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December 19, 2011

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

**Re: Joint Petition of Metropolitan Edison Company, Pennsylvania Electric Company,  
Pennsylvania Power Company and West Penn Power Company For Approval of  
Their Default Service Programs  
Docket Nos. P-2011-2273650, P-2011-2273668, P-2011-2273669 and P-2011-2273670**

Dear Secretary Chiavetta:

Enclosed for filing on behalf of Washington Gas Energy Services, Inc. ("WGES") is an original of its Petition to Intervene. This document has been e-filed at the Pennsylvania Public Utility Commission's website. Copies have been served in accordance with the attached Certificate of Service.

If you have any questions, please do not hesitate to contact me. Thank you.

Best Regards,

STEVENS & LEE

  
Michael A. Gruff

Encl.

Philadelphia • Reading • Valley Forge • Lehigh Valley • Harrisburg • Lancaster • Scranton  
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A PROFESSIONAL CORPORATION

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Joint Petition of Metropolitan Edison Company,	:	P-2011-2273650
Pennsylvania Electric Company, Pennsylvania	:	P-2011-2273668
Power Company and West Penn Power Company	:	P-2011-2273669
For Approval of Their Default Service Programs	:	P-2011-2273670

**PETITION TO INTERVENE OF  
WASHINGTON GAS ENERGY SERVICES, INC.**

Washington Gas Energy Services, Inc. (WGES), by its undersigned counsel, hereby files this Petition to Intervene in the above-captioned proceeding pursuant to 52 Pa. Code §§ 5.71 *et seq.* In support of this Petition WGES states as follows:

1. On November 17, 2011, Metropolitan Edison Company (Met-Ed), Pennsylvania Electric Company (Penelec), Pennsylvania Power Company (Penn Power), and West Penn Power Company (West Penn) (collectively, the “First Energy Companies”) filed a Joint Petition for Approval of their Default Service Implementation Plans at Docket Nos. P-2011-2273650, P-2011-2273668, P-2011-2273669 and P-2011-2273670. The Joint Petition was filed pursuant to Section 2807(e) of the Public Utility Code.

2. On November 30, 2011, Administrative Law Judge Elizabeth Barnes issued a Prehearing Conference Order, which scheduled a Pre-Hearing Conference in this matter for December 22, 2011, and indicated that Petitions to Intervene must be filed no later than December 19, 2011.

3. By notice published in the Pennsylvania Bulletin on December 3, 2011, the Pennsylvania Public Utility Commission (“Commission”) directed that formal protests and Petitions to Intervene must be filed no later than December 19, 2011.

4. WGES is a licensed electric generation supplier (“EGS”) in the Commonwealth of Pennsylvania and first began serving commercial and residential customers in Pennsylvania at the beginning of 2010, including in the service territories of Met-Ed, Penn Power, Penelec, and West Penn. WGES has served electricity supply markets since 2000 in Maryland, 2001 in the District of Columbia and 2006 in Delaware in accordance with the start of electric choice programs in those jurisdictions

5. WGES has participated in various Commission proceedings related to electricity competition issues, including the Commission’s Investigation of Pennsylvania’s Retail Electricity Markets and the Commission’s proceedings regarding Interim Guidelines for Eligible Customer Lists (Dkt. No. M-2010-2183412) and Net-Metering Policy (Dkt no. M-2011-2249441).

6. WGES is represented in the above-captioned matter by the following counsel and all correspondence should be directed to them at the following addresses:

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7. The Commission's regulations at 52 Pa. Code § 5.72(a) provides that " A petition to intervene may be filed by a person claiming a right to intervene or an interest of such nature that intervention is necessary or appropriate to the administration of the statute under which the proceeding is brought. The right or interest may be one of the following:

- (1) A right conferred by statute of the United States or of the Commonwealth.
- (2) An interest which may be directly affected and which is not adequately represented by existing participants, and as to which the petitioner may be bound by the action of the Commission in the proceeding.
- (3) Another interest of such nature that participation of the petitioner may be in the public interest. WGES's intervention in this case satisfies the requirements of 52 Pa. Code § 5.72(a) and that its participation in this proceeding is otherwise in the public interest."

