

**PENNSYLVANIA PUBLIC UTILITY COMMISSION  
HARRISBURG, PENNSYLVANIA 17105-3265**

**Petition of PECO Energy Company for Approval  
of its Default Service Program II**

**Public Meeting: September 27, 2012  
2283641-OSA  
Docket No. P-2012-2283641**

**MOTION OF  
COMMISSIONER PAMELA A. WITMER**

Before the Pennsylvania Public Utility Commission (PUC or Commission) today is the PECO Energy Company's (PECO or Company) request for approval of its Default Service Program II (DSP II) for the period of June 1, 2013 to May 31, 2015. One of the contested issues in the above-referenced proceeding is whether low income customers should be eligible to participate in the DSP II's Retail Market Enhancement (RME) Programs, including the Opt-In Competitive Offer and Standard Offer Programs.

PECO proposed excluding Customer Assistance Program (CAP) customers from the RME programs, and requested that the Commission wait to decide this issue until the Universal Service subgroup completes its work under the Retail Market Investigation, which includes providing the Commission with a recommendation on the issue of low-income customer participation in the competitive market.<sup>1</sup> Alternatively, the Retail Energy Supply Association (RESA) argued that CAP customers should be included in PECO's proposed RMEs at the commencement of its DSP II.

The Commission is committed to ensuring that all customers, including CAP customers, are eligible to participate in the competitive retail electricity market. I am supportive of RESA's position on the issue, especially with regard to the portability of CAP credits, but acknowledge that PECO currently does not allow shopping for customers enrolled in its CAP Program and that there are a number of issues that must be addressed in order to effectuate this change.

Rather than delay the inclusion of CAP customers within the DSP II RME Programs, I recommend that we direct PECO to develop a plan that, by January 1, 2014, allows its CAP customers to purchase their generation supply from Electric Generation Suppliers. As a way to further assist the Company, the Commission's Office of Competitive Market Oversight (OCMO) should be directed to work with PECO to ensure that, to the extent possible, the DSP II RME Programs are available to these customers and to provide a path that allows both CAP credits and the Low Income Heating Energy Assistance Program funds (LIHEAP) to be used by customers when choosing an entity to provide their generation service. Beyond allowing CAP customers to participate in the DSP II's RME Programs, this action will ensure that all customers have the ability to avail themselves of the full benefits of retail electric competition and is consistent with the proposal released earlier today related to the *Investigation of PA's Retail Electricity Market* at Docket No. I-2011-2237952.

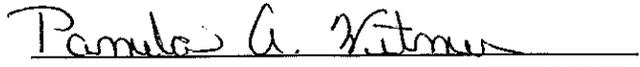
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<sup>1</sup> See Recommended Decision at 74-75.

**THEREFORE, I move that:**

1. The Office of Special Assistants draft an appropriate order consistent with this Motion.

**DATE: September 27, 2012**

  
**PAMELA A. WITMER, COMMISSIONER**