



August 15, 2023

VIA eFILING

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

Re: Petition of Philadelphia Gas Works for Approval of Demand Side Management Plan for FY 2024-2026, 52 Pa. Code § 62.4 – Request for Waivers

Docket P-2014-245936

Dear Secretary Chiavetta:

Enclosed please find the **Prehearing Memorandum of Tenant Union Representative Network (TURN)** in the above referenced proceeding.

Sincerely,

/s/ Daniela E. Rakhlina-Powsner

Daniela E. Rakhlina-Powsner
Counsel for TURN

Enc.

Cc: Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Philadelphia Gas Works for	:	
Approval of Demand-Side Management	:	
Plan for FY 2024-2026	:	
	:	Docket No. P-2014-2459362
Philadelphia Gas Works Universal Service	:	
and Energy Conservation Plan for 2014-2016	:	
52 Pa Code § 62.4 — Request for Waivers	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the Prehearing Memorandum of Tenant Union Representative Network (TURN) and upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code §1.54.

VIA EMAIL

The Honorable F. Joseph Brady
Administrative Law Judge
Pennsylvania Public Utility Commission
801 Market Street, Suite 4063
Philadelphia, PA 19107
fbrady@pa.gov
pmcneal@pa.gov

Lauren M. Burge, Esq.
Eckert Seamans Cherin & Mellott, LLC
600 Grant Street, 44th Floor
Pittsburgh, PA 15219
lburge@eckertseamans.com

Daniel Clearfield, Esq.
Deanne M. O'Dell, Esq.
Eckert Seamans Cherin & Mellott, LLC 213
Market Street, 8th Floor
Harrisburg, PA 17101
dclearfield@eckertseamans.com
dodell@eckertseamans.com

Sharon E. Webb, Esq.
Office of Small Business Advocate
555 Walnut Street, 1st Floor
Harrisburg, PA 17101
swebb@pa.gov

Gina Miller, Esq.
Darryl A. Lawrence, Esq.
Office of Consumer Advocate
555 Walnut Street, 5th Floor Harrisburg, PA
17101-1923
cappleby@paoca.org
dlawrence@paoca.org

Carrie B. Wright, Esquire
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120
carwright@pa.gov

Joseph Minott, Esq.
Logan Welde, Esq.
Clean Air Council of Philadelphia
135 South 19th St., Suite 300
Philadelphia, PA 19103
joe_minott@cleanair.org
lwelde@cleanair.org

Charis Mincavage, Esq.
Adelou Bakare, Esq.
McNees Wallace & Nurick, LLC
100 Pine Street, P.O. Box 1166
Harrisburg, PA 17108-1166
cmincava@mwn.com
ABakare@mwn.com

Elizabeth Marx
John Sweet
Ria Pereira
Pennsylvania Utility Law Project
118 Locust Street
Harrisburg, PA 17101
pulp@palegalaid.net

Respectfully Submitted,
Community Legal Services
Counsel for TURN

/s/ Daniela Rakhlina-Powsner

Daniela E. Rakhlina-Powsner, Esq.
PA ID. 332206
1424 Chestnut Street
Philadelphia, PA 19102
T: 215-981-3700
F: 267-765-6481

August 15, 2023

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Philadelphia Gas Works for	:	
Approval of Demand-Side Management	:	
Plan for FY 2024-2026	:	
	:	Docket No. P-2014-2459362
Philadelphia Gas Works Universal Service	:	
and Energy Conservation Plan for 2014-2016	:	
52 Pa Code § 62.4 — Request for Waivers	:	

Prehearing Memorandum of Tenant Union Representative Network

The Tenant Union Representative Network (“TURN”), through its counsel Community Legal Services, Inc., hereby submits the following Prehearing Memorandum pursuant to the Prehearing Conference Order of August 3, 2023.

I. Background

On June 16, 2023, Philadelphia Gas Works (“PGW”) filed a Demand-Side Management Program (“DSM”) Implementation Plan for Fiscal Years 2024-2026 (hereinafter “Proposed DSM IV”). PGW filed this Proposed DSM IV at Docket No. P2014-2459362. PGW’s prior DSM Plans for 2016-2020 and 2021-2023 were also reviewed and approved at this docket.

On July 26th, TURN filed a petition to intervene, stating that the subject matter of PGW's DSM IV is critical to the low- and moderate-income members of TURN who are PGW residential customers and/or rely on PGW natural gas service, and who stand to benefit from a robust suite of energy efficiency programs that can effectively reduce household consumption and ultimately make gas bills more affordable.

On August 3, 2023, Administrative Law Judge F. Joseph Brady issued a Prehearing Order directing that Prehearing Memoranda be submitted on or before noon on Tuesday, August 15, 2023. TURN submits this Prehearing Memorandum pursuant to that Order.

II. Identification of Issues

TURN has reviewed PGW's filing and has preliminarily identified the following issues:

- 1) Whether the suite of proposed energy efficiency programs can effectively reduce household consumption;
- 2) Whether energy efficiency measures will be easily available to low-income Philadelphia tenants, some of whom may reside in multi-family dwellings where PGW has proposed to curtail offerings;
- 3) Whether the utilization of rebates and incentives for new gas appliances contributes to the City of Philadelphia's carbon neutrality goals and the reduction of greenhouse gas emissions;
- 4) Whether the energy efficiency measures and/or rebates contribute to consumer health and safety; and
- 5) Whether PGW's proposed DSM IV Plan and associated cost recovery is just and reasonable.

TURN anticipates that other issues may come up during the course of the proceeding and reserves the right to examine any other issues that arise.

III. Witnesses and Testimony

TURN has not yet identified a witness for this proceeding. TURN reserves the right to call witnesses as may be warranted upon proper notice to the Commission and the parties.

IV. Service on TURN

Electronic copies of all documents should be served on TURN as follows:

Daniela E. Rakhlina-Powsner, Esq.
Joline R. Price, Esq.
Robert W. Ballenger, Esq.

COMMUNITY LEGAL SERVICES, INC.

1424 Chestnut Street

Philadelphia, PA 19102

Telephone: 215-227-4379

Facsimile: 267-765-6481

drakhlinapowsner@clsphila.org

jprice@clsphila.org

rballenger@clsphila.org

V. Discovery

TURN will work with the parties to develop a proposed plan and schedule of discovery that supports the prompt and robust exchange of all relevant information.

VI. Settlement

TURN 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. TURN anticipates engaging in settlement discussions early in this proceeding.

VII. Schedule

TURN is prepared to work with Your Honor and the parties to establish a reasonable litigation schedule. The schedule should provide adequate time and opportunity for a thorough analysis of PGW's filing, PGW and non-PGW testimony and discovery requests.

Respectfully submitted,

/s/ Daniela Rakhlina-Powsner

Daniela E Rakhlina-Powsner, Esq. (Attorney ID: 332206)

Joline R. Price, Esquire (Attorney ID: 315405)

Robert W. Ballenger, Esquire (Attorney ID: 93434)

COMMUNITY LEGAL SERVICES, INC.

1424 Chestnut Street

Philadelphia, PA 19102

Telephone: 215-227-4379

Facsimile: 267-765-6481

drakhlinapowsner@clsphila.org

jprice@clsphila.org

rballenger@clsphila.org

