# BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility Commission

v. : R-2015-2469275

:

PPL Electric Utilities Corporation

### **Prehearing Memorandum**

On April 22, 2015, a Prehearing Conference Order was issued by the Honorable Susan D. Colwell, Administrative Law Judge. The Order set forth specifications to direct the course of litigation and ordered parties to provide information about certain aspects of the proceedings to be resolved at the Prehearing Conference, scheduled for May 7, 2015. In response, Clean Air Council ("CAC"), hereby files this Prehearing Conference Memorandum.

## I. Background

On March 31, 2015, PPL Electric Utilities Corporation ("PPL") filed with the Pennsylvania Public Utility Commission ("PUC") Supplement No. 179 to PPL Electric Tariff – Electric PA. P.U.C. No. 201 ("Supplement No. 179"), which, if accepted, would allow PPL to increase its distribution revenue by approximately \$167.5 million. This equates to an average increase in distribution rates of 18.5% and an overall rate increase of approximately 3.9%.

On April 23, 2015 the Commission entered an order suspending the implementation of Supplement No. 179 by operation of law until January 1, 2016, and opened an investigation to determine the lawfulness, justness, and reasonableness of the rates, rules, and regulations contained in proposed Supplement No. 179. Clean Air Council filed its Petition to Intervene on April 29, 2015. A Prehearing Conference is scheduled for May 7, 2015.

#### **II.** Issues to be Presented

Based upon its initial review of PPL's proposal CAC has identified the following issues:

- a. Financial impact on low- and moderate-income CAC members (all PPL rate payers);
- b. Impact on CAC members who have considered, installed, or will plan to install renewable energy sources, including, but not limited to photovoltaic panels (solar);
- c. Impact on CAC members who have considered, installed, or will plan to install energy efficiency products or take any action to reduce energy consumption through practicing energy efficiency.

Clean Air Council reserves the right to raise other issues as those may arise.

## III. Witnesses

Clean Air Council has not identified a witness that it may call, however, CAC reserves the right to call a witness, or witnesses.

#### IV. Proposed Schedule

Clean Air Council does not object to the schedule agreed upon by all parties:

- May 7, 2015 Prehearing Conference
- June 2, 2015 Public Hearings
- June 23, 2015 Direct of Other Parties
- July 1, 2015 First Settlement Conference Deadline
- July 20, 2015 Rebuttal
- July 28, 2015 Second Settlement Conference Deadline
- July 31, 2015 Surrebuttal
- August 6-7 & 10-11, 2015 Evidentiary Hearings
- September 1, 2015 Main Brief
- September 11, 2015 Reply Brief
- October 16, 2015 Recommended Decision
- December 17, 2015 PUC Public Meeting

#### V. Public Input Hearings

Due to the potential impact on all PPL rate payers, including CAC members, CAC supports the proposed public input hearings for June 1 or 2, 2015, at 1:00 p.m. and 6:00 p.m. in Harrisburg. PPL's proposed rate increase has the potential to deeply impact low- and moderate-

income members and those who intend to, or have taken steps to implement energy efficiency measures and/or have considered or installed renewable energy sources. The public's input in this proposal is extremely critical and should be considered by the Commission.

# VI. <u>Settlement</u>

Clean Air Council will engage in settlement discussions with any and all parties in an attempt to resolve or narrow the issues in this proceeding.

## VII. Service on Clean Air Council

Electronic service only of all documents should be served on CAC as follows:

Joseph O. Minott, Esq.

E-Mail: joe minott@cleanair.org

Logan Welde, Esq.

E-Mail: lwelde@cleanair.org Telephone: 215-567-4004 - 126

WHEREFORE, Clean Air Council respectfully submits this Prehearing Conference Memorandum

Respectfully submitted,

Joseph O. Minott, Esq., PA ID 36463 Logan Welde, Esq., PA ID: 315012

135 S. 19<sup>th</sup> Street, Suite 300

Philadelphia, Pennsylvania 19103

May 1, 2015

# **CERTIFICATE OF SERVICE**

I hereby certify that this day I served a copy of Clean Air Council's Prehearing Memorandum upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code § 1.54.

# Via Email and/or First Class Mail

via Emananu/or First Class Man	T
The Honorable Susan D. Cowell	Steven C. Gray, Esq.
Administrative Law Judge	Office of Small Business Advocate
P.O. Box 3265	300 North 2 <sup>nd</sup> Street, Suite 202
Harrisburg, PA 17105	Harrisburg, PA 17101
scolwell@pa.gov	sgray@pa.gov
Joseph L. Vullo, Esq.	Elizabeth R. Marx, Esq.
Commission on Economic Opportunity	Harry S. Geller, Esq.
1460 Wyoming Avenue	Pennsylvania Utility Law Project
Forty Fort, PA 18704	118 Locust Street
<u>ilvullo@aol.com</u>	Harrisburg, PA 17101
	pulp@palegalaid.net
David B. MacGregor, Esq.	Richard A. Kanaskie, Esq.
John H. Isom, Esq.	Deputy Chief Prosecutor
Post & Schell, PC	Bureau of Investigation & Enforcement
Four Penn Center	PA Public Utility Commission
1600 John F. Kennedy Blvd.	400 North Street
Philadelphia, PA 19103	Harrisburg, PA 17120
dmacgregor@postschell.com	rkanaskie@pa.gov
jisom@postschell.com	
Michael W. Gang, Esq.	Paul E. Russell, Esq.
Christopher T. Wright, Esq.	Kimberly A. Klock, Esq.
Post & Schell, PC	PPL Electric Utilities Corporation
17 North Second Street, 12 <sup>th</sup> Floor	2 North Ninth Street
Harrisburg, PA 17101	Allentown, PA 18101
mgang@postschell.com	perussell@pplweb.com
cwright@postschell.com	kklock@pplweb.com
Darryl A. Lawrence, Esq.	KKIOCK(@/pp/wco.com
Lauren M. Burge, Esq.	
Hobart J. Webster, Esq.	
Office of Consumer Advocate	
5 <sup>th</sup> Floor, Forum Place, 555 Walnut Street	
Harrisburg, PA 17101	
dlawrence@paoca.org	
lburge@paoca.org	
hwebster@paoca.org	

Ernest Logan Welde, Esq.

Jogan Welde