**BEFORE THE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Metropolitan Edison Company for :

Approval of a Distribution System Improvement : P-2015-2508942

Charge :

Office of Consumer Advocate :

: C-2016-2531040

v. :

:

Metropolitan Edison Company :

Petition of West Penn Power Company for :

Approval of a Distribution System Improvement : P-2015-2508948

Charge :

Office of Consumer Advocate :

: C-2016-2531019

v. :

:

West Penn Power Company :

Petition of Pennsylvania Electric Company for :

Approval of a Distribution System Improvement : P-2015-2508936

Charge :

Office of Consumer Advocate :

: C-2016-2531060

v. :

:

Pennsylvania Electric Company :

Petition of Pennsylvania Power Company for :

Approval of a Distribution System Improvement : P-2015-2508931

Charge :

Office of Consumer Advocate :

: C-2016-2531054

v. :

:

Pennsylvania Power Company :

**THIRD FURTHER PREHEARING ORDER**

On June 9, 2016, the Pennsylvania Public Utility Commission (Commission) entered Orders separately approving petitions for a Distribution System Improvement Charge (DSIC) filed by Metropolitan Edison Company (Met-Ed), Pennsylvania Electric Company (Penelec), West Penn Power Company (West Penn) and Pennsylvania Power Company (Penn Power) (collectively referred to as “First Energy”). In the Orders, the Commission determined that the petitions comply with the requirements of Act 11 of 2012 (Act 11) and the Commission’s Final Implementation Order implementing Act 11. Implementation of Act 11 of 2012, Docket No. M-2012-2293611 (entered Aug. 2, 2012). The Commission found the petitions to be consistent with applicable law and Commission policy and allowed the tariffs to go into effect on July 1, 2016. The Commission, however, also referred the matters to the Office of Administrative Law Judge (OALJ) for hearing and preparation of a recommended decision regarding various issues raised in response to the petitions.

The ensuing consolidated proceeding culminated in an Opinion of the Pennsylvania Supreme Court dated July 21, 2021. In that Opinion, the Supreme Court determined to remand the matters to the Commission “for the purpose of requiring [the First Energy companies] to revise their tariffs and Distribution System Improvement Charge calculations in accordance with Section 1301.1(a) of the Public Utility Code, 66 Pa.C.S. § 1301.1.” Subsequently, the matters were referred again to OALJ.

As a result, on October 27, 2021, a hearing notice was issued establishing a further call-in telephonic prehearing conference for Thursday, December 2, 2021 at 10:00 a.m. and assigning me as the presiding officer. A second further prehearing conference order was issued on October 27, 2021 regarding the further prehearing conference and requesting prehearing memoranda be submitted by November 24, 2021.

On November 19, 2021, however, counsel for First Energy requested that the further prehearing conference be continued to provide the parties an opportunity to discuss potential revisions to the companies’ DSIC rider’s to comply with Section 1301.1 and the Supreme Court’s order. Counsel indicated that no other party objects to the continuance. The request for a continuance was granted via email on November 22, 2021. A hearing cancellation notice was issued by the Commission on November 22, 2021 formally cancelling the further prehearing conference.

On December 9, 2021, a further prehearing conference notice was issued rescheduling the further prehearing conference to **Thursday, January 13, 2022** at 10:00 a.m. **The parties are directed to dial 877-931-3508 and use PIN 32041174** to access the hearing. In anticipation of that hearing, this prehearing order is being issued.

ORDER

THEREFORE,

IT IS ORDERED:

1. That a further call-in prehearing conference shall be held at 10:00 a.m. on Thursday, January 13, 2022 at 10:00 a.m. The parties are directed to dial 877-931-3508 and use PIN 32041174 to access the hearing. **If a party fails to participate in the hearing, the hearing may proceed without that party and a decision may be entered against that party**. Any party that does not participate in the hearing or otherwise express an interest in participating in this proceeding will be removed from the official service list.
2. That on or before **Thursday, January 6, 2022**, parties shall file and serve a Prehearing Memoranda which shall include:
3. The name, address, telephone number and e-mail address of the person they wish to have listed on the service list.
4. Names, business addresses, and telephone numbers of witnesses the party expects to call and the subject matter of each witness’ testimony.
5. A list of the issues and sub-issues of this proceeding which the party intends to address and a statement of the party’s position on each of the issues and sub-issues listed.
6. A brief statement describing the evidence the party proposes to present at hearing, relating the evidence to each of the issues and sub-issues the party intends to address.
7. That all other aspects of the second further prehearing order dated October 27, 2021 remain in effect.

Date: December 9, 2021 \_\_\_\_\_/s/\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Joel H. Cheskis

Deputy Chief Administrative Law Judge

**Petition of**

**P-2015-2508931 - PENNSYLVANIA POWER COMPANY**

**P-2015-2508936 – PENNSYLVANIA ELECTRIC COMPANY**

**P-2015-2508942 – METROPOLITAN EDISON COMPANY**

**P-2015-2508948 – WEST PENN POWER COMPANY**

**FOR APPROVAL OF ITS LONG-TERM INFRASTRUCTURE IMPROVEMENT PLAN**

*Revised 1/22/21*

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