

COMMONWEALTH OF PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

ORIGINAL

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 :  
Pennsylvania Public Utility Commission : Docket Nos.  
vs. PPL Electric Utilities Corporation : R-00072155  
 Rate Increase : R-00072155C0001  
 : through  
 Public Input Hearing. : R-00072155C0017  
 :  
 ----- -x

Pages 72 through 122                      Hearing Room 2, Plaza Level  
    Commonwealth Keystone Building  
    Harrisburg, Pennsylvania

Wednesday, June 27, 2007

Met, pursuant to notice, at 7:00 p.m.

BEFORE:

SUSAN D. COLWELL, Administrative Law Judge

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IN EVIDENCE

Barbee-Dare

✓ No. 1 (prepared written testimony) 117 120

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FORM 2

P R O C E E D I N G S

1  
2 ADMINISTRATIVE LAW JUDGE SUSAN D. COLWELL: Good  
3 evening. My name is Susan Colwell. I am the Administrative  
4 Law Judge who is assigned to conduct this public input  
5 hearing, as well as to prepare a recommended decision for  
6 the Commission's review and approval.

7 As you know, the case before the Commission has to do  
8 with PPL's proposed rate increase of \$83.6 million. The  
9 effective date of the proposed new rates will be January 1,  
10 2008.

11 I will tell you what's happened so far in the case  
12 and how you can participate in this hearing. And after  
13 that, the lawyers who are sitting up here at the front, and  
14 Mr. Epstein, will get to make a short opening statement and  
15 explain the roles that they play in the case.

16 The court reporter that you see up here is going to  
17 transcribe everything that is said. So please remember, you  
18 cannot talk over another person.

19 Two people can't talk at once. He can only get one  
20 of you down. And if I'm talking, he'll take down what I  
21 say. So you might as well just wait your turn. You will  
22 get a turn. You can say whatever it is you like.

23 And also during this hearing, please turn off your  
24 cell phones, or set them to silent mode, so that we don't  
25 interrupt any witness or counsel who's speaking. And please

1 conduct any extraneous conversations outside this room.  
2 There's lots of room outside the door.

3 PPL has filed its proposed rate increase. They filed  
4 it on March 29, 2007. And it affects only its distribution  
5 rates.

6 Your electric bill has gotten a lot more complicated  
7 over the last ten years or so. While we used to see one  
8 amount, which represented all of the different parts of the  
9 service added up, now the utility companies are required to  
10 break the final bill down and show you how much each of the  
11 different components actually costs.

12 These components include distribution, which are the  
13 use of the facilities for billing, meter reading,  
14 maintenance, and the wires themselves; generation, which is  
15 the cost of the electricity; transmission, which is the  
16 charge for moving the electricity from the generation  
17 facility to the distribution lines of the company.

18 This case is limited to the cost the company can  
19 charge you for distribution. Which is the cost for  
20 delivering the electricity to your home or business.

21 On May 30, 2007, the Commission suspended the  
22 effective date of the rate request until January 1, 2008,  
23 and directed that an investigation and hearings be held.

24 The investigation will be mostly carried out by  
25 parties and the persons who have intervened or filed

1 complaints. And they include the Office of Consumer  
2 Advocate, which represents the interests of residential  
3 customers as a whole; the Office of Small Business Advocate,  
4 which represents the interests of small commercial and  
5 industrial customers; PPL Industrial Customers Alliance,  
6 which represents large consumption customers; the  
7 Commission's own Office of Trial Staff, which represents the  
8 public interest as a whole; the Commission on Economic  
9 Opportunity, which assists the low-income population of  
10 Luzerne County with rising utility costs through counseling,  
11 payment assistance, and energy conservation measures; an the  
12 Sustainable Energy Fund, which represents the promotion,  
13 research, and investment in clean and renewable energy  
14 technologies, energy conservation, energy efficiency; and  
15 Sustainable Energy Enterprises, which provide opportunities  
16 and benefits for PPL customers.

17 In addition, we have Mr. Eric Epstein, who is someone  
18 who likes to come to these hearings and bring his own unique  
19 perspective.

20 These are the parties themselves to the rate  
21 investigation.

22 At a prehearing conference on May 31, 2007, a  
23 schedule was set for hearings, discovery meetings and  
24 settlement meetings.

25 The parties have already held one informal discovery

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1 conference with the company, and there has been one  
2 settlement meeting.

3 Public input hearings were held on June 22 in  
4 Bethlehem and Allentown. We're here tonight in Harrisburg;  
5 and tomorrow we'll have them in Scranton and Wilkes-Barre.

6 The hearings to take the technical evidence will be  
7 held the week of August 13, right here in Harrisburg.

8 Before these hearings are held, the parties will  
9 submit their testimony in writing. And then at the hearings  
10 the witnesses who submitted testimony will be cross-  
11 examined.

12 The parties will file briefs on September 5, and  
13 September 17 they'll file reply briefs. My recommended  
14 decision on all the evidence and the legal arguments is due  
15 on October 21.

16 The parties will be able to file written exceptions  
17 if they do not agree with the recommended decision. And  
18 after that the Commission will evaluate the evidence, my  
19 recommendation, and the exceptions of the parties before  
20 they enter a final order, probably at their December 20,  
21 2007 public meeting.

22 The purpose of this public input hearing is to hear  
23 from you regarding the utility's existing and proposed rates  
24 and service.

25 The Commission's policy regarding public input

1 hearings gives you three options to participate. Number  
2 one, you may testify formally under oath or affirmation, and  
3 be subject to cross examination.

4 Now, when I say cross examination, that means that  
5 the people sitting at the table up here have the opportunity  
6 to ask you questions.

7 It's not going to be like you see on television,  
8 though. Nobody is looking to discredit you. If they ask  
9 any questions at all, which would be rare, they would be  
10 very simple, gentle questions; and that's all they'll be  
11 allowed to ask. So don't worry about anybody attacking you  
12 for what you say.

13 Number two, you may make an unsworn or unaffirmed  
14 statement. It will be off the record and not subject to  
15 cross examination. The court reporter will not transcribe  
16 your statement, and I will not consider it in my recommended  
17 decision.

18 Or, number three, you may provide information to the  
19 Commission's Law Bureau Prosecutory Staff, the Consumer  
20 Advocate or the Small Business Advocate for their possible  
21 use at the hearings in Harrisburg, or at their discretion.

22 I encourage you to testify under oath so that I and  
23 the Commission can use your testimony to the extent it meets  
24 the rules of evidence.