8. WGES clearly meets the standard for intervention. The Default Service Plans proposed in this proceeding include several proposals that will directly impact WGES, including a proposal for a retail opt-in auction and customer referral program. As an EGS operating in the

service territories of the First Energy Companies, WGES will be directly impacted by the final structure of the Default Service Plans. WGES also seeks to participate to ensure that the retail market enhancements that the First Energy Companies committed to in connection with their merger approval are maintained in the context of their Default Service Plans. Furthermore, WGES seeks to participate to ensure that the First Energy Companies' Default Service Plans comply with the Commission's Final Order Regarding Upcoming Default Service Plans<sup>1</sup>, which contains numerous recommendations for improving retail competition in Pennsylvania.

9. The interests of WGES are not represented by any other participant in this proceeding, the outcome of which will be binding upon WGES. While other EGSs will likely intervene in this proceeding, EGSs are not uniform in their position on the variety of issues involved in the Default Service Plan. WGES has views on issues that differ from other EGSs, and unless WGES is permitted to intervene, such views will not be represented in this proceeding.

10. Because WGES has a direct and substantial interest in this proceeding, and because no other entity can represent WGES's interests, WGES's Petition to Intervene should be granted.

11. Because this proceeding is still in its preliminary stages and because the First Energy Companies have not yet filed testimony in support of their Petition, WGES is still in the process of formulating its positions on the proposed Default Service Plans. WGES will finalize its positions on the various issues in this proceeding after reviewing the testimony and the other materials to be provided by the First Energy Companies.

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<sup>1</sup> *Investigation of Pennsylvania's Retail Electricity Market: Recommendations Regarding Upcoming Default Service Plans*, Docket No. I-2011-2237952 (Final Order Entered December 16, 2011)

**WHEREFORE**, Washington Gas Energy Services, Inc. respectfully requests that its Petition to Intervene be granted and that it be accorded full party status in the above-captioned proceeding.

Respectfully submitted,

STEVENS & LEE, P.C.



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Attorneys for  
Washington Gas Energy Services, Inc.

Dated: December 19, 2011

**CERTIFICATE OF SERVICE**

I hereby certify that I am this day serving a true copy of the foregoing  
Petition on the participants listed below in accordance with the requirements of 52 Pa.  
Code Section 1.54 (relating to service by a participant).

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OPTION ONE ENERGY LLC.  
321 N. CLARK STREET  
5TH FLOOR  
CHICAGO IL 60654

OPTIONS CONSULTING  
SERVICES  
1331 CONANT STREET  
MAUMEE OH 43537

PALMCO POWER PA LLC  
1350 60TH STREET  
BROOKLYN NY 11219  
718.851.6655

PARAGON ADVISORS LLC  
1730 PARK STREET  
SUITE  
NAPERVILLE IL 60563

MATTHEW T KINNEY COUNSEL  
PATRIOT ENERGY GROUP INC  
1 ROUNDER WAY SUITE 200  
BURLINGTON MA 01803

PEPCO ENERGY SERVICES INC  
D/B/A POWER CHOICE  
1300 NORTH 17TH STREET  
SUITE 1600  
ARLINGTON VA 22209

JOE CARTWRIGHT PRESIDENT  
PES BROKERS INC  
1305 FM 359 SUITE H  
RICHMOND TX 77406

STEVE PINCUS ESQUIRE  
PJM INTERCONNECTION LLC  
VALLEY FORGE CORPORATE  
CENTER  
955 JEFFERSON AVENUE  
NORRISTOWN PA 19403-2497

CHRISTOPHER GAFFNEY  
ESQUIRE  
PLANET ENERGY  
(PENNSYLVANIA) CORP  
800-10 KINGSBRIDGE GARDEN CIRCLE  
MISSISSAUGA ON L5R 3K6

