

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Letter of Notification of Duquesne Light Company	:	A-2018-3002896
filed pursuant to 52 PA Code Chapter 57	:	A-2018-3003113
Subchapter D with respect for approval to upgrade	:	A-2018-3003125
an existing 138 KV Ring Bus at Montour	:	
Substation in Robinson Township, Allegheny	:	
County and Applications to Purchase Property	:	

**PREHEARING MEMORANDUM OF
DUQUESNE LIGHT COMPANY**

Pursuant to the Prehearing Conference Order of Administrative Law Mary D. Long, Section 333 of the Public Utility Code, 66 Pa. C.S. § 333, and in anticipation of the Prehearing Conference scheduled for Tuesday, August 14, 2018, Duquesne Light Company provides the following information:

A. INTRODUCTION AND BACKGROUND

1. On June 19, 2018, Duquesne Light Company ("Duquesne Light" or "Company") filed a Letter of Notification pursuant to 52 Pa. Code § 57.72(d), requesting approval from the Pennsylvania Public Utility Commission ("Commission") to upgrade the existing 138 kV ("kilovolt") ring bus scheme at the Montour Substation to a breaker and a half bus scheme and upgrade associated structures ("Project"), which was docketed at Docket No. A-2018-3002896 ("LON").

2. Together with the LON, Duquesne Light filed and served the following Attachments:

- Attachment 1 – Single Line Diagram of Montour Substation before and after the Project.
- Attachment 2 – Duquesne Light Engineering Design Criteria.
- Attachment 3 – Diagram of Project Area.
- Attachment 4 – Project Phase Progression

3. Simultaneous with the LON filing on June 19, 2018, Duquesne Light submitted an application, pursuant to 66 Pa. C.S. § 1102(a)(3), requesting the approval of the Commission for the purchase of two parcels of land (“Application”), already encumbered by Duquesne Light distribution rights-of-way, at 2092 and 2094 Forest Grove Road, Robinson Township, Allegheny County Pennsylvania (“the Parcels”) that will be used or useful in the Company’s public service. The Application was docketed at Docket Nos. A-2018-3003113 and A-2018-3003125, and accompanied with confidential attachments.

4. Collectively, the above-referenced materials constitute the “Montour Substation Filing.”

5. On July 2, 2018, the Commission’s Bureau of Technical Utility Services (“TUS”) served its First Set of Data Requests on Duquesne Light in connection with the Montour Substation Filing.

6. On July 6, 2018, a Call-In Telephone Prehearing Conference Notice was issued, scheduling a telephonic prehearing conference on Tuesday, August 14, 2018 at 10:00 a.m.

7. By a Secretarial Letter dated July 9, 2018, Duquesne Light received a copy of the Publication Notice that would appear in the July 21, 2018 issue of the *Pennsylvania Bulletin*.

8. Upon review of the Notice, it became clear that the Secretary Bureau of the Commission erroneously identified the Application as a request to exercise eminent domain.

9. Duquesne Light brought the error the attention of the Secretary's Bureau and the Office of the Administrative Law Judge ("OALJ"), who adjusted the *Pennsylvania Bulletin* Notices before publication on July 21, 2018.

10. On July 12, 2018, Duquesne Light submitted its Answers to TUS's First Set of Data Responses.

11. Additionally, On July 12, 2018, Administrative Law Judge ("ALJ") Mary D. Long issued a Prehearing Conference Order directing each party to file a Prehearing Memorandum.

B. ISSUES

12. Duquesne Light intends to request this matter be re-assigned to TUS. The transfer of property "used and useful" in the public service must be preceded by the issuance of a Certificate of Public Convenience by the Commission pursuant to 66 Pa.C.S. § 1102(a)(3). As stated in the Application, Duquesne Light will use the Parcels in connection with the upgrade and reconfiguration of the 138kv ring bus scheme at its Montour Substation, and the Parcels will be used or useful in the Company's public service. Appropriately, the Application requested the issuance of a Certificate of Public Convenience for the transfer of the Parcels.

13. Due to the Application being erroneously identified as a request to exercise eminent domain, the matter was automatically considered contested. However, no parties have objected to any part of the Montour Substation Filing (consisting of the LON and the Application), and each of the above-referenced dockets is uncontested.

14. Therefore, the Montour Substation Filing consists of an uncontested Letter of Notification pursuant to 52 Pa. Code § 57.72(d) and an uncontested Application for a Certificate of Public Convenience pursuant to 66 Pa.C.S. § 1102(a)(3).

15. With no controversy at issue, there is no need for an evidentiary hearing before an ALJ, and this matter should be re-assigned to TUS.

C. WITNESSES

16. In the unlikely event a hearing occurs, Duquesne Light is prepared to offer the following witnesses to testify in this proceeding on the following subject matters as a part of the Montour Substation Filing:

Witness	Subjects Addressed
Jason A. Harchick Senior Manager, System Planning and Protection Duquesne Light Company 2839 New Beaver Avenue Pittsburgh, PA 15233	Need for the Project Description of the Project
Meenah Shyu Manager of Civil & Transmission Line Engineering Group Duquesne Light Company 2841 New Beaver Avenue Pittsburgh, PA 15233	Design and Safety Features of the Project
Mark Hummel Supervisor, Real Estate Duquesne Light Company 2515 Preble Avenue Pittsburgh, PA 15233	Rights-of-Way Identification and Acquisition of Forest Grove Road Properties

D. DISCOVERY

17. Duquesne Light has submitted timely responses to TUS’s First Set of Data Requests.

18. Duquesne Light does not believe, at this time, that any modifications to the standard timelines for discovery set forth in the Commission’s regulations are necessary or appropriate.

F. LITIGATION SCHEDULE

19. Pursuant to the Notice, published July 21, 2018, parties had until August 6, 2018 to object to the Montour Substation Filing.

20. To date, this proceeding remains uncontested, and a litigation schedule will not be necessary.

21. In the unlikely event a hearing is held, Duquesne Light requests a hearing is scheduled before the Company's anticipated October 2018 Project start-date.

22. Duquesne Light requests that the Commission issue an order approving the Montour Substation LON before the Company's anticipated construction start-date in October 2018.

23. Duquesne Light further requests that the Commission issue an order on or before 60 days from the date of filing of the Application authorizing Duquesne Light to purchase the Parcels, and issue a Certificate of Public Convenience under 66 Pa.C.S. § 1102.

Respectfully submitted,



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Dated: August 13, 2018