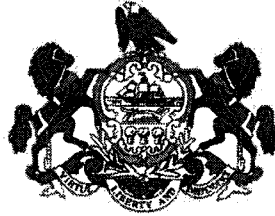


ROBERT W. GODSHALL, MEMBER  
150 MAIN CAPITOL BUILDING  
PO BOX 202053  
HARRISBURG, PENNSYLVANIA 17120-2053  
PHONE: (717) 783-6428  
FAX: (717) 787-7424

DISTRICT OFFICE:  
1702 COWPATH ROAD  
HATFIELD, PENNSYLVANIA 19440  
PHONE: (215) 368-3500  
FAX: (215) 361-4220  
E-mail: rgodshal@pahousegop.com



**House of Representatives**  
Commonwealth of Pennsylvania  
Harrisburg

**COMMITTEES**

CONSUMER AFFAIRS, CHAIRMAN  
INSURANCE  
LEGISLATIVE BUDGET & FINANCE

2837

May 16, 2012

The Honorable Silvan B. Lutkewitte, III, Chairman  
Independent Regulatory Review Commission  
333 Market Street, 14<sup>th</sup> Floor  
Harrisburg, PA 17101

Re: Default Service Regulations, IRRC No. 2837  
PA PUC Final Regulations No. 57-273

Dear Chairman Lutkewitte:

I write today in support of the above referenced final rulemaking resubmitted without revision by the PA Public Utility Commission (PUC) on May 1, 2012 following initial Independent Regulatory Review Commission (Commission) disapproval.

I'm disappointed that it has taken this amount of time for this regulation to reach final consideration stage and realize that it represents a first step in the PUC's implementation of Act 129 of 2008 (Act 129). However, I find the comments submitted by the industry and the Office of Consumer Advocate persuasive and therefore, support of the resubmitted regulation.

Specifically, I believe that the regulatory certainty provided by the PUC regulation is necessary to provide guidance to the industry as it continues to make necessary business decisions to comply with the requirements of Act 129. Particularly relevant is the language in the PUC's current default service regulations requiring energy procurement at "prevailing market prices." This language is in direct conflict with the Act 129 mandate that the default service energy provided to retail customers be provided at "least cost over time." The regulation takes a necessary step to eliminate this conflict and while it is my hope that the PUC acts with deliberate speed to complete a subsequent regulation that addresses the outstanding issues identified by the Commission I respectfully request that the Commission reconsider its disapproval and approve this regulation.

Sincerely,

A handwritten signature in cursive script that reads "Robert W. Godshall".

Robert W. Godshall, Chairman  
Consumer Affairs Committee

RWG:AR:jh

cc: George D. Bedwick, Vice Chairman  
Arthur Coccodrilli, Commissioner  
John Minzer, Commissioner  
Lawrence J. Tabas, Esq., Commissioner

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