

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION
HARRISBURG, PA 17120**

Public Meeting held April 10, 2025

Commissioners Present:

Stephen M. DeFrank, Chairman, Statement
Kimberly Barrow, Vice Chair
Kathryn L. Zerfuss
John F. Coleman, Jr.
Ralph V. Yanora

Pennsylvania Public Utility
Commission
v.
Duquesne Light Company

Docket Number:
P-2024-3048592

ORDER

BY THE COMMISSION:

On February 10, 2025, Duquesne Light Company (Duquesne Light), Utility Code 110150, filed Supplement No. 89 to Tariff Electric PA. P.U.C. No. 25 (Supplement No. 89) with the Pennsylvania Public Utility Commission (Commission) to become effective June 1, 2025. Supplement No. 89 was submitted in compliance with the Commission's Opinion and Order¹ entered on January 14, 2025. Supplement No. 89 proposes to expand the Time of Use (TOU) Pilot Program to make it available to residential and commercial customers with smart meters under 200 kW of demand.

¹ At Docket No. P-2024-3048592.

For the reasons expressed in this Order, the Commission approves Supplement No. 89 consistent with this Order.

On February 20, 2025, The Retail Energy Supply Association (RESA) filed a letter and recommendations to Duquesne Light's Supplement No. 89. On February 21, 2025, the Office of Consumer Advocate (OCA) filed a letter in support of Supplement No. 89. On March 7, 2025, Duquesne Light filed a response to RESA's letter.

RESA's February 20, 2025 letter suggested two recommendations that RESA would like the Commission to consider while reviewing Supplement No. 89. RESA recommended that 1) the Commission consider that Duquesne Light should advise customers in advertising materials/TOU website that additional TOU options may be available in the competitive market, and that 2) Duquesne Light should recover all costs associated with the TOU rate from default service customers as they propose. RESA also stated that it elected not to request that the Commission permit it to further pursue its concerns related to this proposal through a further expedited hearing as contemplated by Ordering Paragraph 5 of the Commission Order.

Duquesne Light's March 7, 2025 letter addressed both issues raised in RESA's letter. Pertaining to the first issue raised by RESA, Duquesne Light stated that it is concerned that referring customers to programs that may not exist will result in customer confusion and frustration. Duquesne Light stated that it has previously unsuccessfully attempted to encourage electricity generation suppliers (EGSs) to offer TOU rates in the company's service territory and has attempted to encourage customers to enroll in EGS TOU options. Duquesne Light stated that these efforts have not been successful because EGSs have not consistently offered such programs. Duquesne Light also stated that it is not currently aware of any EGSs that are offering TOU rates in its service territory. Duquesne Light further stated that the advertising of potential EGS TOU programs that do not exist will create customer confusion, especially to the extent that any customer

calls Duquesne Light seeking TOU programs. Duquesne Light noted that it currently includes a Frequently Asked Questions on its TOU webpage which includes a link to the company's webpage about shopping for electricity supply. Duquesne Light stated that the company plans to include this type of language for the expanded TOU Supply rate as well. As to the second issue raised by RESA, Duquesne Light agreed that it should recover its TOU costs from customers as proposed. Duquesne Light noted that no party has challenged this issue.

In considering the first issue raised by RESA, it is worth mentioning the availability of TOU program advertising materials on PAPowerSwitch², the official electric shopping website of the Commission. It should be noted that because the TOU program is different and more complex than conventional offers, TOU programs are not included on the usual shopping pages on PAPowerSwitch. Utilities and suppliers are able to post a weblink on PAPowerSwitch, and electric utility customers are able to navigate the PAPowerSwitch site to any TOU offers on their websites that may be available³. Currently there are only default service providers or utilities that are offering a TOU product on PAPowerSwitch. The Commission's Office of Competitive Market Oversight (OCMO) has informed the supplier community in the past about making the TOU programs available to shopping customers, but no supplier has posted a TOU offer yet.

It should be noted that the Commission will not address the second issue raised by RESA; the recovery of costs associated with the expansion of the TOU program available to residential and commercial customers with smart meters under 200 kW of demand. This matter is more appropriately addressed in the company's next filing of its Annual Reconciliation Statement pursuant to 66 Pa. C.S. § 1307(e).

² [Shop and Compare Electric Rates in PA | PAPowerSwitch](#)

³ <https://www.papowerswitch.com/understanding-energy/about-rates-terms/time-of-use/>

For the reasons expressed above, Duquesne Light Company's Supplement No. 89 to Tariff Electric PA. P.U.C. No. 25 is hereby approved; **THEREFORE,**

IT IS ORDERED:

1. That Duquesne Light Company's Supplement No. 89 to Tariff Electric PA. P.U.C. No. 25 is hereby approved.
2. That Duquesne Light Company's Supplement No. 89 to Tariff Electric PA. P.U.C. No. 25 shall be permitted to go into effect on June 1, 2025.
3. That a copy of this Order shall be served upon Duquesne Light Company, the Bureau of Investigation and Enforcement, the Office of Consumer Advocate, the Office of Small Business Advocate, and any parties named in the underlying proceeding at Docket No. P-2024-3048592.

BY THE COMMISSION,



Rosemary Chiavetta
Secretary

(SEAL)

ORDER ADOPTED: April 10, 2025

ORDER ENTERED: April 10, 2025