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File #: 200772

April 19, 2024

***VIA ELECTRONIC FILING***

Rosemary Chiavetta  
Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor North  
P.O. Box 3265  
Harrisburg, PA 17105-3265

**Re: Pennsylvania Public Utility Commission, *et al.* v. Duquesne Light Company  
Docket Nos. R-2024-3046523, *et al.***

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Dear Secretary Chiavetta:

Enclosed for filing is the Prehearing Memorandum of Duquesne Light Company in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,



Megan E. Rulli

MER/dmc  
Enclosures

cc: The Honorable Mark A. Hoyer (*via email; w/attachments*)  
Certificate of Service

## CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing have been served upon the following persons, in the manner indicated, in accordance with the requirements of § 1.54 (relating to service by a participant).

### VIA EMAIL

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*Pennsylvania Weatherization Providers  
Task Force*

DATE: April 19, 2024

  
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Megan E. Rulli

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Office of Consumer Advocate,	:	
Office of Small Business Advocate,	:	Docket No. R-2024-3046523
	:	Docket No. C-2024-3047779
v.	:	Docket No. C-2024-3048171
	:	
Duquesne Light Company,	:	
	:	

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**PREHEARING CONFERENCE MEMORANDUM OF  
DUQUESNE LIGHT COMPANY**

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**TO ADMINISTRATIVE LAW JUDGE MARK A. HOYER:**

Pursuant to the Prehearing Order of Deputy Chief Administrative Law Judge Mark A. Hoyer (the “ALJ”) dated April 15, 2024, Duquesne Light Company (“Duquesne Light” or the “Company”) hereby submits its Prehearing Conference Memorandum.

**I. INTRODUCTION AND BACKGROUND**

On March 20, 2024, Duquesne Light filed its Supplement No. 71 to Tariff Electric Pa. P.U.C. No. 25, along with all supporting exhibits, standard data responses and testimony required to be submitted in conjunction with a tariff change seeking a general rate increase before the Commission. In Supplement No. 71, the Company is proposing a general increase in electric distribution rates of approximately \$133 million. Because the proposed base rate increase includes \$32 million of revenues currently recovered under surcharges, the proposed increase to customers over current charges is \$101 million. The filing also included a request for Commission approval of the following alternative rate mechanisms: (1) Community Development Rider; (2) Residential Managed Charging and Behavioral Load Management Pilots; and (3) Electric Vehicle Time of

Use Distribution Rates in accordance with 66 Pa. C.S. § 1330 (related to alternative ratemaking for utilities).

On March 22, 2024, the Office of Consumer Advocate (“OCA”) filed a Complaint and Public Statement in the above-captioned rate case. On April 1, 2024, Duquesne Light filed an Answer to OCA’s Complaint.

On March 28, 2024, the Commission’s Bureau of Investigation and Enforcement (“I&E”) filed a Notice of Appearance in the above-captioned rate case.

Also on March 28, 2024, the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania (“CAUSE-PA”) filed a Petition to Intervene and Answer in the above-captioned rate case.

On April 4, 2024, the Commission entered an Order suspending Supplement No. 71 to Tariff Electric Pa. P.U.C. No. 25 until December 20, 2024, unless otherwise directed by Order of the Commission, pursuant to 66 Pa. C.S. §1308(d). The matter was referred to the Office of the Administrative Law Judge. The proceeding was assigned to the ALJ and a Prehearing Conference was scheduled for April 22, 2024.

On April 5, 2024, the Office of Small Business Advocate (“OSBA”) filed a Complaint and Public Statement in the above-captioned matter. On April 15, 2024, Duquesne Light filed an Answer to OSBA’s Complaint.

On April 15, 2024, the Pennsylvania Weatherization Providers Task Force, Inc. (“Providers Task Force”) filed a Petition to Intervene in the above-captioned matter.

## **II. SERVICE ON DUQUESNE LIGHT**

Duquesne Light will be represented in this case by the counsel named below. Counsel consents to electronic service of documents. Copies of all documents should be served on Duquesne Light as follows:

Tishekia E. Williams, Esq.  
Duquesne Light Company  
411 Seventh Avenue, 16<sup>th</sup> Fl.  
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Email: twilliams@duqlight.com

Michael W. Gang, Esq.  
Anthony D. Kanagy, Esq.  
Megan E. Rulli, Esq.  
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E-mail: akanagy@postschell.com  
E-mail: mrulli@postschell.com

The lead representative on behalf of Duquesne Light for purposes of the prehearing conference will be Mr. Kanagy.

## **III. ISSUES AND WITNESSES**

Duquesne Light intends to present direct, rebuttal, and surrebuttal testimonies of the witnesses identified herein, as may be necessary. Each witness will present the testimony in written form and will also attach various exhibits, documents, and explanatory information, which will assist in the testimony presentation of the Company's case. Each witness may also present oral rejoinder testimony, to the extent provided for in the procedural schedule in this proceeding, as may be necessary. Below are the presently identified issues, proposed area of testimony for each Duquesne Light witness, and each witness' corresponding statement number and business address.

