**BEFORE THE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Duquesne Light Company for Approval : M-2015-2515375

of its Act 129 Phase III Energy Efficiency and :

Conservation Plan :

**SECOND PREHEARING ORDER**

**Suspending Litigation Schedule**

**And**

**Authorizing Submission of Evidence**

**via Stipulation and Affidavit**

 The Commission’s Order in Docket No. M-2014-2424864, entered June 19, 2015, requires each electric distribution company to file a plan in Phase III of the Act 129 Energy Efficiency and Conservation Plan (EE&C) series. *Energy Efficiency and Conservation Program,* Docket No. M-2014-2424864 (*Implementation Order*) entered June 19, 2015, which sets up the litigation process Duquesne Light Company and other electric distribution companies (EDCs) must follow.

 On January 6, 2016, the parties met for a prehearing conference with the presiding officer. The parties discussed various litigation and procedural matters. As a result, the presiding officer issued a Scheduling Order on January 7, 2016 which commemorated the litigation matters to which the parties agreed at the prehearing conference. Specifically, the Scheduling Order provided a litigation schedule.

Subsequently, on January 11, 2016, the presiding officer revised the litigation scheduled, after consultation with the parties, to account for a change in the public meeting schedule. Specifically, the litigation schedule was revised to reflect Duquesne Light’s Revised Plan would be filed on February 10, 2016 and the presiding officer would certify the hearing record on February 12, 2016.

On January 21, 2016, the parties informed the presiding officer, via electronic mail, that an agreement in principle had been reached between the parties. The parties requested a suspension of the litigation schedule and indicated a Settlement Petition would be received, along with Duquesne Light’s Revised Plan, on or before February 10, 2016.

In addition, the parties asserted they stipulated with each other that all written statements and exhibits would be admitted into the hearing record, without objection, provided the written statements and exhibits were filed with the Secretary’s Bureau with fully-executed affidavits on or before February 10, 2016.

Accordingly, the parties requested that the evidentiary hearing scheduled for Tuesday, January 26, 2016 be cancelled.

THEREFORE,

IT IS ORDERED:

 1. That the litigation schedule, as specified in the Prehearing Order dated January 11, 2016, is suspended pending receipt of a fully-executed Settlement Petition from the parties.

 2. That the Settlement Petition shall be filed with the Secretary’s Bureau and served upon the presiding officer on or before 4:00 p.m. on Wednesday, February 10, 2016.

 3. That the evidentiary hearing scheduled to be conducted on Tuesday, January 26, 2016 shall be cancelled.

 4. That, on or before noon on Tuesday, February 9, 2016, Duquesne Light Company and the parties shall provide to the presiding officer one itemized list of all written statements and exhibits which will be admitted into the hearing record.

 5. That, on or before 4:00 p.m. on Wednesday, February 10, 2016, all parties will cause to be filed with the Secretary’s Bureau, each written statement and/or exhibit listed, per Ordering Paragraph 4 above.

 6. That the hearing record will close at 4:00 p.m. on Wednesday, February 10, 2016 and the hearing record will be certified on or before 4:00 p.m. on Friday, February 12, 2016.

Date: January 22, 2016 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Katrina L. Dunderdale

 Administrative Law Judge

**M-2015-2515375 – PETITION OF DUQUESNE LIGHT COMPANY - FOR APPROVAL OF ITS ACT 129 PHASE III ENERGY EFFICIENCY AND CONSERVATION PLAN**

***(Revised 1/22/16)***

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