

Citizens for Pennsylvania's Future
200 First Avenue, Suite 200
Pittsburgh, PA 15222
(412) 456-2901

October 6, 2014

Secretary Rosemary Chiavetta
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17015-3265

Re: Petition of West Penn Power Company for approval of Base Rate Increase and various Riders, Docket No. R-2014-2428742

Dear Secretary Chiavetta:

Enclosed, please find an original copy of "PREHEARING MEMORANDUM OF ENVIRONMENTAL DEFENSE FUND AND CITIZENS FOR PENNSYLVANIA'S FUTURE" in the above captioned matter.

Copies are being served in accordance with the attached Certificate of Service.

Sincerely,



Heather M. Langeland

cc. Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PENNSYLVANIA PUBLIC	:	
UTILITY COMMISSION,	:	
	:	
	:	Docket No. R-2014-2428742
v.	:	
	:	
	:	
WEST PENN POWER COMPANY	:	

**PREHEARING MEMORANDUM OF ENVIRONMENTAL
DEFENSE FUND AND CITIZENS FOR PENNSYLVANIA’S FUTURE**

Environmental Defense Fund (“EDF”) and Citizens for Pennsylvania’s Future (“PennFuture”) hereby submit this Prehearing Memorandum in the above-captioned proceeding. EDF and PennFuture intend to participate in this proceeding as “active” parties.

I. HISTORY OF THE PROCEEDING

On or about August 4, 2014, West Penn Power Company (“WPPC”), pursuant to Section 1308 of the Pennsylvania Public Utility Code, 66 Pa.C.S. 1308, petitioned the Pennsylvania Public Utility Commission (“Commission”) for approval of a Base Rate Increase and various Riders. EDF and PennFuture jointly petitioned to intervene on October 3, 2014.

The Prehearing Conference for the instant proceeding will be held on October 8, 2014. Administrative Law Judge Dennis J. Buckley is the presiding officer.

EDF and PennFuture submit this Prehearing Conference Memorandum in compliance with ALJ Buckley's Prehearing Order.

II. PROPOSED PLAN AND SCHEDULE OF DISCOVERY

EDF and PennFuture are amenable to working with the other parties in this matter to adopt a reasonable proposed plan and schedule of discovery.

III. POSSIBILITY OF SETTLEMENT

EDF and PennFuture are willing to participate in settlement discussions with any party to narrow the issues in this matter.

IV. ANTICIPATED ISSUES AND SUB-ISSUES

The Petitioners, on behalf of their members and the public interest, have an interest in several issues, as described more fully below.

Petitioners are still in the process of reviewing the filings, and anticipate addressing such issues as: rate design, distribution grid planning and modernization, distributed generation policy, smart grid planning and functionality, Volt/VAR Optimization, dynamic pricing, usage data and access, TOU rate design, net metering, customer utilization of advanced grid functionality, utility performance incentives, energy efficiency and demand response, LED lighting, cost-benefit analysis policy, third-party access to energy usage data, environmental and performance metrics, and other issues. EDF and PennFuture reserve the right to raise additional issues as they may come to light through the discovery and review process.

V. AMOUNT OF HEARING TIME NEEDED

At this time, PennFuture continues to evaluate the issues in this proceeding. However, it is anticipated that the amount of hearing time could vary from two to three days.

VI. WITNESSES

Petitioners are still in the process of identifying witnesses in this proceeding. However, at this time, it is anticipated that Petitioners will call Dick Munson, Ronny Sandoval, and Beia Spiller. Petitioners anticipate additional witnesses, however, at this time they are still reviewing the filings and identifying witness needs. Petitioners will inform all parties of the identity of witnesses.

EDF and PennFuture also intend to participate in this proceeding through the submission of discovery, the cross-examination of other parties' witnesses, participation in settlement negotiations as they occur, and the submission of briefs, exceptions and reply exceptions, as necessary.

