

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Duquesne Light Company : M-2025-3057325
for Approval of its Act 129 Phase V Energy :
Efficiency and Conservation Plan :

PREHEARING CONFERENCE ORDER

A Prehearing Conference is scheduled in this case for **Tuesday, January 6, 2026 at 10:00 a.m.** The undersigned administrative law judge will preside telephonically. To participate in the conference, you must dial the toll-free number listed below. You will be prompted to enter a PIN number, which is also listed below. You will be asked to speak your name and then the telephone system will connect you to the hearing.

Toll-free Bridge Number: **1.866.759.6860**
PIN Number: **71568747**

You must call into the conference on the scheduled day and time. Failure of any party to attend the Prehearing Conference without good cause shall constitute a waiver of all objections to the agreements reached and matters decided at the Prehearing Conference. You will not be called by the Administrative Law Judge.

The parties are hereby directed to comply with the following requirements:

1. The parties are directed to confer prior to the Prehearing Conference to discuss and attempt to agree upon a litigation schedule and any proposals for discovery modifications. Evidentiary hearings will be held in-person, in Harrisburg, PA.

2. Consistent with the statutory deadline and Commission Orders addressing scheduling for the Phase V Energy Efficiency and Conservation Plan cases, the Prehearing Conference must be held by January 6, 2026. *Energy Efficiency and Conservation Program –*

Phase V, Docket No. M-2025-3052826 (Opinion and Order entered Dec. 18, 2025); *Energy Efficiency and Conservation Program*, Docket No. M-2025-3052826 (Opinion and Order entered Sept. 4, 2025); *Energy Efficiency and Conservation Program*, Docket No. M-2025-3052826 (Opinion and Order entered June 18, 2025); 66 Pa.C.S. § 2806.1(e)(2). Requests for changes of subsequent prehearing conferences or hearings, if any, should state the agreement or opposition of other parties, and must be submitted in writing no later than five (5) days prior to the scheduled conference or hearing. 52 Pa. Code § 1.15(b). Requests for changes must be sent to the presiding officer by email at egannon@pa.gov, with copies to all parties of record. Only the undersigned Administrative Law Judge or Office of Administrative Law Judge Scheduling Unit may grant a request for a change of a conference or hearing. Such changes are granted only in rare situations where sufficient cause exists.

In accordance with the foregoing, all parties must be prepared to participate in the scheduled Prehearing Conference.

3. Failure of a party to attend the Prehearing Conference or notify the Administrative Law Judge of their desire to fully participate, without good cause shown, shall constitute a waiver of all objections to the agreements reached and matters decided at the Prehearing Conference, including, but not limited to, any special discovery rules and the litigation schedule established for this case. 52 Pa. Code §§ 5.222(e), 5.224.

4. Please review the regulation pertaining to prehearing conferences, 52 Pa. Code § 5.222. Be prepared to discuss possibilities for settlement, discovery issues, service among parties and all other procedural issues relevant to this proceeding. In addition, note subsection (d), which provides, in part:

(d) Parties and counsel will be expected to attend the conference, fully prepared for a useful discussion of all problems involved in the proceeding, both procedural and substantive, and fully authorized to make commitments with respect thereto.

52 Pa. Code § 5.222.

5. Parties should review the regulations relating to discovery, specifically 52 Pa. Code §5.331(b), which provides, inter alia, that “a party shall endeavor to initiate discovery as early in the proceedings as reasonably possible,” and 52 Pa. Code § 5.322, which encourages parties to exchange information on an informal basis. The parties are expected to pursue resolution of discovery issues among themselves; motions to compel should be filed only after such efforts have failed. There are limitations on discovery and sanctions for abuse of the discovery process. 52 Pa. Code §§ 5.361, 5.371 5.372.

6. Pursuant to 52 Pa. Code §§ 1.21 and 1.22, you may represent yourself, if you are an individual, or you may have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted Pro Hac Vice, represent you. However, if you are a partnership, corporation, trust, association, or governmental agency or subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted Pro Hac Vice, represent you in this proceeding. Unless you are an attorney, you may not represent someone else. Attorneys shall ensure that their appearance is entered in accordance with the provisions of 52 Pa. Code § 1.24(b).

7. Petitions to intervene that are filed prior to the Prehearing Conference will be addressed during the conference. Petitions to intervene that are filed after the Prehearing Conference on January 6, 2026, if not untimely or otherwise defective on their face, shall be deemed granted if not objected to within three (3) business days after filing. If objected to, such pleadings will be addressed by order.

8. Unless otherwise established by the presiding officer, all filing and service deadlines in this proceeding are by 4:30 p.m. on the due date.

9. All parties must serve the presiding officer electronically at egannon@pa.gov with any document you file in this proceeding. No hard copies should be served to the presiding officer unless materials are not available electronically. If you send the presiding officer any documents or correspondence, you must also send copies to all other parties

in the case. For your convenience, a copy of the Commission's current service list of the parties is enclosed with this Order.

a. All filings and pre-served testimony, and any accompanying schedules and exhibits, should be emailed to the presiding officer in PDF and native formats (Word and Excel).

b. **No later than January 6, 2026**, Duquesne Light Company should email the presiding officer a copy of its December 1, 2025 filing in native formats (Word/Excel).

10. Commission policy promotes settlements. 52 Pa. Code § 5.231(a). The parties are encouraged to commence settlement discussions as early as possible.

Date: December 30, 2025

_____/s/
Erin L. Gannon
Administrative Law Judge

M-2025-3057325 - PETITION OF DUQUESNE LIGHT COMPANY FOR APPROVAL OF ITS ACT 129 PHASE V ENERGY EFFICIENCY AND CONSERVATION PLAN

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