25 I ask that you please keep your remarks concise and

1 to the point. It's okay to say, I agree with what the  
2 person in front of me said, instead of repeating everything  
3 verbatim.

4 However, I will give you an opportunity to say  
5 whatever it is you like. If you want to testify, I hope you  
6 have signed the sheet.

7 Do I have the names of everyone who wants to testify?  
8 Is there somebody else? Okay.

9 I know that some of our offices here, OCA in  
10 particular, has some materials to take back there. The  
11 Commission's own Office of Communications has a sheet which  
12 explains the process.

13 And I believe that the utility also has people here  
14 who can discuss individual service problems with you, if you  
15 have any.

16 Before we begin with the opening statements, there  
17 are a few points I'd like to make. First, if you are  
18 reading from a prepared statement, and you have an extra  
19 copy of the statement with you, please give it to the court  
20 reporter before you begin to read. This will make it a lot  
21 easier for him to record what you are saying, and a lot  
22 easier to refer to later.

23 Second, this is a legal hearing. Everyone who  
24 testifies is a member of the public and has the right to  
25 give testimony, free from interruptions, comments from

1 others, or any kind of heckling. So I ask that you please  
2 be polite.

3 I ask that you limit your remarks to the subject of  
4 this case. If you have any questions, you can talk to the  
5 attorneys after the hearing. If you have other concerns,  
6 you can call the Commission's Bureau of Consumer Services or  
7 the Office of Consumer Advocate.

8 When it is your turn to speak, I will ask you your  
9 name, your address and your place of employment. This  
10 information is required by law and is necessary for your  
11 testimony to be considered in the proceeding.

12 Now I will as counsel for the different parties to  
13 introduce themselves and tell you about what their role is  
14 in the rate case.

15 Mr. Russell, would you start, please?

16 MR. RUSSELL: Thank you, Your Honor. I'm not quite  
17 sure which way to face, the way this room is set up, so I'm  
18 going to try to talk both to you and to the people in the  
19 room.

20 My name is Paul Russell. I'm one of the in-house  
21 lawyers with PPL, one of the lawyers representing the  
22 company in this case.

23 At the outset I'd like to thank everyone for coming  
24 tonight. Public input hearings are a very valuable part of  
25 the Commission's rate-making progress. And they can provide

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1 very useful insights on customer perspectives in rate cases.

2 Your testimony tonight will be carefully reviewed by  
3 people at the company, by representatives of the other  
4 parties to the case, by the Judge, and ultimately by the  
5 Commission. And for that reason I encourage you to testify  
6 this evening.

7 The purpose of tonight's hearing is to get your  
8 thoughts. So I want to be very, very brief in summarizing  
9 the company's filing.

10 We're asking the Commission for permission to  
11 increase our distribution rates by \$83.6 million. Any rate  
12 change allowed by the Commission would not occur before  
13 January 1, 2008.

14 Our filing also includes a number of proposed  
15 initiatives to assist our customers and the communities we  
16 serve. Three of those are a new energy and demand side  
17 management programs.

18 Secondly is expanding universal service programs for  
19 low-income customers. And the third is a sustainable  
20 development program for local communities.

21 If you're interested in the details of any of these  
22 proposals, or more details on our case, you can view the  
23 entire filing on-line at [www.pplelectric.com](http://www.pplelectric.com).

24 In conclusion, I'd like to mention one housekeeping  
25 matter. As the Administrative Law Judge indicated, we have

1 one of our other employees with us, Jim Nolton. He's in the  
2 back. If you have any questions about service or rates, or  
3 anything related to PPL Electric, you can see Jim or myself  
4 during a break or at the end of the hearings.

5 With that, again, I want to thank you for attending  
6 tonight.

7 Thank you, Your Honor.

8 JUDGE COLWELL: Mr. Mickens.

9 MR. MICKENS: Good evening. My name is  
10 Kenneth Mickens. I'm a senior prosecutor with the  
11 Commission's Office of Trial Staff.

12 My office, the Office of Trial Staff, is charged with  
13 prosecuting utility rate cases in the public interest. And  
14 what that means is we have to consider both the interests of  
15 the company and the ratepayers.

16 With me working on this case are accountants and  
17 engineers. And we've been examining the company's filing  
18 for a couple months at this point.

19 We also are preparing testimony that we're going to  
20 file next month concerning various issues that we have  
21 identified in this proceeding.

22 But we're here tonight to hear from you, the  
23 ratepayer. We want to hear what you have to say about this  
24 rate increase request.

25 Now, you have a couple of options in terms of making

1 a statement tonight. And I would urge that you testify on  
2 the record.

3 You need to testify on the record and be sworn by the  
4 Administrative Law Judge, because then your testimony will  
5 be available to used by all of the parties, the  
6 Administrative Law Judge, and ultimately the Commission in  
7 making their final environment in this proceeding.

8 If you have any questions concerning my office, I'll  
9 be happy to talk to you further about that at a break or at  
10 the conclusion of this hearing.

11 Again, thank you for coming.

12 JUDGE COLWELL: Mr. Epstein.

13 MR. EPSTEIN: Is it okay if I sit?

14 JUDGE COLWELL: It's okay with me. As long as  
15 everyone can hear you.

16 MR. EPSTEIN: Yes. And I'm not turning my back on  
17 you, I'm just --

18 JUDGE COLWELL: That's all right. I can hear you  
19 fine.

20 MR. EPSTEIN: My name's Eric Epstein. Most of you  
21 know me as chairman of Three-Mile Island Alert. But I'm  
22 intervening in this hearing pro se, which means essentially  
23 advocating for myself. Although it's very difficult, I  
24 know, to divide me from the organization.

25 I've been testifying or litigating PPL rate increases

1 since 1984. So it's been a long time. And I appreciate you  
2 coming out tonight, because it's hard coming out on a week  
3 night when it may be raining.

4 What I would suggest, and I have some talking points  
5 over there, is asking some questions and taking advantage of  
6 the fact that PPL has people here.

7 The reality is the rates are going to go up, and  
8 they're going to continue to go up. And we need to find a  
9 way that folks can adapt to the increase in cost of electric  
10 service.

11 In particular, I think people need to be educated on  
12 what Chapter 14 is, what the shutoff policies are, how you  
13 can get hooked up again should that occur.

14 You need to be aware of what the timing is for future  
15 rate increases. If this one goes through, there's going to  
16 be a series of rate increases.

17 Of particular concern to me is how this is going to  
18 impact low-income, fixed-income, senior citizens, and for  
19 the first time, middle-income.

20 It's very difficult to pay electric bills as they  
21 are. And rather than view PPL as the enemy, I want you to  
22 consider viewing PPL as perhaps a partner.

