the environment and public health, and advocate for a clean energy economy.

3. PennFuture members reside in communities within the Duquesne Light Company service territory.
4. PennFuture members reside on streets lighted by high pressure sodium vapor lamps and other energy inefficient street light technology.
5. Solid-state lighting, such as light emitting diode (LED) lighting, consumes about 50% less energy than traditional sodium vapor street lights and last twice as long, and provide significant other benefits to Pennsylvania municipalities.
6. PennFuture members have an interest in supporting Duquesne Light's proposal to establish a monthly distribution rate for replacement of sodium vapor street lights and other technologies with LED lighting.
7. PennFuture members have an interest in ensuring that Duquesne Light's proposed distribution rate for LED lighting accurately reflects market conditions, and that the approved rate does not artificially create a disincentive for municipalities to replace inefficient sodium vapor street lights with LED lights.
8. PennFuture members include the manager of the Baldwin Borough, which is within the Duquesne Light service territory.
9. The Borough of Baldwin has adopted plans and/or expressed an interest in replacing inefficient sodium vapor street lights with LED light in order to conserve energy and reduce lighting expenses within the municipality.

INTERVENTION

10. PennFuture requests intervenor status in Duquesne Light Company's request for a base rate increase.

11. PennFuture did not receive individual notice of this proceeding, and the proceeding was not noticed in the Pennsylvania Bulletin. PennFuture received notice of this proceeding on or about November 6, 2013 when an individual requested that the organization become involved in the LED lighting issue.

12. PennFuture has sought and been granted intervention and active party status in prior base rate cases and other proceedings before the Pennsylvania Public Utility Commission. Most recent, PennFuture participated in the merger case of Peoples Natural Gas Company, LLC and Equitable Gas Company, LLC. (Docket Nos. A-2013-2353647, A-2013-2353649 and A-2013-2353651).

13. PennFuture seeks intervention in Duquesne Light Company's base rate case for a very narrow purpose: to support the company's establishment of distribution rates that include installation of LED lighting, and to provide testimony on the cost of LED fixtures compared to the costs contained in Duquesne Light Company's proposed tariff.

14. PennFuture's participation as an active party in this proceeding is required to protect its substantial interests and the substantial interests of its membership in energy efficient lighting and reducing electric costs to municipalities.

15. PennFuture's participation in this proceeding will serve the public interest.

16. Because PennFuture seeks intervention on a narrow issue and will be submitting its direct testimony shortly after this filing, the grant of intervention will not delay the orderly progress of this case.

17. The grant of intervention will not broaden significantly the issues in this proceeding, or shift the burden of proof. *Re S.T.S. Motor Freight, Inc.*, 54 Pa. PUC 343, 344 (1980); *Scheffer v. Columbia Gas of PA, Inc.*, Docket No. C-2010-2153353 (Order Entered November 1, 2012), 2011 Pa. PUC LEXIS 341.

18. To PennFuture's knowledge, the interests of PennFuture's membership are not protected by any other party to this action.

PENNFUTURE'S POSITION

19. PennFuture believes that the cost associated with LED Fixtures in the proposed tariff exceeds reasonable market rates, and that the cost fixed by Duquesne Light removes economic incentives for municipalities to switch to energy efficient street lighting.

20. There is a substantial public interest in ensuring that the Company's proposed distribution rate for LED lights is consistent with reasonable market rate costs when approved as part of Duquesne Light's proposed rate increase.

REQUEST FOR RELIEF

WHEREFORE, PennFuture respectfully requests that the Commission:

Docket this Petition to Intervene and order that PennFuture be made an active party to this proceeding and be placed on all service lists.

Order that the following individuals be designated as PennFuture's recipients for service:

George Jugovic, Jr., Esquire
Heather Langeland, Esquire
200 First Avenue, Suite 200
Pittsburgh, Pennsylvania 15222

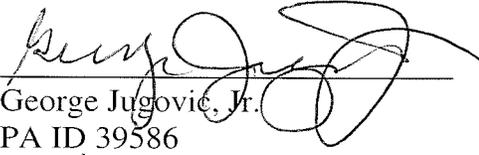
Phone: (412) 456-2785
Fax: (412) 258-6677

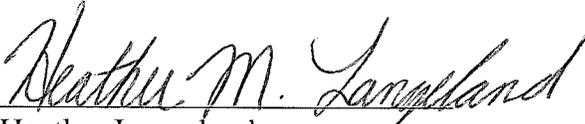
e-mail:Jugovic@pennfuture.org
Langeland@pennfuture.org

Order that each party to the proceedings provide PennFuture's designated recipient with copies of all papers filed.

Grant such other relief as the Commission may deem necessary and proper.

Respectfully submitted,
FOR PENNFUTURE:

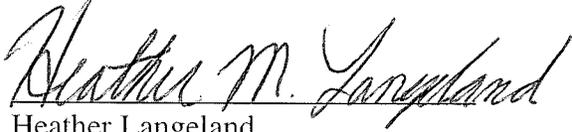

George Jugovic, Jr.
PA ID 39586


Heather Langeland
PA ID 207387

200 First Avenue, Suite 200
Pittsburgh, PA 15222
(412) 456-2785

VERIFICATION

I, Heather Langeland, hereby verify that I am authorized to execute this Verification and that the facts set forth in the foregoing Petition to Intervene are true and correct to the best of my knowledge, information and belief.


Heather Langeland

DATE: 12/3/13

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	R-2013-2372129
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Connie Schiavo	:	C-2013-2386284
	:	
	:	
v.	:	
	:	
Duquesne Light Company	:	

CERTIFICATE OF SERVICE

I, Heather M. Langeland, do hereby certify that on this 3rd day of December, 2013, a true and accurate copy of the foregoing Petition to Intervene was served upon the following via email and by depositing a copy of the same in the United States mail, postage prepaid and addressed to:

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ANTHONY D KANAGY ESQUIRE
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12TH FLOOR
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412-393-1058

TISHEKIA E WILLIAMS ESQUIRE
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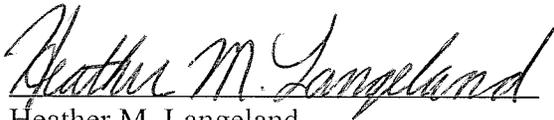
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Heather M. Langeland