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July 6, 2010

Via Electronic FilingRosemary Chiavetta, Secretary
PA Public Utility Commission
PO Box 3265
Harrisburg, PA 17105-3265Re: PA Public Utility Commission v. Philadelphia Gas Works
Docket Nos. R-2009-2139884 and P-2009-2097639

Dear Secretary Chiavetta:

Philadelphia Gas Works (“PGW”) today became aware of the filing of “Exceptions” to the Recommended Decision recommending approval of the Joint Petition for Settlement of the above-captioned dockets¹ filed by Denise Devlin. It is therefore requesting that this letter be accepted as a Reply *Nunc Pro Tunc* to her Exceptions.

Ms. Devlin excepts to the lack of specifics in the Settlement concerning PGW’s proposed changes to the Customer Responsibility Program (“CRP”), PGW’s Customer Assistance Program. As discussed in the Recommended Decision, PGW agreed to file a separate proposal to implement changes to PGW’s CRP. *See* Recommended Decision, at pp. 31-32. The lack of specifics in the Settlement was intentional. The settling parties agreed that the specifics of PGW’s proposed changes to CRP would be set forth – and resolved by the PUC – in a separate filing. PGW has since made that separate filing, which can be found at Docket No. P-2010-2178610.

That petition fully explains the conservation incentive element that PGW is proposing and provides support for its position that an incentive (rather than a penalty) mechanism is the best approach to encouraging conservation by customers enrolled in PGW’s CRP. Ms. Devlin is free to participate in that proceeding and raise any concerns that she may have about the proposed structure of the conservation incentive.

¹ The Secretarial Letter of June 21, 2010 established a (in hand) deadline for exceptions of June 28, 2010 by 4:30 P.M. The Commission’s Consolidated Docket Sheets indicates that her Exceptions were received by the Commission on June 29, 2010.

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Thank you for your attention to this matter.

Sincerely,


Daniel Clearfield

cc: Hon. Charles Rainey, Jr.
Cheryl Walker Davis, OSA
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of PGW's Letter upon the participants listed below in accordance with the requirements of § 1.54 (relating to service by a participant):

VIA E-MAIL & FIRST CLASS MAIL

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