



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

January 3, 2017

Secretary Rosemary Chiavetta  
Pennsylvania Public Utility Commission  
400 North Street, 2<sup>nd</sup> Floor North  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Re: Pennsylvania Public Utility Commission v.  
PPL Electric Utilities Corporation Supplement No. 213 to  
Tarff Electric P.A. PUC No. 201 for Rate Schedule LPEP  
Docket No. R-2016-2569975

Dear Secretary Chiavetta:

Please be advised that the Bureau of Investigation and Enforcement (I&E)  
**Prehearing Memorandum** in this proceeding.

Copies are being served on all active parties of record as evidenced in the attached  
Certificate of Service. If you have any questions, please contact me at (717) 787-8754.

Sincerely,

Gina L. Miller  
Prosecutor  
Bureau of Investigation and Enforcement  
PA Attorney I.D. #313863

GLM/snc  
Enclosure

cc: Certificate of Service  
ALJ David A. Salapa

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility Commission	:	
v.	:	
PPL Electric Utilities Corporation	:	Docket No. R-2016-2569975
Supplement No. 213 to	:	
Tariff Electric P.A. PUC No. 201	:	
for Rate Schedule LPEP	:	

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PREHEARING MEMORANDUM  
OF THE  
BUREAU OF INVESTIGATION AND ENFORCEMENT

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TO ADMINISTRATIVE LAW JUDGE DAVID A. SALAPA:

Pursuant to the Prehearing Order dated December 29, 2016, the Bureau of Investigation and Enforcement (“I&E”) of the Pennsylvania Public Utility Commission (“Commission”) respectfully submits the following Prehearing Memorandum in the above-captioned proceeding.

**I. BACKGROUND**

On October 5, 2016, PPL Electric Utilities Corporation (“PPL” or “Company”) filed Supplement No. 213 to Tariff Electric Pa. P.U.C. No. 201 (“Supplement No. 213”), to become effective January 1, 2017. Supplement No. 213 proposes an annual increase of approximately \$2.32 million in the distribution revenues received from rate schedule Power Service to Electric Propulsion (LPEP).

By Order entered December 22, 2016, the Commission instituted an investigation to determine the lawfulness, justness and reasonableness of the Company’s existing and proposed rates, rules and regulations. Pursuant to 66 Pa. C.S. §1308(b), the filing was

suspended by operation of law on January 1, 2017, until July 1, 2017, unless permitted by Commission Order to become effective at an earlier date.

I&E filed its Notice of Appearance on December 27, 2016.

A Prehearing Conference is scheduled at 10:00 am on Friday, January 6, 2017, with Administrative Law Judge (“ALJ”) David A. Salapa presiding.

## **II. SERVICE ON I&E**

The Bureau of Investigation and Enforcement Prosecutor in this proceeding is Gina L. Miller. Contact information is as follows:

By mail:                   Gina L. Miller, Esquire  
                                  Pennsylvania Public Utility Commission  
                                  P.O. Box 3265  
                                  Harrisburg, PA 17105-3265

By e-mail:                [ginmiller@pa.gov](mailto:ginmiller@pa.gov)

By telephone:           (717) 787-8754

By fax:                   (717) 772-2677

I&E requests that electronic transmittal of materials, followed by hard copy delivery via first-class mail, satisfy the service requirement.

## **III. ISSUES**

The following list represents I&E’s preliminary determination of potential issues in this proceeding. The listing is as complete as can be made at this time; however, I&E reserves the right to address other issues if any such relevant issues arise:

1. Present rate;
2. Proposed rate;
3. Timing of present and proposed rates;
4. Estimates of Plant In Service;
5. Actual Plant in Service;
6. Timing of Plant in Service;
7. Cross Subsidy to Other Classes;
8. Other revenue; and
9. Contributions in Aid of Construction.

#### **IV. WITNESSES**

The witness list provided below is without the benefit of complete discovery or analysis of the positions of potential other parties to this proceeding. Accordingly, I&E reserves the right to call additional witnesses and to withdraw or substitute the name of the witness listed:

Ethan H. Cline, Fixed Utility Valuation Engineer

Mr. Cline may be contacted through the information listed above for Ms. Miller.

#### **V. EVIDENCE**

I&E expects to present all written direct, rebuttal and surrebuttal testimony and accompanying exhibits at the evidentiary hearing. Moreover, I&E intends to rely on the Company's filing, answers to data requests and interrogatories, annual reports and other documents submitted to the Commission, other relevant Commission filings, any other relevant Commonwealth agency letters or reports, general financial market information sources and other public documents and reports.

#### **VI. DISCOVERY**

Pursuant to 52 Pa. Code §§5.322 and 5.331(b), discovery has begun and is ongoing. Taking into account the Reply Brief deadline set forth in Paragraph 3(e) of the

Prehearing Order, I&E proposes the following modifications to the Commission's procedural rules in this proceeding:

1) Answers to written interrogatories shall be served in-hand within seven (7) calendar days of service. Discovery and discovery-related pleadings propounded after 12:00 noon on a Friday or after 12:00 noon on any business day immediately preceding a state holiday will be deemed served on the next business day for purposes of determining the due date of the responses and responsive pleadings.

2) Objections to interrogatories shall be communicated orally within three (3) calendar days of service of the interrogatories; unresolved objections shall be served to the ALJ in writing within five (5) days of service of the interrogatories. Objections to interrogatories served on a Friday shall be communicated orally within four (4) calendar days, and unresolved objections shall be served to the ALJ in writing within six (6) days of service of the interrogatories.

3) Motions to dismiss objections and/or direct the answering of interrogatories shall be filed within three (3) calendar days of service of the written objections.

4) Answers to motions to dismiss objections and/or direct the answering of interrogatories shall be filed within three (3) calendar days of service of such motions.

5) Responses to requests for document production, entry for inspection, or other purposes must be served in-hand within seven (7) calendar days.

6) Requests for admissions will be deemed admitted unless answered within seven (7) calendar days or objected to within four (4) calendar days of service.

7) Discovery-related pleading, such as objections, motions, or answers, served on a Friday or the day before a holiday recognized by the Commission will be deemed to have been served on the following business day for purposes of tracking due dates.

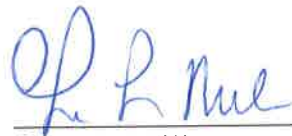
## VII. SCHEDULE

I&E is currently working with the other parties to develop a mutually agreeable procedural schedule.

## VIII. SETTLEMENT

I&E is willing to make good faith efforts to successfully resolve this matter through settlement. In the event settlement discussions fail to result in a full and complete resolution of the matter, I&E is prepared to fully or partially litigate this proceeding.

Respectfully Submitted,



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Gina L. Miller

Prosecutor

PA Attorney I.D. # 313863

Bureau of Investigation and Enforcement  
Pennsylvania Public Utility Commission  
Post Office Box 3265  
Harrisburg, Pennsylvania 17105-3265  
(717) 787-1976

Dated: January 3, 2017

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility Commission :  
v. :  
PPL Electric Utilities Corporation : Docket No. R-2016-2569975  
Supplement No. 213 to :  
Tarff Electric P.A. PUC No. 201 :  
for Rate Schedule LPEP :

**CERTIFICATE OF SERVICE**

I hereby certify that I am serving the foregoing **Prehearing Memorandum** dated January 3, 2017, in the manner and upon the persons listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party):

**Served via First Class and Electronic Mail**

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Gina L. Miller  
Prosecutor  
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