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October 13, 2015

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

VIA ELECTRONIC FILING

**RE: Pennsylvania Public Utility Commission v. PPL Electric Utilities Corporation;
Docket No. R-2015-2469275**

**Petition of PPL Electric Utilities Corporation For Waiver of the Distribution System
Improvement Charge Cap of 5% of Billed Revenues; Docket No. P-2015-2474714**

Dear Secretary Chiavetta:

On October 5, 2015, Administrative Law Judge ("ALJ") Susan D. Colwell issued a Recommended Decision ("R.D.") recommending approval, without modification, of the Joint Petition for Approval of Settlement of All Issues ("Joint Petition" or "Settlement") of the base rate case filed by PPL Electric Utilities Corporation ("PPL" or "Company") on March 31, 2015. The PP&L Industrial Customer Alliance ("PPLICA"), on behalf of the National Passenger Railroad Corporation ("Amtrak"), is a signatory to the Settlement. Consistent with the Joint Petition, PPLICA does not except to the findings in the R.D. *See* Joint Petition, p. 17. While PPLICA, on behalf of Amtrak, supports the R.D.'s finding that the Settlement is in the public interest, PPLICA submits that the R.D. includes a factual statement that merits clarification of the record.¹

In reviewing the underlying testimony filed by PPL and Amtrak on Rate LPEP issues, the R.D. observes that PPL's Rebuttal Testimony explained "[t]he history of how Rate Schedule LPEP has evolved and the very significant savings Amtrak has received as a result of being on Rate Schedule LPEP." R.D., p. 46. PPLICA submits that the brief statement regarding PPL's testimony on "savings Amtrak has received as a result of being on Rate LPEP" should be clarified to reflect PPLICA's record testimony stating that Rate LPEP eliminated cross-subsidization, as "Amtrak would have been subsidizing LP-5 customers had it not changed to the LPEP rate." *See* R.D., p. 44 *citing* PPL Stmt. No. 4-R, pp. 30-32 *but see also* PPLICA Stmt.

¹ PPLICA files this letter out of concern that, absent the clarification herein, the language in the R.D. addressing Amtrak's savings on Rate LPEP could be cited with prejudice, contrary to the language set forth in Paragraph 63 of the Joint Petition. *See* Joint Petition, p. 17.


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No. 3-S, p. 5. Because the Settlement itself did not address the matter of whether Amtrak received "savings" as a result of being on Rate LPEP, PPLICCA submits that this limited clarification benefits the Commission and all parties by avoiding uncertainty and providing a full account of the record supporting the Settlement.

As shown on the attached Certificate of Service, all parties to this proceeding are being duly served. Thank you.

Very truly yours,

McNEES WALLACE & NURICK LLC

By 
Adeolu A. Bakare

Counsel to the PP&L Industrial Customer Alliance

Enclosures

c: Administrative Law Judge Susan D. Colwell (via e-mail and First-Class Mail)
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

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Dated this 13th day of October, 2015, at Harrisburg, Pennsylvania.