23 I would suggest that you meet with the company,  
24 invite them into your community, and devise strategies  
25 that's going to allow you as an individual or a family to

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1 drive down the costs of your monthly electric bill.

2 Now, as Paul pointed out, there's some programs that  
3 are going to be introduced. They haven't been approved; we  
4 don't know what the funding level is.

5 But I think it would be really important that you  
6 meet with somebody like myself, or the Consumer Advocate, or  
7 Ken or Paul so you're aware of what the programs are that  
8 they're going to introduce.

9 Also I'd like to give PPL some credit for the  
10 elimination of its restriction on subsidized housing  
11 participation for on-track programming. Everybody is  
12 eligible, and should be eligible.

13 And finally, one of the things I'd like people to  
14 think long and hard about is the impact this will have on  
15 senior citizens living on a fixed income.

16 This is the third oldest state. Our fastest growing  
17 population is octogenarians. So we have an emerging at-risk  
18 population.

19 Thank you.

20 JUDGE COLWELL: Mr. Beatty.

21 MR. BEATTY: Good evening. My name is Aron Beatty.  
22 I'm an attorney for the Pennsylvania Office of Consumer  
23 Advocate.

24 Our office represents the interests of utility  
25 consumers, residential consumers in particular, in matters

1 before the Public Utility Commission and the courts.

2 Our office has filed a complaint against the  
3 company's filing for a rate increase in order to help ensure  
4 that any rate increase that may be awarded is reasonable and  
5 fully supported.

6 To help us in this effort we've hired expert  
7 witnesses in the utility field to analyze the company's  
8 case. And we also are preparing testimony that we'll be  
9 filing next month.

10 The purpose of this evening's hearing is to hear from  
11 members of the public. We want to hear your opinions and  
12 your concerns.

13 I also would encourage you to testify on the record  
14 so the parties can use your testimony as part of their legal  
15 case in this proceeding.

16 If you have any questions regarding our office's  
17 involvement in this case, or any other utility matter, I'd  
18 be happy to speak with you at the conclusion of this  
19 evening's hearing. I look forward to hearing from you.

20 Thank you for coming out this evening. Thank you.

21 JUDGE COLWELL: And Mr. Gray.

22 MR. GRAY: Thank you, Your Honor.

23 Good evening. My name's Steve Gray. I'm with the  
24 Office of Small Business Advocate. As Her Honor said, we  
25 represent the interests of small commercial and industrial

1 customers in PPL's service territory, and across the  
2 commonwealth as well.

3 If by chance you are a small business customer of PPL  
4 here tonight, I'd very much appreciate it if you would  
5 testify on the record. It's useful to my office, it's  
6 useful to Your Honor, and it's also useful to the  
7 Commission. And thank you for coming.

8 Thank you, Your Honor.

9 JUDGE COLWELL: Thank you.

10 All right. Let's go down our list then.

11 Mr. Epstein, I assume that you said what you wanted  
12 to, and we'll go on to the next person.

13 Mr. Charles. Would you be comfortable coming up to  
14 the witness chair, sir?

15 Would you agree to be sworn?

16 MR. CHARLES: Sure.

17 JUDGE COLWELL: Would you raise your right hand,  
18 please?

19 **Whereupon,**

20 **FRED CHARLES**

21 **having been duly sworn, testified as follows:**

22 **DIRECT TESTIMONY**

23 JUDGE COLWELL: Could you give us your address,  
24 please?

25 THE WITNESS: 7220 Huntington Street, Harrisburg,

1 Pennsylvania.

2 JUDGE COLWELL: Are you employed, sir?

3 THE WITNESS: I'm retired.

4 JUDGE COLWELL: From where, sir?

5 THE WITNESS: I was a sports editor at a newspaper in  
6 Pennsylvania.

7 JUDGE COLWELL: Okay. What is it that you'd like to  
8 tell us?

9 THE WITNESS: Well, I think that PPL does not need to  
10 raise their rates. They have plenty of money coming in from  
11 outside utility companies anyway who want to use, or try to  
12 give lower electric rates in Pennsylvania.

13 However, once they tried to do that, they realized  
14 they have to pay PPL's access fees, they have to pay for the  
15 use of PPL telephone poles, etcetera, etcetera. And PPL  
16 charges them a hefty rate.

17 I know this because I've tried to get an electric  
18 company from Texas to come in to my home. And they said we  
19 couldn't do it because the rates we have to pay PPL, we'd be  
20 charging you more than what PPL would charge you.

21 Now, correct me if I'm wrong, but that all but  
22 implies that PPL has a monopoly. And I thought monopolies  
23 were illegal.

24 My wife and I are senior citizens. We are on fixed  
25 incomes. And I think that PPL seems to have all the money

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1 there is, and they don't need anymore.

2 JUDGE COLWELL: Anything else, sir?

3 THE WITNESS: No.

4 JUDGE COLWELL: Does any counsel have any questions  
5 for Mr. Charles?

6 MR. RUSSELL: No, Your Honor.

7 MR. MICKENS: No.

8 JUDGE COLWELL: Thank you very much, sir.

9 (Witness excused.)

10 JUDGE COLWELL: Linda Thompson, would you step  
11 forward, please?

12 Will you agree to be sworn, ma'am?

13 MS. THOMPSON: Yes.

14 JUDGE COLWELL: Thank you.

15 **Whereupon,**

16 **LINDA THOMPSON**

17 **having been duly sworn, testified as follows:**

18 **DIRECT TESTIMONY**

19 JUDGE COLWELL: Would you state your name for the  
20 record, please?

21 THE WITNESS: It's Linda Thompson.

22 JUDGE COLWELL: May I have your address?

23 THE WITNESS: I live at 660 Boas Street, in  
24 Harrisburg.

25 JUDGE COLWELL: Are you employed, ma'am?

1 THE WITNESS: Yes, I am.

2 JUDGE COLWELL: Can you tell me by whom?

3 THE WITNESS: I wear multiple hats. Starting with  
4 the Love Ship, Inc. is a non-profit organization, of which  
5 I'm the founder, president and CEO of. And also I'm a  
6 Harrisburg city councilwoman.

7 JUDGE COLWELL: Well, thank you for coming out  
8 tonight. And please go ahead and tell us what you want us  
9 to know.

10 THE WITNESS: First of all, good evening to this  
11 august panel of men. Particularly Atty. Mickens, who's  
12 certainly one of our members our church. Good to see you  
13 here tonight; to Eric Epstein, always on the front line; and  
14 to you, Your Honor.