PLATINUM ADVERTISING II LLC  
PO BOX 3223  
CLEARWATER BEACH FL  
33767

POWER BROKERS LLC  
D/B/A PB2 TEXAS LLC  
5440 HARVEST HILL ROAD  
SUITE 260  
DALLAS TX 75230

PPL ENERGYPLUS LLC  
PO BOX 25225  
LEHIGH VALLEY PA 18002

RICHARD ALBANESE MANAGING  
MEMBER  
PREMIER ENERGY GROUP LLC  
1275 BOUND BROOK ROAD  
SUITE 6  
MIDDLESEX NJ 08846

PREMIER POWER SOLUTIONS  
LLC  
107 BRECKENRIDGE STREET  
GROVE CITY PA 16127  
JAMES W STINSON PRESIDENT  
PRICE POINT ENERGY LLC  
3320 FOREST ROAD  
BETHEL PARK PA 15102  
412-835-9288

PRIORITY POWER  
MANAGEMENT LLC  
310 WEST WALL  
SUITE 500  
MIDLAND TX 79701

PROVIDENT ENERGY  
CONSULTING LLC  
107 CHELSEY DRIVE  
SUITE 2  
MEDIA PA 19063

DAVID PEARSALL CEO AND  
CHAIRMAN  
PUBLIC POWER, LLC  
39 OLD RIDGEBURY ROAD  
SUITE 14  
DANBURY CT 06810

ANN PIERCE  
RAPID POWER MANAGEMENT  
LLC  
19111 NORTH DALLAS  
PARKWAY SUITE 125  
DALLAS TX 75287

ERIC ZIMMERMAN PRESIDENT  
REFLECTIVE ENERGY  
SOLUTIONS LLC  
ONE UNIVERSITY PLAZA SUITE  
407  
HACKENSACK NJ 07601

DAVID FLEMING DIRECTOR  
RELIABLE POWER, LLC  
1040 AVENUE OF THE  
AMERICAS  
24TH FLOOR  
NEW YORK NY 10018

RELIANT ENERGY NORTHEAST  
LLC  
1201 FANNIN STREET  
5TH FLOOR  
HOUSTON TX 77002

RESOURCE ENERGY SYSTEMS  
LLC  
11200 WESTHEIMER ROAD  
SUITE 520  
HOUSTON TX 77042-3227

RESPOND POWER LLC  
100 DUTCH HILL ROAD  
SUITE 310  
ORANGETOWN NY 10962

FRANK RICHARDS  
RICHARDS ENERGY GROUP  
INC  
781 SOUTH CHIKES ROAD  
MANHEIM PA 17545-9135

JAMES J ROSENTHAL  
PRESIDENT  
ROSENTHAL ENERGY  
ADVISORS  
1412 MAIN STREET  
SUITE 2100  
DALLAS TX 75202

DAVID WIERS PRESIDENT  
SATORI ENTERPRISES LLC  
DBA SATORI ENERGY  
815 WEST SUPERIOR STREET  
#1  
CHICAGO IL 60642

SCHOOL POWER INC  
315 FULLER ROAD  
BOX 686  
DALTON PA 18414

SECURE ENERGY SOLUTIONS  
LLC  
12 SOMERS ROAD  
EAST LONGMEADOW MA  
01028

SHIPLEY ENERGY COMPANY  
PO BOX 946  
550 EAST KING STREET  
YORK PA 17403

SOURCEONE INC (DE) D/B/A  
SOURCEONE ENERGY INC  
132 CANAL STREET  
BOSTON MA 02114

SOUTH JERSEY ENERGY CO  
ONE NORTH WHITE HORSE  
PIKE  
PO BOX 152  
HAMMONTON NJ 08037

SPARK ENERGY LP  
3010 BRIAR PARK DRIVE  
SUITE 550  
HOUSTON TX 77042

RUZHDI DAUTI PRESIDENT  
STARION ENERGY PA INC  
220 MAIN STREET SOUTH  
SUITE 206  
SOUTHBURY CT 06488

STREAM ENERGY  
PENNSYLVANIA LLC (IGNITE)  
PO BOX 7287  