VII. SCHEDULE FOR SUBMISSION OF TESTIMONY, HEARINGS AND BRIEFS

EDF and PennFuture will work with the parties to develop an appropriate procedural schedule. EDF and PennFuture will cooperate to develop discovery rules in accordance with the Commission's regulations and any ALJ directives.


VIII. SERVICE OF DOCUMENTS

EDF and PennFuture agree to electronic service of all documents to the email addresses below. Hard copies may be forwarded to the following addresses:


Michael Panfil
John Finnigan
EDF
1875 Connecticut Ave., N.W.
Washington, DC 20009
Phone: (202) 572-3280
Fax: (202) 234-6049
mpanfil@edf.org
jfinnigan@edf.org

Heather Langeland
200 First Avenue, Suite 200
Pittsburgh, PA 15222
langeland@pennfuture.org

Respectfully submitted,



Michael Panfil
John Finnigan
EDF
1875 Connecticut Ave., N.W.
Washington, DC 20009
Phone: (202) 572-3280
Fax: (202) 234-6049
mpanfil@edf.org
jfinnigan@edf.org
Counsel for Petitioner EDF



Heather M. Langeland, Staff Attorney
Pa. Bar Id. No. 207387
200 First Street, Suite 200
Pittsburgh, PA 15222
Phone: 412-456-2901
Fax: 412-258-6685
langeland@pennfuture.org

Counsel for Petitioner PennFuture

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PENNSYLVANIA PUBLIC	:	
UTILITY COMMISSION,	:	
	:	
	:	Docket No. R-2014-2428742
v.	:	
	:	
	:	
WEST PENN POWER COMPANY	:	

CERTIFICATE OF SERVICE

I, Heather M. Langeland, do hereby certify that a true and accurate copy of the foregoing document was served on all parties of record this 6th day of October, 2014 by depositing a copy of the same in the United States mail, postage prepaid and addressed to:

Allison C. Kaster, Esq.
Carrie B. Wright, Esq.
Scott B. Granger, Esq.
Bureau of Investigation and Enforcement
Pa. Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105

Darryl A. Lawrence
Aron J. Beatty
Kristine Robinson
Brandon J. Pierce
Lauren M. Burge
Office of Consumer Advocate
555 Walnut Street 5th Floor, Forum Place
Harrisburg, PA 17101-1923

Thomas P. Gadsden, Esq.
Anthony DeCusatis, Esq.
Catherine G. Vasudevan, Esq.
Morgan, Lewis & Bockius LLP
1701 Market Street
Philadelphia, PA 19103-2921

Tori L. Giesler, Esq.
Lauren M. Lepkoski, Esq.
First Energy Service Company
2800 Pottsville Pike
P.O. Box 16001
Reading, PA 19612-6001

Daniel G. Asmus, Esq.
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101

Senator Timothy J. Solobay
Senate of Pennsylvania – 46th District
Senate Box 203046
Room 15-EW
The State Capitol
Harrisburg, PA 17120

Senator Pam Snyder
Senate of Pennsylvania – 50th District
Senate Box 203046
Room 15-EW
The State Capitol
Harrisburg, PA 17120-3046

Bradley A. Bingaman, Esq.
FirstEnergy
76 South Main Street
Akron, OH 44308-1890

Susan E. Bruce, Esq.
Vasiliki Karandikas, Esq.
Teresa K. Schmittberger, Esq.
Elizabeth P. Trinkle, Esq.
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA 17108-1166

Scott J. Rubin, Esq.
333 Oak Lane
Bloomsburg, PA 17815-2036

Karla Lamison

4238 Guitonville Rd.
Marienville, PA 16239

Joan E. Group
1040 Rosewood Drive
Altoona, PA 16601

Bruce R. Hilbert
Sara P. Hilbert
441 Orchard Road
Fleetwood, PA 19522

Paul N. Bombaci
5 Governours Place
York, PA 17402

James F. Mrozek
1199 Cleland Mill Road
New Castle, PA 16102


Heather M. Langeland