15 I appreciate the opportunity to be here tonight and  
16 you holding this most important public hearing.

17 Many of you may recognize me, because I stay on TV a  
18 lot, advocating for my constituent base. And I'm here  
19 tonight to do that once again.

20 And I think I come with a great deal of authority,  
21 because I wear many hats. As I noted to you, I'm not only  
22 the president and CEO of a non-profit organization in  
23 Harrisburg that primarily focuses on addressing the unmet  
24 needs of some of the most impoverished populations in  
25 Harrisburg, but I also am a mother, I am a renter, I am a

1 homeowner, and I also run a small business.

2 And so this rate increase affects not only me  
3 personally, but also, under my professional hat, both the  
4 constituent base that I serve in Harrisburg. And that's why  
5 I'm here tonight, to be a voice for that voice's population.

6 As I noted, my name is Linda Thompson, and I'm an  
7 elected official for Harrisburg city. And I'm here tonight  
8 on behalf of the constituents in my city, and I am speaking  
9 against PPL's proposed 6.8 rate increase for residential  
10 customers.

11 You need to understand that these residents in my  
12 community are 67 percent of minority. And the average  
13 household income is only \$31,000 annually.

14 The negative impact this increase will have on my  
15 constituents, most of whom are lower-income families, is  
16 unconscionable.

17 Most dramatically, a full 25 percent of these  
18 households are living below the poverty level. Passing this  
19 increase on to working poor, and even the middle class,  
20 working middle class, those already over-burdened with  
21 rising taxes and escalating food costs, should not be  
22 allowed, Your Honor.

23 PPL should be, if I may say, embarrassed to even  
24 request this increase when it is posted on their website of  
25 having a record profit of \$860 million in 2006, and is

1 trying to squeeze more money out of the population that can  
2 afford it the least. And I say shame on you, PPL.

3 And I'm asking Your Honor, I'm appealing to your high  
4 conscience and your colleagues' high conscience that you  
5 would not allow PPL to do this.

6 Now, I've been an advocate of PPL over the years,  
7 because when we first was able to pass legislation to go  
8 about the electric choice, my organization, under Love Ship,  
9 Inc., was very instrumental, and receiving contracts to help  
10 PPL promote the electric choice.

11 And PPL took on that leadership responsibility and  
12 promoted that whole marketing tool on behalf of all of the  
13 energy companies in and around this region.

14 And my hats went off to them, because they had to  
15 market it on behalf of all the other competitors. And so  
16 they have done some great things.

17 But more needs to be done, because I don't see enough  
18 of the philanthropy work of PPL in some of the most  
19 disenfranchised neighborhoods.

20 I can work neighborhoods, and I can see every other  
21 house is full of abandonment and blight. And I have seen no  
22 big fanfare or any banner where PPL waves where they've gone  
23 in and cleaned up entire neighborhoods.

24 Now, they have concentrated philanthropy work. And I  
25 take issue with that, because Harrisburg is not just

1 isolated to the Allison Hill section of town. I do know  
2 they give quite a number of dollars to another nonprofit  
3 organization. But more needs to be done.

4 And so came to appeal to the high moral conscience of  
5 the PPL executives, its attorneys and lobbyists, and note  
6 that this is a war being launched upon the working poor and  
7 the working class.

8 And it certainly has a -- this particular proposed  
9 rate increase before us tonight, request, will have  
10 crippling and severe hardships on both of these populations,  
11 and the effects of my constituents' purchasing power.

12 And I speak to the purchasing power of those  
13 individuals who are mandated to pay water bills, mandated to  
14 pay property taxes, to pay for police officers on the  
15 streets; mandated to pay for property taxes.

16 This increase will certainly have an impact on that  
17 purchasing power, which is to address their basic human  
18 needs such as food and clothing.

19 And so while I look at your website and you boast  
20 that you made \$860 million in 2006, I say take that  
21 particular need for your increase out of that gross profit  
22 that you made in 2006.

23 And take that \$860 million that you grossed in 2006  
24 of profit and put it toward putting more money back into  
25 those disenfranchised neighborhoods.

1           And then will I stand on the sideline with you and  
2 champion your cause, going forward in the future, if there  
3 was a drastic need to rate increases.

4           But I'm also alarmed, and find this unconscionable,  
5 because I face a serious decision on city council, where  
6 we've had a group of men, including the mayor, who have made  
7 gross mistakes in deciding to give \$80 million of our money  
8 to a company without having a performance bond, who left out  
9 of here and raped and robbed us.

10           And now they allow them to borrow another 35 million,  
11 of which they walked away from a loan, and they want the  
12 City of Harrisburg to take that loss on this company that  
13 basically is somewhere else causing another state and  
14 country misery.

15           And we can't sue them. If we do, we'll be tied up in  
16 the court for so long that we'll spend more money suing them  
17 than we will collecting them.

18           And right now, the only dedicated payment plan that  
19 they have for the existing 229 million debt that they left  
20 on this incinerator, and the 105 more additional million  
21 dollars that they need to replace and repair the work that  
22 wasn't done, taking that facility up to \$330 million, and  
23 carrying it over so many years where it will cost us \$600  
24 million and counting. And we'll never be able to pay for a  
25 facility that will end up being obsolete in 25 years.

1           And where I'm going with this story is the fact that  
2 the only dedicated payment plan that they have before us  
3 today is to burden the taxpayers once again.

4           This Harrisburg Authority's an independent  
5 government, and it is now asking the mayor to bail them out  
6 again. And this particular authority has been the mayor's  
7 purse string and independent bank, where he has used it to  
8 pull out millions of dollars to buy artifacts.

9           And the way they want to basically carry themselves  
10 forward after all the mistakes they've made is to come up  
11 with a payment plan, a dedicated payment plan, by hitting  
12 the taxpayers in the City of Harrisburg.

13           There's no more money to be gotten from this  
14 impoverished population. They are on fixed incomes. And  
15 again, this is a war on the working poor and the working  
16 middle class.

17           And PPL, I am ashamed that you have joined in that  
18 war that is being launched on this particular population.  
19 I'm ashamed because now the Harrisburg Authority, because of  
20 their gross negligence and mistakes are now having a  
21 dedicated payment plan of asking us, that is the city  
22 council, to increase water rates, to increase disposal of  
23 trash rates, to increase sewerage rates.

24           There's multiple line items in our water bill, and  
25 they've taxed us every way they could.

1           And equally important, the mayor presides over the  
2 Harrisburg School District, and that particular population  
3 is now going to ask for, and actually has been recently  
4 granted a property tax increase.

