

Morgan Lewis

Anthony C. DeCusatis

Of Counsel
+1.215.963.5034
anthony.decusatis@morganlewis.com

March 24, 2016

VIA eFILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17105-3265

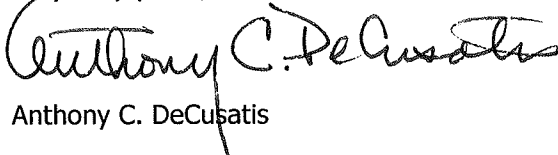
**Re: Petition of West Penn Power Company for Approval To Establish and Implement A Distribution System Improvement Charge
Docket No. P-2015-2508948**

Dear Secretary Chiavetta:

Enclosed for filing is the **Answer of West Penn Power Company to the Petition to Intervene of the Pennsylvania State University** (the "Answer") in the above-captioned matter.

As evidenced by the enclosed Certificate of Service, copies of the Answer have been served on all parties to this proceeding.

Very truly yours,


Anthony C. DeCusatis

ACD/ap
Enclosures

c: Per Certificate of Service (w/encls.)

Morgan, Lewis & Bockius LLP

1701 Market Street
Philadelphia, PA 19103-2921
United States

📞 +1.215.963.5000
📠 +1.215.963.5001

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PETITION OF WEST PENN POWER : Docket No. P-2015-2508948
COMPANY FOR APPROVAL TO :
ESTABLISH AND IMPLEMENT A :
DISTRIBUTION SYSTEM :
IMPROVEMENT CHARGE :

CERTIFICATE OF SERVICE

I hereby certify and affirm that I have this day served a copy of the **Answer of West Penn Power Company to the Petition to Intervene of the Pennsylvania State University** on the following persons in the manner specified in accordance with the requirements of 52 Pa. Code § 1.54:

VIA ELECTRONIC MAIL & FIRST CLASS MAIL

Johnnie E. Simms
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
josimms@pa.gov

Erin L. Gannon
Darryl Lawrence
Office of Consumer Advocate
555 Walnut Street
Fifth Floor, Florum Place
Harrisburg, PA 17101-1923
egannon@paoca.org
dlawrence@paoca.org

Daniel G. Asmus
Office of Small Business Advocate
Commerce Tower, Suite 202
300 North Second Street
Harrisburg, PA 17101
dasmus@pa.gov

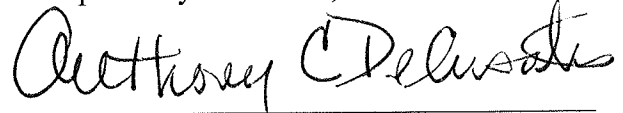
John Finnigan
Environmental Defense Fund
128 Winding Brook Lane
Terrace Park, OH 45174
jfinnigan@edf.org
Counsel for Environmental Defense Fund

Susan Bruce
Charis Mincavage
Teresa K. Schmittberger
Alessandra L. Hylander
McNees Wallace & Nurick LLC
P.O. Box 1166
100 Pine Street
Harrisburg, PA 17108-1166
sbruce@mwn.com
cmincavage@mwn.com
tschmittberger@mwn.com
ahylander@mwn.com
*Counsel for Met-Ed Industrial Users Group,
Penelec Industrial Customer Alliance,
Penn Power Users Group and West Penn
Power Industrial Intervenors*

Thomas J. Sniscak
Christopher M. Arfaa
William E. Lehman
Hawke, McKeon & Sniscak LLP
P.O. Box 1778
100 North Tenth Street
Harrisburg, PA 17105-1778
tjsniscak@hmslegal.com
cmarfaa@hmslegal.com
welehman@hmslegal.com
*Counsel for Pennsylvania State University
(For the West Penn proceeding only)*

George Jugovic, Jr.
200 First Avenue, Suite 200
Pittsburgh, PA 15222
gjugovic@pennfuture.org
Counsel for PennFuture

Respectfully submitted,



John L. Munsch
FirstEnergy Service Company
800 Cabin Hill Drive
Greensburg, PA 15601
jmunsch@firstenergycorp.com

Anthony C. DeCusatis
Morgan, Lewis & Bockius LLP
1701 Market Street
Philadelphia, PA 19103-2921
anthony.decusatis@morganlewis.com

Attorneys for West Penn Power Company

Dated: March 24, 2016

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PETITION OF WEST PENN POWER :
COMPANY FOR APPROVAL TO :
ESTABLISH AND IMPLEMENT A : **Docket No. P-2015-2508948**
DISTRIBUTION SYSTEM :
IMPROVEMENT CHARGE :

**ANSWER OF WEST PENN POWER COMPANY
TO THE PETITION TO INTERVENE
OF THE PENNSYLVANIA STATE UNIVERSITY**

NOW COMES, the Respondent, West Penn Power Company (“West Penn” or the “Company”), pursuant to 52 Pa. Code § 5.66, and answers the Petition to Intervene filed by The Pennsylvania State University (“PSU”), as follows:

1. Admitted in part, and denied in part. It is admitted that, on February 16, 2016, West Penn filed the above-referenced Petition for approval to establish and implement a distribution system improvement charge (“DSIC”) Rider under Tariff Electric Pa. P.U.C. No. 40 (“Tariff No. 40”). To the extent the averments of Paragraph No. 1 imply that West Penn’s Petition seeks approval to implement a DSIC for its entire service area, they are denied. West Penn’s Petition does not seek approval to establish and implement a DSIC Rider under Tariff Electric Pa. P.U.C. No. 38 (“Tariff No. 38”), which applies only to the University Park campus of PSU. Tariff No. 40 applies to the West Penn’s service territory other than the University Park campus of PSU.

2. Admitted.

3. Admitted.

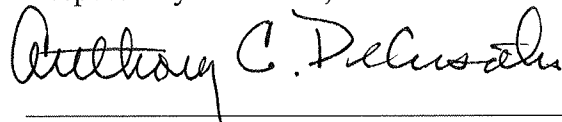
4. Admitted. In further answer, as explained in Paragraph No. 1, *supra*, West Penn has proposed to establish and implement a DSIC only under Tariff No. 40.

5. Admitted in part, and denied in part. The Company lacks knowledge or information sufficient to form a belief as to the truth of the averment that “PSU will be substantially and directly affected” by a final order in this proceeding. Accordingly, that averment is denied and proof thereof requested, if relevant, at a hearing, if any, in this matter. The remaining averments of Paragraph No. 5 of the Petition are admitted.

6. The averments of Paragraph No. 6 constitute a prayer for relief to which a response is not required.

WHEREFORE, West Penn Power Company does not oppose the intervention of The Pennsylvania State University.

Respectfully submitted,



John L. Munsch (PA No. 31489)
West Penn Power Company
800 Cabin Hill Drive
Greensburg, PA 15601
(724) 838-6210
jmunsch@firstenergycorp.com

Anthony C. DeCusatis (PA No. 25700)
Morgan, Lewis & Bockius LLP
1701 Market Street
Philadelphia, PA 19103-2921
(215) 963-5034
anthony.decusatis@morganlewis.com

Attorneys for West Penn Power Company

Dated: March 24, 2016

DB1/ 86932946.1