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March 7, 2024

E-FILE

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

RE: Petition of PECO Energy Company for Approval of Its Default Service Plan for the Period from June 1, 2025 Through May 31, 2029; Docket No. P-2024-3046008

Dear Secretary Chiavetta:

Attached for filing with the Pennsylvania Public Utility Commission is the Prehearing Conference Memorandum of Calpine Retail Holdings, LLC ("Calpine") in the above proceeding.

The parties shown on the attached Certificate of Service are being duly served with a copy of Calpine's Prehearing Conference Memorandum by e-mail.

If you have any questions, please contact me.

Thank you.

Sincerely,

NORRIS McLAUGHLIN, P.A.

/s/ John F. Lushis, Jr.

John F. Lushis, Jr.

cc: Administrative Law Judge Eranda Vero (via e-mail)
Administrative Law Judge Arlene Ashton (via e-mail)
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that I am this day serving a true copy of the foregoing document upon the participants listed below in accordance with the requirements of Section 1.54 (relating to service by a participant).

VIA E-MAIL

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/s/ John F. Lushis, Jr.

John F. Lushis, Jr.
Counsel to Calpine Retail Holdings, LLC

Dated this 7th day of March 2024 in Allentown, Pennsylvania

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company :
for Approval of Its Default Service Program : Docket No. P-2024-3046008
for the Period From June 1, 2025 Through :
May 31, 2029 :

**PREHEARING CONFERENCE MEMORANDUM
OF CALPINE RETAIL HOLDINGS, LLC**

TO THE HONORABLE ERANDA VERO AND THE HONORABLE ARLENE ASHTON

Pursuant to the Prehearing Conference Order dated April 21, 2024, in the above-captioned proceeding and Sections 5.221 of the Pennsylvania Public Utility Commission’s (“PUC” or “Commission”) Regulations, 52 Pa. Code § 5.221, Calpine Retail Holdings, LLC (together with its operating subsidiaries, “Calpine”) hereby files this Prehearing Conference Memorandum.

I. PROCEDURAL HISTORY

1. On February 2, 2024, PECO Energy Company (“PECO”) petitioned the Commission for approval of the Company’s sixth Default Service Program (“DSP V”).
2. On March 1, 2024, Calpine petitioned to intervene in this proceeding.
3. Calpine is a provider of competitive electric services and as such is directly affected by the default service programs maintained by PECO and other electric utilities.

II. COUNSEL

4. The name and address of Calpine’s attorney is:

John F. Lushis, Jr. (I.D. No. 32400)
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All parties are requested to hereafter serve said counsel electronically with all documents served in this proceeding.

III. EXPECTED ISSUES

5. Calpine is concerned with issues that affect competitive markets in Pennsylvania, including the structure of the default service, the procurement and implementation of default service supply and the product mix under the default service program, that could potentially harm or become a disincentive to create customized and innovative competitive retail electric products and services for its current and prospective customers.

IV. PROPOSED WITNESSES

6. Calpine does not expect to file direct testimony. Depending on the issues raised in direct testimony by other parties, Calpine reserves the right to call Becky Merola, a Calpine Director of Government & Regulatory Affairs, as a rebuttal witness. Calpine reserves the right to offer additional witnesses as necessitated by the issues.

V. LITIGATION SCHEDULE

7. Calpine will cooperate with the parties and the Presiding Officers to develop and agree upon a reasonable litigation schedule.

VI. DISCOVERY

8. Calpine has not submitted discovery as of the date of this Prehearing Conference Memorandum. Should it conclude that such discovery is necessary, it will submit its requests consistent with the schedule proposed by PECO. Calpine will cooperate with the parties and the Presiding Officers to develop and agree upon discovery procedures including a discovery schedule.

VII. SETTLEMENT

9. Calpine is willing to engage in settlement discussions with any and all parties at any time during this proceeding.

WHEREFORE, Calpine Retail Holdings, LLC respectfully submits this Prehearing Conference Memorandum in anticipation of the Prehearing Conference currently scheduled to be held telephonically on March 8, 2024, at 10:00 am.

Respectfully submitted,
NORRIS McLAUGHLIN, P.A.

By /s/ John F. Lushis, Jr.
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Dated: March 7, 2024