

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Metropolitan Edison Company	:	
for Approval of its Act 129 Phase II	:	M-2012-2334387
Energy Efficiency and Conservation Plan	:	
	:	
Petition of Pennsylvania Electric Company	:	
For Approval of its Act 129 Phase II	:	M-2012-2334392
Energy Efficiency and Conservation Plan	:	
	:	
Petition of Pennsylvania Power Company	:	
For Approval of its Act 129 Phase II	:	M-2012-2334395
Energy Efficiency and Conservation Plan	:	
	:	
Petition of West Penn Power Company	:	
For Approval of its Act 129 Phase II	:	M-2012-2334398
Energy Efficiency and Conservation Plan	:	

**PREHEARING MEMORANDUM OF THE COALITION FOR AFFORDABLE UTILITY  
SERVICES AND ENERGY EFFICIENCY IN PENNSYLVANIA**

The Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania (“CAUSE-PA”), through its counsel at the Pennsylvania Utility Law Project, hereby files this Prehearing Memorandum pursuant to the November 29, 2012 Prehearing Conference Order issued by Administrative Law Judge Elizabeth H Barnes.

**I. Background**

On November 13, 2012, Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, and West Penn Power Company, each of which is a wholly owned subsidiary of First Energy Company (“First Energy or the “Companies”) filed a Joint Petition for Approval of their respective Act 129 Phase II Energy Efficiency and Conservation Plans (“Phase II EE&C Plans” or “Plans”) and request for consolidated review of the proposed

plans with the Pennsylvania Public Utility Commission (Commission) in compliance with 66 Pa.C.S. § 2806.1(b) (relating to energy efficiency and conservation programs.) In accordance with the Energy Efficiency and Conservation Program Implementation Order, entered on August 3, 2012, at Docket Nos. M-2008-2069887 and M-2012-2289411, the Commission directed that responsive pleadings along with comments and recommendations are to be filed with the Commission within 20 days of the publication of notice in the *Pennsylvania Bulletin*. Notice of the companies' filing of their proposed Phase II EE&C Plans was published in the *Pennsylvania Bulletin* on December 1, 2012, [42 Pa.B. 7371]. On December 14, 2012, CAUSE-PA filed a Petition to Intervene in the above captioned matters.

**II. Issues to be Presented**

CAUSE-PA intends to address, among other issues, whether the proposed Phase II EE&C Plans ensure that the low income population, as defined in the Act, is correctly targeted; whether those low income customers obtain a share of the total energy savings that is in accord with the Commission's August 3, 2012 Order; and whether the measures employed, and methods of coordination and education are appropriate and comport with and satisfy the requirements of Act 129 and Commission Orders.

**III. Witnesses and Testimony**

CAUSE-PA intends to present the following witness to testify in this matter, but reserves the right to call additional witnesses as may be warranted upon proper notice to Your Honor and the parties:

Thu B. Tran, Esq.  
Community Legal Services, Inc.

1424 Chestnut Street  
Philadelphia, PA 19102  
(215) 981-3777  
[ttran@clsphila.org](mailto:ttran@clsphila.org)

Ms. Tran will address the issues identified above and any other issues that may arise in the course of this proceeding.

**IV. Proposed Schedule**

CAUSE-PA finds the schedule proposed by ALJ Barnes in her November 29, 2012 Prehearing Order to be acceptable and will work amenable with ALJ Barnes and the parties regarding determining the final schedule. CAUSE-PA requests consideration regarding the proposed Evidentiary Hearing dates of January 16-17, 2013. The witness for CAUSE-PA in this matter, Thu B. Tran is also its witness in the PPL Act 129 Phase II proceeding, for which a Hearing is scheduled to be held on January, 16, 2012. It is requested that should the presence of Ms. Tran be required that flexibility be provided to permit her to accommodate the schedule of both proceedings.

**V. Public Input Hearings**

CAUSE-PA does not oppose the scheduling of public input hearing but is not presently requesting that one be scheduled.

**VI. Joint Petition for Consolidation**

CAUSE-PA has no objection to the Joint Petition for Consolidation of Proceedings and Approval of Energy Efficiency and Conservations Plans Phase II of Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company Plan and West Penn Power Company filed on November 13, 2012.

**VII. Settlement**

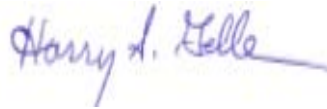
CAUSE-PA is willing and ready to engage in settlement discussions in an attempt to resolve or narrow the issues in this proceeding, with any and all parties, and encourages the parties to engage in settlement early in the process.

**VIII. Service on CAUSE-PA**

CAUSE-PA is represented by the attorneys at the Pennsylvania Utility Law Project. Electronic service and one hard copy of all documents should be served on CAUSE-PA as follows:

Respectfully submitted,

**PENNSYLVANIA UTILITY LAW PROJECT**  
*Counsel for CAUSE-PA*



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December 18, 2012

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Energy Efficiency and Conservation Plan	:	
	:	
Petition of West Penn Power Company	:	
For Approval of its Act 129 Phase II	:	M-2012-2334398
Energy Efficiency and Conservation Plan	:	

**Certificate of Service**

I hereby certify that I have this day served copies of the attached Prehearing Memo via Email and US Postal Service First Class Mail upon the statutory parties and counsel of record in the captioned matter as set forth below in accordance with the requirements of 52 Pa. Code § 1.54:

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Date: December 18, 2012