

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

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Consumer Advocate

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January 19, 2010

James J. McNulty
Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

RE: Petition of Duquesne Light Company for
Approval of a Time-of-Use Plan
Docket No. P-2009-2149807

Dear Secretary McNulty:

Enclosed for filing is the Notice of Intervention and Public Statement of the Office of Consumer Advocate, in the above-referenced proceeding.

Copies have been served as indicated on the Certificate of Service.

Respectfully Submitted,

A handwritten signature in cursive script that reads "David T. Evrard".

David T. Evrard
Assistant Consumer Advocate
PA Attorney I.D. # 33870

Enclosures

cc: Administrative Law Judge
Office of Special Assistants

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Petition of Duquesne Light Company : Docket No. P-2009-2149807
for Approval of a Time-of-Use Plan :

NOTICE OF INTERVENTION

Pursuant to 52 Pa. Code Sections 5.71-74, the Office of Consumer Advocate hereby gives Notice of Intervention in the above-captioned proceeding. A copy of all correspondence and notices, documents, orders or other communications with respect to the above-captioned proceeding should be addressed to the following:

David T. Evrard
Assistant Consumer Advocate
PA Attorney I.D. # 33870
E-Mail: DEvrard@paoca.org
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555 Walnut Street
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Harrisburg, PA 17101-1923
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Respectfully submitted,



David T. Evrard
Assistant Consumer Advocate
PA Attorney I.D. # 33870

DATED: January 19, 2010
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PUBLIC STATEMENT OF THE
OFFICE OF CONSUMER ADVOCATE
PURSUANT TO 71 P.S. SECTION 309-4(e)

Act 161 of the Pennsylvania General Assembly, 71 P.S. § 309-2, as enacted July 9, 1976, authorizes the Consumer Advocate to represent the interests of consumers before the Pennsylvania Public Utility Commission (PUC or Commission). In accordance with Act 161, and for the following reasons, the Consumer Advocate has determined to file an Answer and Intervention and participate in proceedings before the Commission involving the Time-of-Use Plan (Plan or TOU Plan) and the Petition for Approval of the Plan (Petition), which was filed by Duquesne Light Company (Duquesne) on December 28, 2009.

Duquesne's Plan involves four phases over the period 2010-2013. The four phases include: (1) conduct market research in 2010 and obtain Commission approval for proposed pilot projects; (2) establish base line consumption and demand data during 2011 for two residential pilot programs and continue and expand customer research and enroll participants; (3) implement two residential pilot programs in 2012; and (4) implement a more complete TOU pricing program for smart meter customers beginning with smart meter rollout in 2013. Much of Duquesne's Plan is preliminary and details will be developed over the course of the four year period as the Company conducts further research and analysis and relies on the results of its pilot programs to develop the TOU offerings that will eventually be offered to its customers once smart meters begin to be fully deployed in 2014. Duquesne expects to make supplemental filings in this docket as further details of its Plan are developed.

The Consumer Advocate intervenes in this proceeding on behalf of Duquesne's consumers to ensure that the interests of those consumers are represented with regard to the Commission's review of this initial filing, in the ongoing development of the Plan over time and in connection with all subsequent filings made by Duquesne relative to the Plan.

CERTIFICATE OF SERVICE

Petition of Duquesne Light Company : Docket No. P-2009-2149807
for Approval of a Time-of-Use Plan :

I hereby certify that I have this day served a true copy of the foregoing document, Notice of Intervention and Public Statement of the Office of Consumer Advocate, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code Section 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 19th day of January 2010.

SERVICE BY E-MAIL and INTEROFFICE MAIL

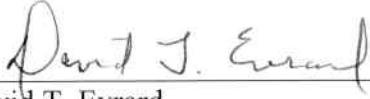
Johnnie E. Simms, Esquire
Office of Trial Staff
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

SERVICE BY E-MAIL and FIRST CLASS MAIL

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