5           The disposable trash rate increase is coming up and  
6 going into effect September of this year. And it will be a  
7 33-percent increase.

8           And you tell me, on top of PPL's request, on top of  
9 the fact that the mayor raised water rates twice in 2006;  
10 and then prior to that, the year before, he raised the trash  
11 disposal rates. And now here again he just raised the city  
12 property taxes in the school district taxes.

13           Where are the taxpayers going to get any more money  
14 to pay you, PPL? I'll tell you right now, the City of  
15 Harrisburg doesn't have \$860 million profit in their coffer.  
16 In fact, they're getting ready to get into a bankruptcy  
17 coffer.

18           And so I'm appealing to your high moral conscience  
19 and ask you to remove your request from the table and find  
20 another way to get your increase for whatever purposes you  
21 need this increase for.

22           Those are my comments, and I'm prepared to answer any  
23 questions from the dais here.

24           JUDGE COLWELL: Thank you very much.

25           Are there any questions for the councilwoman?

1 MR. RUSSELL: No, Your Honor.

2 MR. MICKENS: No questions, Your Honor.

3 MR. BEATTY: No questions, Your Honor.

4 MR. GRAY: No questions, Your Honor.

5 JUDGE COLWELL: I believe you were very clear, ma'am.

6 And I thank you very much.

7 THE WITNESS: Thank you, Your Honor.

8 (Witness excused.)

9 JUDGE COLWELL: Mr. Graham.

10 Will you agree to be sworn, sir?

11 MR. GRAHAM: Yes, ma'am.

12 JUDGE COLWELL: Would you raise your right hand,  
13 please?

14 **Whereupon,**

15 **DANIEL D. GRAHAM**

16 **having been duly sworn, testified as follows:**

17 **DIRECT TESTIMONY**

18 JUDGE COLWELL: Would you please state your name for  
19 the record?

20 THE WITNESS: Yes. My name is Daniel D. Graham. I  
21 live at 217 North Second Street here in Harrisburg, PA.

22 JUDGE COLWELL: Could you spell your last name for  
23 the court reporter?

24 THE WITNESS: Graham. First name is Daniel, middle  
25 initial is D, and the last name is Graham. That's G-R-A-

1 H-A-M.

2 JUDGE COLWELL: Thank you. Are you employed, sir?

3 THE WITNESS: Not right now. Just doing odd jobs.

4 But I was employed for many years in manufacturing,  
5 production work. My last regular full time job was  
6 Industrial Harness, which was in Lemoyne until October 2001.  
7 And then last year I worked for SHS Staffing at Excel  
8 Warehouse.

9 JUDGE COLWELL: Thank you.

10 THE WITNESS: And other companies previous.

11 JUDGE COLWELL: Go ahead and tell us what you'd like  
12 us to hear.

13 THE WITNESS: Okay. Your Honor, ladies and gentlemen  
14 in the audience, I am opposed to PPL Electric Utilities  
15 Company's proposed rate increase.

16 I am also opposed to the previous rate increases  
17 which they received starting. January 1, 2005, PPL got a  
18 6.3-percent -- am I correct on that? 6.3 percent rate  
19 increase.

20 Then on January 1, 2006, the PPL Company got another,  
21 I believe it was 8.3 percent rate increase. Now, as you  
22 know, in March of this year PPL Company is asking for  
23 another rate increase.

24 Oh, no. No way. Ladies and gentlemen, we must --  
25 this is inflationary, and these rate increases are

1 inflationary, and these rate increases just open up the  
2 floodgates for other utilities and other businesses to raise  
3 their prices.

4 Next thing you know we're paying more for almost  
5 everything we buy. And this inflation cycle is robbing you  
6 and me, each one of us.

7 And previous, in the ten years previous to 2005, as  
8 you know, the PPL Electric Utilities Company went ten years  
9 without a rate increase. And evidently they were doing just  
10 fine.

11 And I am convinced that PPL Electric Utilities, if  
12 they manage their budgets right, and keep their internal  
13 costs under control, the PPL Electric Utilities Company can  
14 go at least another ten years or more without a rate  
15 increase.

16 These rate increases are unreasonable. They are not  
17 justified; they are not in the public interest.

18 I have here my own electric bill from March.  
19 Previous to March I got energy assistance from the LIHEAP  
20 energy assistance program, which paid my electric bills for  
21 December, January and February. Which is good.

22 Then my bill in March came to \$117.62. Now, I know  
23 we had a lot of cold weather, and I use more heat. But  
24 still, had it not been for those rate increases which PPL  
25 got, I know my electric bill would have been lower. I

1 figure should not have been more than \$90, or \$95 at the  
2 most.

3 Friends, let's face it. These PPL rate increases are  
4 a rip-off. They are a rip-off to you and me. They are  
5 inflationary, and we need to stop inflation starting right  
6 here and now.

7 I also had my April bill, \$98.74. Which I paid part  
8 of that. Paid \$70 of that. Then my May bill was \$71.18.

9 Well, by the grace of God I was able to pay all of  
10 that up and have that all cleared up by June. And now my  
11 June bill was down to almost rock bottom; \$14.64.

12 But that's because I have no air conditioning. Of  
13 course, I don't use heat now. We have the warm weather, and  
14 no air conditioning. I don't want me electric bills to go  
15 high in the summer, so I don't use air conditioning. I  
16 don't need it.

17 But again, these high bills in the wintertime, the  
18 cold weather and the extra heat notwithstanding, those high  
19 electric bills in the winter are a rip-off.

20 And as I say, friends, we need to stop this inflation  
21 right here and now. An therefore, Your Honor, ladies and  
22 gentlemen in the audience, I am asking the Pennsylvania  
23 Public Utility Commission to do the Christian thing and show  
24 respect for us customers, residential customers and business  
25 customers.



1 Good evening, ma'am. Would you agree to be sworn?

2 MS. JACKSON: Yes.

3 JUDGE COLWELL: Would you raise your right hand,  
4 please?

5 **Whereupon,**

6 **YVONNE D. JACKSON**

7 **having been duly sworn, testified as follows:**

8 **DIRECT TESTIMONY**

9 JUDGE COLWELL: Would you please state your name and  
10 spell it for the record?

11 THE WITNESS: Hi. My name is Yvonne D. Jackson.

12 JUDGE COLWELL: That's J-A-C-K-S-O-N?

13 THE WITNESS: Uh-huh. Y-V-O-N-N-E, D. Jackson.

14 JUDGE COLWELL: Where do you live, ma'am?

15 THE WITNESS: 1252 Derry Street. D-E-R-R-Y Street.

16 JUDGE COLWELL: Are you employed?

17 THE WITNESS: No, I'm on public assistance, and I'm  
18 under the doctor's care.

19 JUDGE COLWELL: Go ahead and tell us what you want us  
20 to know.

21 THE WITNESS: I am a person that lives on the Allison  
22 Hill part of Harrisburg. And with me being on low income,  
23 I'm not really able to pay you all's light bill. It's too  
24 much. It is really too much.

