

CITIZEN POWER

Public Policy Research Education and Advocacy

October 2, 2013


Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17105-3265

**Re: Pennsylvania Public Utility Commission v. Duquesne Light Company
Docket No. R-2013-2372129**

Dear Secretary Chiavetta:

Enclosed for filing with the Commission please find the Prehearing Memorandum of Citizen Power, Inc. in the above-referenced proceeding.

Sincerely,



Theodore Robinson
Counsel for Citizen Power

Enclosure

cc: All parties per Certificate of Service
Honorable Conrad A. Johnson

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	Docket No. R-2013-2372129
	:	
v.	:	
	:	
Duquesne Light Company	:	

PREHEARING MEMORANDUM OF CITIZEN POWER, INC.

Pursuant to the Public Utility Code, 52 Pa. Code § 5.222(d)(1), and in response to the September 26, 2013 Administrative Law Judges' Prehearing Conference Order in the above-captioned matter, Citizen Power, Inc. ("Citizen Power") provides the following information:

I. History of the Proceeding

On August 2, 2013, Duquesne Light Company ("Duquesne" or "Company") filed Proposed Supplement 81 to Duquesne Light Company's Tariff Electric PA PUC No. 24. Duquesne's filing proposes to increase electric distribution service rates by \$76.3 million, which would allow the Company an opportunity to earn an overall rate of return of 8.36% including an 11.25% return on common equity upon the distribution rate base of \$1.54 billion.

On September 2, 2013, Citizen Power filed a Petition to Intervene. No party has objected to Citizen Power's intervention. On September 26, 2013, the Commission entered an Order suspending the filing pursuant to 66 Pa. C.S. §1308(d) until May 1, 2014 and assigning the case to the Office of Administrative Law Judge. Also on September 26, 2013, the Honorable Conrad A. Johnson entered a Prehearing Conference Order setting the date for a Prehearing Conference on October 4, 2013.

II. Service List

Citizen Power respectfully requests that its entry on the service list should be for its counsel, as follows:

Theodore Robinson
Staff Attorney
Citizen Power
2121 Murray Avenue
Pittsburgh, PA 15217

Counsel consents to the service of documents by electronic mail to robinson@citizenpower.com, as provided in 52 Pa. Code § 1.54(b)(3).

III. Schedule and Discovery Rules

The various parties are continuing to work together to develop a schedule for this proceeding. Citizen Power will continue to work with the parties to develop a reasonable schedule and any necessary modifications to the Commission's discovery rules.

IV. Witnesses

At this time, Citizen Power has not determined whether they will offer testimony in this matter. If it is determined that Citizen Power will be calling a witness, the Administrative Law Judges and other parties will be notified as soon as the witness is identified.

V. Issues

Citizen Power is in the process of reviewing the filing and testimony submitted by the Company. From a broad perspective, Citizen Power is investigating whether the proposed rate increases and the associated rate of return are reasonable. More narrowly, Citizen Power has

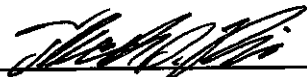
determined that it has concerns that the increase in the fixed charges for residential customers may discourage energy conservation. In addition, Citizen Power will be investigating the impacts of the proposed rate increase upon different customer classes. Furthermore, as a supporter of energy efficiency measures, Citizen Power is examining the proposed inclusion of LED lighting fixtures in certain tariffs. At this time, Citizen Power continues to evaluate its position on the filing and will refine its position based upon further study of the plan, review of discovery and additional input from other parties. Petitioner reserves the right to raise other issues as necessary and appropriate during the course of the proceeding and to respond to issues raised by other parties.

VI. Settlement

Citizen Power recognizes the potential savings for the Court and the Parties that can be achieved through settlement. Citizen Power is amenable to settlement discussions and the possibility of reaching a settlement in this matter.

Respectfully Submitted,

Citizen Power, Inc.

By: 
Theodore S. Robinson (PA Bar # 203852)
Citizen Power
2121 Murray Avenue
Pittsburgh, PA 15217
(412) 421-7029 (phone)

Dated: October 2, 2013

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission : Docket No. R-2013-2372129
: :
v. : :
: :
Duquesne Light Company : :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the Prehearing Memorandum of Citizen Power, Inc. upon the participants listed below, in accordance with the requirements of § 1.54 (relating to service by a participant).

VIA FIRST CLASS MAIL AND/OR E-MAIL

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Dated this 2nd day of October, 2013.

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