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March 29, 2010

VIA HAND-DELIVERY

James J. McNulty, Esq.
Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, Pennsylvania 17120

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**RE: REPLY COMMENTS of THE ENERGY ASSOCIATION of PENNSYLVANIA
TO THE TENTATIVE ORDER REGARDING
TECHNICAL REFERENCE MANUAL UPDATE
DOCKET NO. M-00051865**

Dear Secretary McNulty:

This letter presents Reply Comments of the Energy Association of Pennsylvania (“Association”) in the above-referenced matter on a number of issues raised by stakeholders in comments filed to this docket on or about March 12, 2010.

Initially, several electric distribution companies (“EDCs”) recommended addition of deemed savings for measures not already in the current or proposed update of the Technical Reference Manual (“TRM”). The Association supports the consideration of additions proposed, noting that the Commission has established a process for regular annual updates. Additionally, the Association requests that the Commission, along with the Statewide Evaluator (“SWE”), adopt protocol for approving deemed savings values on an interim basis with respect to measures not yet in the TRM. Such measures may be labeled as “custom” until included in an annual update of the TRM; however, determination of savings produced by such prescriptive type measures should be streamlined by the SWE to ensure cost effectiveness and avoid the higher cost of establishing energy and demand savings for custom measurement and verification protocol.

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The Association requests that this issue be expeditiously addressed and implemented by the Technical Working Group established to provide guidance to the SWE in clarifying measurement protocols. See Tentative Order at p.2. To the extent savings values can be quantified in a collaborative process such as the Technical Working Group and implemented to determine energy and demand savings for identified prescriptive measures, EE&C measurement and verification costs should be minimized. In turn, a greater portion of the Act 129 budget could be used for programs, as opposed to developing and utilizing custom measurement and verification protocol.

Additionally, the Association echoes and supports the comments of Duquesne, the FirstEnergy companies and Constellation regarding the inclusion in the TRM of the PJM demand response protocol options for measurement and verification. As stated by Constellation, with the integration of PJM demand response protocol in the TRM, the variety and number of customers participating in Act 129 demand savings programs will increase and confidence in performance measurement protocols used to determine savings will be assured.

The Association supports the Commission's efforts to continually update the TRM so as to streamline the process for measurement and verification of energy and demand savings in the context of Act 129 EE&C Plans.

Sincerely,



Donna M. J. Clark
Vice President and General Counsel

DMJC

CC: James H. Cawley, Chairman (via hand-delivery)
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