25 And you know what? If I hadn't have heard from an

FORM 2

1 organization, I wouldn't have knew about this meeting  
2 tonight. And I'm pretty sure that there's other people in  
3 the city, African-American as well as whites, don't even  
4 know about this meeting. I called people, and they didn't  
5 even know about this meeting.

6 JUDGE COLWELL: What do you think we could do to make  
7 it easier for people to know?

8 THE WITNESS: There's the Touch radio station,  
9 there's Toby Young, there's Nate Gaston early in the  
10 morning. You have to educate these people, because they  
11 don't know about this rate hike.

12 This is too much. There are days, there are months  
13 where I -- my bill is real high. And it's like, okay, what  
14 do I pay this month? Do I pay PPL, do I pay gas, do I pay  
15 --- oh, I got to pay the light bill.

16 You know, I can't afford it. And these programs,  
17 it's going to get to be you all going to keep going up and  
18 up, and these programs not going to be bothered with us.  
19 You know?

20 You know, they're already helping us, you know. And  
21 they helping us, but you all going up, you all going up, you  
22 all going up. I can't pay it. Not living off of \$105 every  
23 two weeks.

24 And it's not enough out here. You all not telling  
25 the people about this rate hike. And I'm pretty sure a lot

FORM 2

1 more people would have been here today beating down these  
2 doors had you told them. I found out by accident.

3 And if I got sued, I can't go ask this Judge here to  
4 pay my bill, to pay -- if somebody sued me, I can't ask  
5 somebody to pay that.

6 So, no, we don't need no more rate hike. No. No.  
7 You got low-income people out here, you got Allison Hill;  
8 you got all these people out here. No, it's too much. And  
9 I can't hang. You know, high taxes and everything; no, I  
10 can't deal with it.

11 It's like the Grinch that stole Christmas. You going  
12 to take everything. And I hope you all document this, and  
13 you all got to do better than this than, you know,  
14 advertising.

15 I'm done. I'm disgusted. No, I don't want no rate  
16 hike. And that's what I'm talking for everybody else that  
17 don't know about it.

18 JUDGE COLWELL: Well, I apologize for that. We do  
19 require that this be advertised for two consecutive weeks  
20 before it's held. We do require that. So it should have  
21 been done.

22 I assume it was done?

23 MR. RUSSELL: Yes, Your Honor.

24 JUDGE COLWELL: In the Harrisburg paper?

25 MR. RUSSELL: Yes.

1 JUDGE COLWELL: Other than that --

2 THE WITNESS: How come it wasn't on the radio or TV?

3 JUDGE COLWELL: There's only so much that we can do.

4 THE WITNESS: I understand.

5 JUDGE COLWELL: Plus, also, remember that we're a  
6 state organization.

7 THE WITNESS: I understand.

8 JUDGE COLWELL: Our money actually comes from a  
9 special utility fund, but ultimately it comes from people.

10 THE WITNESS: Well, I can't take the rate hike  
11 anymore. I can't take it. It's too high.

12 JUDGE COLWELL: Does anyone have any questions for  
13 Ms. Jackson?

14 MR. RUSSELL: No, Your Honor.

15 JUDGE COLWELL: Well, thank you very much for coming  
16 out.

17 THE WITNESS: Thank you.

18 **(Witness excused.)**

19 JUDGE COLWELL: All right. I'm afraid I'm going to  
20 harm the next name. It's L-E-I-E-N --

21 MS. LEIENDECKER: D-E-C-K-E-R.

22 JUDGE COLWELL: Could you please come up?

23 Will you agree to be sworn, ma'am?

24 MS. LEIENDECKER: Yes.

25

1 Whereupon,

2 PAT LEIENDECKER

3 having been duly sworn, testified as follows:

4 DIRECT TESTIMONY

5 JUDGE COLWELL: Please state your name and spell it  
6 for the court reporter.

7 THE WITNESS: It's Pat Leiendecker. That's spelled  
8 L-E-I-E-N-D-E-C-K-E-R.

9 JUDGE COLWELL: Thank you. Can we have your address?

10 THE WITNESS: 660 Boas Street, Harrisburg.

11 JUDGE COLWELL: Are you employed, ma'am?

12 THE WITNESS: Yes, by the Commonwealth of  
13 Pennsylvania.

14 JUDGE COLWELL: Go ahead and tell us what you want us  
15 to know.

16 THE WITNESS: Generally, I'm really confused.

17 JUDGE COLWELL: Okay.

18 THE WITNESS: And I guess that's what -- and I  
19 thought this was going to -- I wasn't expecting to testify  
20 at all tonight. This is my first time at this type of  
21 meeting.

22 JUDGE COLWELL: You can ask questions too.

23 THE WITNESS: You know, public; you know, I thought  
24 it would be more, I guess, informational type thing.

25 But really, I don't understand the rate hike. I

1 understand more that I came. Reading about the -- I know  
2 more about when that rate cap expires the end of 2009, you  
3 know, and there's been information out on what you might  
4 expect then. So I wasn't really expecting this type of a  
5 rate hike now based on that.

6 And then since I read about this, then there was talk  
7 about the residential people weren't paying enough, so  
8 they're going to get charged more.

9 And I didn't hear tonight an explanation of how this  
10 rate hike is broken down, if this is part of that or if  
11 that's a next step, you know. So I'm confused on that.

12 And then the same issue at the local paper that I had  
13 the notice of the meeting tonight, there was a thing about  
14 the state possibly starting a surcharge on electric bills to  
15 support a program to encourage alternative energy production  
16 in Pennsylvania.

17 So that means we're going to be paying more, you  
18 know, if it works out, and if it's passed, then we're paying  
19 more for our electric bill, then we're going to also be  
20 paying a surcharge.

21 And no information either on the surcharge, but  
22 that's beyond the scope of this meeting.

23 And then hearing tonight that if this is passed, that  
24 it's the first in a step of additional increases. That's  
25 scary too.

1           So I just feel like there needs to be more  
2 information put out. And hopefully just not on a website,  
3 because I don't have internet at home. And there's a lot of  
4 people in this world that don't have internet at home.

5           And a lot of organizations are really passing  
6 everything on to the internet, you know. And you even hear  
7 it on the news; go see this internet website.

