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May 9, 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 Motion for Leave to Amend the Answer of the West Penn Power Industrial Intervenors** (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/tp
Enclosures

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

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**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	:	

**WEST PENN POWER COMPANY’S ANSWER TO
THE MOTION FOR LEAVE TO AMEND THE
ANSWER OF THE WEST PENN POWER INDUSTRIAL INTERVENORS**

NOW COMES the Respondent, West Penn Power Company (“West Penn” or the “Company”), pursuant to 52 Pa. Code § 5.103(c), and submits this Answer to the Motion for Leave to Amend the Answer of the West Penn Power Industrial Intervenors (“WPPII”), as follows:

On March 7, 2016, WPPII filed, as a single document, a Petition to Intervene and Answer to the above-captioned Petition of West Penn (“DSIC Petition”). On March 24, 2016, West Penn filed an Answer to WPPII’s Petition to Intervene and a Reply to New Matter in Paragraph Nos. 11, 12 and 13 of WPPII’s Answer, which appear under the subheading “Argument.”¹

On April 19, 2016, WPPII filed its Motion for Leave to Amend the Answer to the DSIC Petition it filed on March 7, 2016 and offered its proposed Amended Answer for acceptance by the Commission. The Amended Answer offered by WPPII in large part expands on the “Argument” portion of its original Answer as set forth in Paragraph Nos. 11 and 12.

West Penn would not oppose WPPII’s Motion on the condition that, if the Motion is granted and the Commission accepts WPPII’s Answer, West Penn will have the right, pursuant to 52 Pa. Code §§ 5.62 and 5.63, to file a Reply to the additional New Matter set forth in the Amended Answer if West Penn determines that such a Reply might be needed.

¹ The regulations of the Pennsylvania Public Utility Commission (“PUC” or the “Commission”) at 52 Pa. Code §§ 5.62 and 5.63 provide the authority to Reply to New Matter in an Answer.

West Penn's answers to the numbered paragraphs of WPPII's Motion are set forth below.

1. Admitted.

2. Admitted.

3. Admitted.

4. The principal averments of Paragraph No. 4 constitute a prayer for relief to which an answer is not required.

5. The principal averments of Paragraph No. 5 consist of legal argument, citations to law or regulations that speak for themselves and/or requests for relief to which an answer is not required.

6. The principal averments of Paragraph No. 6 consist of legal argument, citations to law or regulations that speak for themselves and/or requests for relief to which an answer is not required.

7. The principal averments of Paragraph No. 7 consist of legal argument, citations to law or regulations that speak for themselves and/or requests for relief to which an answer is not required. It is admitted that this case has not been assigned to the Office of Administrative Law Judge and no hearing has been scheduled.

8. The principal averments of Paragraph No. 8 consist of legal argument, citations to law or regulations that speak for themselves and/or requests for relief to which an answer is not required.

9. The principal averments of Paragraph No. 9 consist of legal argument, citations to law or regulations that speak for themselves and/or requests for relief to which an answer is not required.

10. The principal averments of Paragraph No. 10 consist of legal argument, citations to law or regulations that speak for themselves and/or requests for relief to which an answer is not required.

11. The principal averments of Paragraph No. 11 consist of legal argument, citations to law or regulations that speak for themselves and/or requests for relief to which an answer is not required.

12. It is denied that the amendments proposed by WPPII constitute “probative facts” that “are necessary for the Commission to resolve the Company’s Petition.” It is admitted that WPPII is proposing to amend its Answer “at an early stage of the proceeding.” The Company does not assert that the proposed amendment would prejudice it at this stage of the proceeding.

13. The principal averments of Paragraph No. 13 consist of legal argument, citations to law or regulations that speak for themselves and/or requests for relief to which an answer is not required.

14. Paragraph No. 14 is a prayer for relief to which an answer is not required.

WHEREFORE, West Penn would not oppose WPPII’s Motion to Amend its Answer on the condition that, if the Motion is granted and the Commission accepts WPPII’s Answer, West

Penn will have the right, pursuant to 52 Pa. Code §§ 5.62 and 5.63, to file a Reply to the additional New Matter set forth in the Amended Answer if West Penn determines that such a Reply might be needed.

Respectfully submitted,



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Dated: May 9, 2016

DBI/87585487.1

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**PETITION OF METROPOLITAN
EDISON COMPANY FOR APPROVAL
TO ESTABLISH AND IMPLEMENT A
DISTRIBUTION SYSTEM
IMPROVEMENT CHARGE** : **Docket No. P-2015-2508942**
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**PETITION OF PENNSYLVANIA
ELECTRIC COMPANY FOR
APPROVAL TO ESTABLISH AND
IMPLEMENT A DISTRIBUTION
SYSTEM IMPROVEMENT CHARGE** : **Docket No. P-2015-2508936**
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**PETITION OF PENNSYLVANIA
POWER COMPANY FOR APPROVAL
TO ESTABLISH AND IMPLEMENT A
DISTRIBUTION SYSTEM
IMPROVEMENT CHARGE** : **Docket No. P-2015-2508931**
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**PETITION OF WEST PENN POWER
COMPANY FOR APPROVAL TO
ESTABLISH AND IMPLEMENT A
DISTRIBUTION SYSTEM
IMPROVEMENT CHARGE** : **Docket No. P-2015-2508948**
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CERTIFICATE OF SERVICE

I hereby certify and affirm that I have this day served a copies of the **Answers of Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company and West Penn Power Company** to the **Motions for Leave to Amend the Answers of the Met-Ed Industrial Users Group, the Penelec Industrial Customer Alliance, the Penn Power Users Group and the West Penn Power Industrial Intervenors** on the following persons in the manner specified in accordance with the requirements of 52 Pa. Code § 1.54:

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Dated: May 9, 2016