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February 20, 2018

E-FILED

Ms. Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
2nd Floor, Room-N201
400 North Street
Harrisburg, PA 17120

**Re: Petition of Duquesne Light Company to Contest the Finding of Non-Compliance with the Alternative Compliance Paymer or, in the Alternative, Declare a Force Majeure for Duquesne Light Company for the 2008/2009 Alternative Energy Compliance Period
Docket No. P-2010-2153577**

Dear Secretary Chiavetta:

Enclosed for filing, please find Duquesne Light Company's Motion to Resassign Matter to an Appropriate Bureau for Disposition in the above-referenced proceeding.

If you have any questions regarding the information contained in this filing, please contact the undersigned or Audrey Waldock at 412-393-6334 or awaldock@duqlight.com.

Respectfully submitted,

A handwritten signature in blue ink that reads "Shelby A. Linton-Keddie".

Shelby A Linton-Keddie
Manager, State Regulatory Strategy
And Senior Legal Counsel

Enclosure

cc: Certificate of Service
ALJ Katrina L. Dunderdale (kdunderdal@pa.gov)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Duquesne Light Company to Contest :
the Finding of Non-Compliance with the :
Alternative Compliance Paymer or, in the : P-2010-2153577
Alternative, Declare a Force Majeure for :
Duquesne Light Company for the 2008/2009 :
Alternative Energy Compliance Period :

To: Administrative Law Judge Katrina Dunderdale

**MOTION TO RESASSIGN MATTER TO
AN APPROPRIATE BUREAU FOR DISPOSITION**

Duquesne Light Company (“Duquesne Light” or “Company”) respectfully requests that this matter be reassigned to an appropriate bureau for disposition, because, as evidenced below, there is neither a controversy at issue nor any disputed issues of material fact, thus no need for an evidentiary hearing.

1. On May 2, 2017, Duquesne Light Company (“Duquesne Light” or “Company”) filed a Petition for Modification of Joint Settlement in the above-captioned docket.

2. As outlined in its Petition, Duquesne Light submitted and the Pennsylvania Public Utility Commission (“PUC” or “Commission”) approved, by Final Order entered on November 19, 2010 (“Final Order”), the Joint Petition for Settlement (“Settlement Petition”) titled “Petition of Duquesne Light Company To Contest the Finding of Non-Compliance With the Alternative Energy Portfolio Standards Act and Modify the Alternative Compliance Payment or, in the Alternative, Declare a Force Majeure for Duquesne Light Company for the 2008/2009 Alternative Energy Compliance Period.”

3. *Inter alia*, the Settlement Petition required Duquesne Light to formulate and submit a “proposed compliance plan” regarding its proposed procurement of Alternative Energy Credits

(“AEC”) to the Commission and the AEC Administrator on or before July 1st of each year. As with other settlement requirements approved by a PUC Order, this obligation can only be relieved with Commission approval, as it modifies the Commission order approving the settlement.

4. Upon receipt of the Petition, the Secretary’s Bureau assigned the Petition for Modification to Administrative Law Judge Katrina L. Dunderdale, who presided over the underlying case in 2010.

5. On May 22, 2017 the Bureau of Investigation and Enforcement (“I&E”) filed a letter with the Secretary indicating that it had no objection to the proposed modification to the Settlement Petition as set forth in the Company’s Petition of May 2, 2017. In addition, I&E’s letter indicates that it consulted with the Bureau of Technical Utility Services (“TUS”), who similarly indicated no objections to Duquesne’s proposed modification.

6. On January 31, 2018, Administrative Law Judge Dunderdale convened a telephonic call-in status conference.

7. In the course of the status conference, the parties agreed that Office of Consumer Advocate (“OCA”) and Office of Small Business Advocate (“OSBA”) would submit letters at the docket noting their non-opposition to the Company’s Petition. Thereafter, the Company would prepare and file a Motion seeking to transfer this matter to the appropriate Commission Bureau for final disposition.

8. On January 31, 2018, the Office of Small Business Advocate filed a letter indicating that it did not oppose the Company’s Petition for Modification filed May 2, 2017.

9. On February 2, 2018, the Office of Consumer Advocate also filed a letter indicating that it did not object to the modifications requested by the Company’s Petition for Modification filed May 2, 2017.

10. As evidenced by the letters submitted from I&E (on behalf of itself and TUS), OCA, and OSBA, no parties object to the proposed settlement modification that would relieve the Company from filing a proposed compliance plan regarding its plan to comply with AEPS going forward.

11. With no controversy at issue nor any disputed issues of material fact, there is no need for an evidentiary hearing.

WHEREFORE, In order to bring this matter to resolution, Duquesne Light respectfully requests that your Honor issue an order that reassigns this matter to an appropriate Bureau for disposition.¹

Respectfully submitted,



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DATE: February 20, 2018

¹ See PUC Procedures Manual Section 610.

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PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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Alternative, Declare a Force Majeure for
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Alternative Energy Compliance Period

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of the Motion to Resassign Matter to an Appropriate Bureau for Disposition upon the person and in the manner set forth below:

By First Class, U.S. Mail and Electronic Service

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