8           I mean it doesn't -- I don't think that it would take  
9 a whole lot of money to put out something that helps to  
10 explain the break-out, and, you know, like some of the  
11 questions that I came up with tonight just sitting here.

12           So I really don't, I don't understand the need for  
13 the rate hike. I haven't seen a justification for it, and  
14 what is it that PPL is going for.

15           I was an auditor for 17 years, so I know what's -- my  
16 questions would be about their admin costs, how great are  
17 their admin costs and is there anything they can do to help  
18 control their admin costs before they pass it on to, their  
19 operating costs, on to the consumers. Because their admin  
20 costs, to me, that's an internal matter, internal affair,  
21 and they should be cleaning that up first.

22           And then, of course, as I was saying, I just think  
23 you need to spend a little time explaining things better in  
24 the press, or somehow that we can understand it.

25           JUDGE COLWELL: That's a fair statement. And I think

1 that I will ask Mr. Russell to explain to you right now the  
2 different cases that are going on that are going to result  
3 eventually in certain rate increases.

4 Mr. Russell?

5 MR. RUSSELL: Thank you, Your Honor.

6 Let me do the best I can. There are really three  
7 cases that I think you referenced in your testimony. The  
8 first one is what we're calling the remand case.

9 It started back in 2004 when we filed our last rate  
10 increase with the Commission. And the Commission approved  
11 part of that rate increase, and those rates went into effect  
12 in 2005.

13 Several parties in that case appealed the  
14 Commission's order to commonwealth court. And the  
15 commonwealth court reversed part of the Commission's order.

16 And what the commonwealth court said, among other  
17 things, was that the Commission approved an incorrect  
18 approach to distributing the increase among the customer  
19 classes; basically that residential customers were not  
20 paying enough, weren't paying their fair share of the  
21 increase, and commercial and industrial customers were  
22 paying too much.

23 Both the Commission and PPL asked the supreme court  
24 to review the commonwealth court's decision. The supreme  
25 court refused to review it.

1           So what happened then is, the case went back to the  
2 Commission. And the Commission had to open a proceeding to  
3 see how the increase could be reallocated among the  
4 customers to satisfy the court's opinion.

5           And what you've read about recently in the paper is  
6 that the parties in that, again, what we call the remand  
7 case, were able to reach a settlement where we agreed among  
8 ourselves -- and it was a unanimous settlement of all  
9 parties.

10           I guess I'd better be a little careful in advocating  
11 that, because it's pending before Judge Colwell for  
12 approval.

13           But in that settlement, the parties agreed to a  
14 redistribution of the 2004-2005 rate increase in a way that  
15 we think complies with the commonwealth court decision.

16           That's pending before Judge Colwell. She will issue  
17 a recommended decision on that in the relatively near  
18 future, and then that will be reviewed by the Commission.

19           If that is ultimately approved, it will not increase  
20 total rates charged by PPL, but will change the proportion  
21 of current rates that are paid by residential customers.  
22 They'll increase somewhat. And the portion of the current  
23 rates paid by commercial and industrial will decrease.

24           That's number one. The second case is the one we're  
25 here for tonight where PPL has asked for permission to

FORM 2

1 increase its distribution rates by about \$83.6 million.  
2 We're asking that that become effective January 1, 2008.

3 And included in that, or reflected in that, is some  
4 of the reallocation of the revenues that's required by the  
5 remand case.

6 So when we filed this case, we knew about the remand  
7 case. And part of what we did, or part of what we proposed  
8 in this case is to reallocate the revenues.

9 The third, I guess, item -- it's not a case -- is the  
10 expected increase in rates that will happen when our  
11 generation rate cap expires at the end of 2009.

12 And what we've seen with other utilities in  
13 Pennsylvania and elsewhere is when the caps come off, the  
14 utilities then have to go to the market to buy electricity  
15 for customers who aren't shopping with an alternative  
16 supplier, with a competitive supplier.

17 And the market rates, the market cost for that energy  
18 has just been much higher than the cap rates. Which, in a  
19 way, you would expect, because the generation rates have  
20 been capped for over a decade. And during that ten years, a  
21 lot of costs have gone up. The cost of fuel; cost of  
22 everything, frankly.

23 And so as those caps come off and we have to go to  
24 market for that energy, we expect our rates to go up.

25 That won't happen in PPL's case until January 1,

1 2010. And what we propose to do to try to address that  
2 problem, and the Commission has approved our request, is to  
3 start buying electricity actually next month for delivery in  
4 2010, with the hope that we can find good bargains in the  
5 market.

6 If the prices are going up and we can buy some energy  
7 early, we can buy it before the prices run up. If the  
8 prices are spiking up and down, we're hoping we can go to  
9 the market and miss those spikes.

10 And what we're doing, what the Commission has  
11 permitted us to do, is to go to the market this month --  
12 actually, July; again in October of '07, and then March and  
13 October of '08 and '09, for a total of six solicitations to  
14 try to buy that power that we're going to need beginning  
15 January 1, 2010. And we're hoping we can keep the increase  
16 in 2010 as low as possible.

17 But it's really almost impossible to predict what  
18 that's going to be at this point. It's going to be driven  
19 by the market forces.

20 JUDGE COLWELL: Thank you, Mr. Russell.

21 Does that help?

22 THE WITNESS: Yes, a great deal. Thank you.

23 JUDGE COLWELL: Is there anything else we can help  
24 you with?

25 THE WITNESS: No.

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JUDGE COLWELL: All right then.

Does anyone have any questions for Ms. Leiendecker?

MR. EPSTEIN: Yes, a clarification, or a point.

I don't want to get in a back-and-forth with Mr. Russell, but the company is on the record as saying as recently as a month ago that they anticipate rates will go up by 30 percent when the rate caps come off.

So this is something that we need to gird ourselves for. And I think the issues that you raised are really important. And we are challenged at how we educate the public and keep the rates down.

So I applaud everybody for coming out tonight. Really.

JUDGE COLWELL: Thank you very much, ma'am.

**(Witness excused.)**

JUDGE COLWELL: I have one more person.

Loretta Barbee-Dare.

Will you agree to be sworn, ma'am?

MS. BARBEE-DARE: Yes.

**Whereupon,**

**LORETTA BARBEE-DARE**

**having been duly sworn, testified as follows:**

**DIRECT TESTIMONY**

JUDGE COLWELL: Will you state your name and spell it for the record, please?