Statement Number		
1	C. James Davis Director – Rates, Energy Procurement and Federal/RTO Affairs Duquesne Light Company 411 Seventh Avenue Pittsburgh, PA 15219	a) Overview of Duquesne Light and its requested rate increase; b) Cost management; and c) Economic Development.
2	Ashley L. Nayden Controller Duquesne Light Company 411 Seventh Avenue Pittsburgh, PA 15219	a) Overview of the Company’s accounting process and financial results for HTY; and b) Budgeted financial results for the FTY and the FPPTY.
3	Todd A. Mobley Director, Data & Analytics Duquesne Light Company 411 Seventh Avenue Pittsburgh, PA 15219	Sales forecast and the methodology used in its development.
4	John C. Hilderbrand, II Vice President of Operations Duquesne Light Company 2841 New Beaver Avenue Pittsburgh, PA 15233	a) Distribution system capital investment for reliability and resilience; b) Capital additions; c) Vegetation management; and d) Non-wires solutions.
5	Lindsay Baxter Manager, Regulatory and Clean Energy Strategy Duquesne Light Company 411 Seventh Avenue Pittsburgh, PA 15219	Duquesne Light’s proposed electrification pilot programs.
6	Sarah J. Oleksak Senior Manager, Transportation Electrification Duquesne Light Company 411 Seventh Avenue Pittsburgh, PA 15219	Duquesne Light’s proposed Transportation Electrification Portfolio.
7	Jennifer Neiswonger Director of Customer Experience Duquesne Light Company 411 Seventh Avenue Pittsburgh, PA 15219	Customer service performance and enhancement.

8	Robert L. O'Brien Sole Member O'Brien Innovative Regulatory Solutions, LLC 1753 Via Mazatlan Rio Rico, Arizona 85648	a) Revenue requirement; b) Pro forma ratemaking adjustments for the FPFTY, FTY, and HTY; and c) Claimed measures of value, including Duquesne Light's cash working capital allowance.
9	John J. Spanos President Gannett Fleming Valuation and Rate Consultants, LLC 207 Senate Avenue Camp Hill, PA 17011	Provides support for the depreciation studies conducted.
10	Matthew L. Simpson Director, Tax Duquesne Light Company 411 Seventh Avenue Pittsburgh, PA 15219	Describes and explains Duquesne Light's income tax expense and other tax expense included in the cost of service.
11	Paul Moul Managing Consultant P. Moul & Associates 251 Hopkins Road Haddonfield, NJ 08033	Provides support for the proposed rate of return.
12	James H. Milligan Treasurer Duquesne Light Company 411 Seventh Avenue Pittsburgh, PA 15219	a) Duquesne Light's current and future capital structure; b) Cost of long-term debt; c) Current credit ratings; and d) Liability Driven Investment strategy for the Company's pension assets.
13	Howard S. Gorman President HSG Group, Inc. 45 Hill Park Avenue Great Neck, NY 11021	a) Jurisdictional Separation Studies; and b) Allocated Cost of Service Study.
14	David B. Ogden Manager, Rates and Tariff Services Duquesne Light Company 411 Seventh Avenue Pittsburgh, PA 15219	a) Allocation of the proposed revenue increase among the rate classes; b) Proposed rate design for base distribution charges; c) Revenue impact by rate schedule; d) Proof of revenue at current and proposed rates; and e) Proposed tariff changes.
15	David Coleman Partner The NorthBridge Group, Inc. 30 Monument Square, Suite 105 Concord, MA 01742	Electric Vehicle Time of Use Distribution Rate Pilot.

The Company reserves the right to address any and all relevant issues that arise throughout the course of this proceeding. Duquesne Light further reserves the right to call additional witnesses, as necessary. If Duquesne Light determines an additional witness or witnesses is required for any portion of its case, the ALJ and all parties of record will be notified promptly.

**IV. EVIDENCE**

Duquesne Light will rely on the direct, rebuttal, surrebuttal, and rejoinder testimony of its witnesses. Duquesne Light will also rely on the testimony of the other parties to the proceeding. Duquesne Light will present relevant exhibits to support its own testimony, including but not limited to, materials obtained from other parties, if any, through discovery and cross-examination.

**V. PROPOSED LITIGATION SCHEDULE**

Duquesne Light proposes the following procedural schedule.

Other Parties' Direct Testimony	June 11, 2024
Rebuttal Testimony	July 10, 2024
Surrebuttal Testimony	July 23, 2024
Rejoinder Outlines	July 26, 2024
Hearings (including oral rejoinder)	July 29 and 30, 2024
Main Brief	August 16, 2024
Reply Brief	August 26, 2024

Duquesne Light has consulted with the other parties about this proposed procedural schedule and can represent that no parties have objected to the Company's proposed procedural schedule. It is the Company's understanding that OCA, CAUSE-PA, and Providers Taskforce have expressly agreed to this schedule.

## **VI. PUBLIC INPUT HEARINGS**

Duquesne Light does not oppose a reasonable schedule of public input hearings. Duquesne Light requests that any public input hearings be scheduled sufficiently in advance of the due date for rebuttal testimony in order that the Company may address any issues arising at the public input hearings in rebuttal. Duquesne Light is currently consulting with OCA regarding the timing and location for public input hearings.

## **VII. DISCOVERY**

To date, Duquesne Light has been served with and has answered numerous interrogatories. Proprietary information has been requested in discovery, and Duquesne Light intends to timely submit an appropriate Motion for Protective Order.

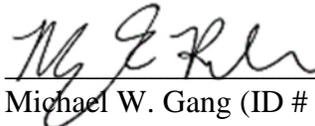
## **VIII. PETITIONS TO INTERVENE**

Duquesne Light does not oppose the Petition to Intervene of CAUSE-PA or the Petition to Intervene of the Providers Task Force.

**IX. SETTLEMENT**

As of this time, no settlement discussions have been held. However, Duquesne Light is willing to engage in settlement discussions with the parties.

Respectfully submitted,



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Date: April 19, 2024

Attorneys for Duquesne Light Company