FORM 2

1 THE WITNESS: My name is Loretta Barbee-Dare. That's  
2 L-O-R-E-T-T-A; last name's Barbee-Dare, B-A-R-B-E-E, hyphen,  
3 capital D-A-R-E.

4 JUDGE COLWELL: Can we have your address, please?

5 THE WITNESS: Sure. 34 North Summit Street. My  
6 mailing address is P.O. Box 1415, Harrisburg, Pennsylvania.

7 JUDGE COLWELL: Thank you. Are you employed, ma'am?

8 THE WITNESS: Yes, I'm the financial justice director  
9 and interim head organizer of Harrisburg ACORN.

10 JUDGE COLWELL: Thank you very much. Go ahead and  
11 tell us what you want us to know. I see you've handed out  
12 some literature. I didn't get any, so you'll have to tell  
13 me what it is. Do you have an extra?

14 THE WITNESS: I do. I apologize.

15 JUDGE COLWELL: That's all right.

16 (Documents handed to Judge Colwell.)

17 JUDGE COLWELL: Go ahead.

18 THE WITNESS: I was hoping this would be much easier  
19 for your stenographer, because I have a way of rambling on.

20 JUDGE COLWELL: I think it will be. I'm sure he  
21 appreciates that very much.

22 THE WITNESS: You're welcome.

23 JUDGE COLWELL: And I'm going to mark this as your  
24 Exhibit 1.

25 THE WITNESS: Thank you.

1 (Whereupon, the document was marked  
2 as Barbee-Dare Exhibit No. 1 for  
3 identification.)

4 JUDGE COLWELL: Good evening. My name is  
5 Loretta Barbee-Dare. I'm the financial justice director and  
6 VITA site coordinator for Harrisburg ACORN.

7 ACORN, an acronym for the Association of Community  
8 Organizations for Reform Now, exists to assist low-income  
9 families for issues pertaining to their home, health,  
10 community and finances.

11 The free tax preparation site and our community  
12 lending fair ran by our office each year is just examples of  
13 the financial assistance and literacy we strive to bring to  
14 our community.

15 Over 800 low and moderate income families took  
16 advantage of our free site this year.

17 Of the 48,000 plus residents in the City of  
18 Harrisburg alone, 50 percent do not work, either because  
19 they are retired and on a fixed income, or they are  
20 unemployed and they are seeking work.

21 Of these 50 percent that are employed, almost half,  
22 or 24 percent, are working at or below the federal poverty  
23 line.

24 Increases in school and property taxes are imminent,  
25 water rates are scheduled to increase, and home ownership is

1 continually threatened by foreclosures.

2           There is not much more this city, like other third-  
3 class cities in your district, can handle. These few  
4 dollars may not seem like a lot to you, but it places an  
5 additional burden on the already lowest wage workers and  
6 fixed-income citizens in your distribution area.

7           Now, by my understanding, you'll be asking for an  
8 increase in the distribution rates. That 7.96 I see on my  
9 electric bill each month.

10           I must tell you that an increase will be more than  
11 just two or three percent on my bill. For your review, as  
12 an example, attached is a copy of the second page of my  
13 current bill from my little fixer-upper.

14           You'll see that the \$7.96 distribution charge as the  
15 first thing listed on the bill. You'll also see the total  
16 PPL charge is \$15.30.

17           As it stands, your distribution charge already  
18 accounts for over 50 percent of this bill. Without this  
19 charge my bill is only \$7.34.

20           So, yes, your distribution charge is already high  
21 enough. And, no, you need to learn to live within your  
22 means.

23           In the past three years we have partnered with local  
24 banks, credit unions, and last year even UGI, to help us to  
25 understand the financial ramifications of the companies that

FORM 2

1 we must deal with in life, and help us by showing us ways to  
2 save money on these commercial services.

3 In the Financial Justice Center, I try to teach  
4 others how to manage, budget and live their lives within  
5 their means.

6 We can't go and ask for a raise anytime we feel the  
7 need. We must learn to live within our means. This is what  
8 I'm asking PPL to do.

9 The other item that upsets me is that you just asked  
10 for and received a six-percent increase in 2005. It was  
11 1997 since the last minimum wage increase.

12 How many increases has your company received in the  
13 past ten years? Even before it's ours, your hands are in  
14 our pockets.

15 In science class, they actually taught us how to make  
16 electricity from a potato. Maybe you should consult a fifth  
17 grader on alternative means to generate electricity that  
18 won't continually require you to break our backs, and  
19 hopefully save your company money also.

20 So whether or not your increase is granted, the  
21 members of Harrisburg ACORN respectfully request a meeting  
22 with you and your officers on ways you will assist in this  
23 transition; and encourage you to partner with us in  
24 community education events as we seek new ways to provide  
25 information on ways to save energy, which in turn will save

1 them money.

2 I heard someone describe your methods of distributing  
3 energy to that of slicing and eating a pie. I say you've  
4 had enough pie. Move away from the table.

5 Thank you. Questions?

6 JUDGE COLWELL: Does anyone have any questions?

7 MR. RUSSELL: None, Your Honor.

8 MR. MICKENS: No.

9 JUDGE COLWELL: Thank you very much, ma'am.

10 THE WITNESS: You're very welcome.

11 **(Witness excused.)**

12 JUDGE COLWELL: That particular exhibit is admitted  
13 to the record.

14 **(Whereupon, the document marked as**  
15 **Barbee-Dare Exhibit No. 1 was received**  
16 **in evidence.)**

17 JUDGE COLWELL: Is there anyone who is here who has  
18 not signed up, but would like to speak anyway? I'm taking  
19 volunteers now.

20 (No response.)

21 JUDGE COLWELL: All right. Does any counsel have  
22 anything to add to tonight's record?

23 MR. RUSSELL: No, Your Honor.

24 MR. GRAY: No, Your Honor.

25 JUDGE COLWELL: Okay. Then I thank you all very much

1 for coming out. You've made this an extremely meaningful  
2 public input hearing. I appreciated hearing everything you  
3 had to say. It put a lot into perspective for me, and  
4 subsequently it will for the Commission as well. Thank you  
5 very much.

6 (Whereupon, at 8:02 p.m., the hearing was adjourned,  
7 to reconvene on at 2:00 p.m., Thursday, June 28, 2007, in  
8 Scranton, Pennsylvania.)

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C E R T I F I C A T E

I hereby certify, as the stenographic reporter,  
that the foregoing proceedings were taken stenographically  
by me, and thereafter reduced to typewriting by me, or under  
my direction; and that this transcript is a true and  
accurate record to the best of my ability.

COMMONWEALTH REPORTING COMPANY, INC.

By: William J. Horst  
William J. Horst

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