PHILADELPHIA PA 19101-7287

RON TAGLIERI VP  
SUMMIT ENERGY SERVICES  
INC  
10350 ORMSBY PARK PLACE  
SUITE 400  
LOUISVILLE KY 40223

SUPERIOR PLUS ENERGY  
SERVICES LLC  
224 VALLEY CREEK BLVD  
EXTON PA 19341  
KENNETH E RYAN

SWITCH ENERGY  
581 BOYLSTON STREET  
SUITE 304  
BOSTON MA 02116

A PARKS COBB JR CEO  
SYR SOLUTIONS LP  
14027 MEMORIAL DRIVE #425  
HOUSTON TX 77079

TAYLOR CONSULTING AND  
CONTRACTING LLC  
625 MAIN STREET  
AVOCA PA 18641

TECHNOLOGY RESOURCE  
SOLUTIONS INC D/B/A PAETEC  
PO BOX 6121  
SCHENECTADY NY 12306

TES ENERGY SERVICES LP  
17480 DALLAS PARKWAY  
SUITE 200  
DALLAS TX 75287

STEVE WILSON CEO  
TEXZON UTILITIES LTD  
204 N I-35  
SUITE A  
RED OAK TX 75154

TFS ENERGY SOLUTIONS LLC  
D/B/A TRADITION ENERGY  
25 MALL ROAD  
SUITE 403  
BURLINGTON MA 01803

JOSEPH P COYLE JR  
PRESIDENT  
THE GALT COMPANY LLC  
1412 WALTER STREET  
SUITE 202  
BETHLEHEM PA 18015

MIKE STUMPO DIRECTOR  
THE LEGACY ENERGY GROUP  
LLC D/B/A LEGACY ENERGY  
32 WATERLOO STREET 3RD  
FLOOR  
WARRENTON VA 20186

THE LOYALTON GROUP  
1313 NORTH ATLANTIC STREET  
SUITE 5000  
SPOKANE WA 99201

CHUCK DOBBINS  
THE PENNSYLVANIA STATE  
UNIVERSITY  
155G OFFICE OF PHYSICAL  
PLANT  
UNIVERSITY PARK PA 16802

RICHARD HARRIS  
THE PENNSYLVANIA STATE  
UNIVERSITY  
113 OFFICE OF PHYSICAL  
PLANT  
UNIVERSITY PARK PA 16802

IAN SALADA  
THE PENNSYLVANIA STATE  
UNIVERSITY  
101P OFFICE OF PHYSICAL  
PLANT  
UNIVERSITY PARK PA 16802

CYNTHIA BALDWIN  
THE PENNSYLVANIA STATE  
UNIVERSITY  
OFFICE OF GENERAL  
COUNSEL  
108 OLD MAIN  
UNIVERSITY PARK PA 16802

MIKE PRINKEY PE  
THE PENNSYLVANIA STATE  
UNIVERSITY  
152M OFFICE OF PHYSICAL  
PLANT  
UNIVERSITY PARK PA 16802

GREG BASS DIRECTOR  
THE ROYAL BANK OF  
SCOTLAND PLC  
401 WEST A STREET  
SUITE 500  
SAN DIEGO CA 92101

JOHN TOBELMANN  
TOBELMANN ENERGY  
BROKERS INC  
5401 LISTER COURT  
CHESTER SPRINGS PA 19425

TOPCO ASSOCIATES D/B/A  
TOPSOURCE LLC  
350 GRANITE STREET  
THIRD FLOOR  
BRAintree MA 02184

TOTAL ENERGY RESOURCES  
LLC  
150 EAST BOCA RATON ROAD  
BOCA RATON FL 33432

TRIEAGLE ENERGY LLP  
PO BOX 131615  
THE WOODLANDS TX 77393-  
1615

TOD SHERMAN PRESIDENT  
TYBEC ENERGY MANAGEMENT  
SPECIALISTS INC  
12 ROYAL DRIVE  
LITITZ PA 17543

U S SUN ENERGY INC  
1599 270TH AVENUE  
MORA MN 55051  
USOURCE LLC  
6 LIBERTY LANE WEST  
HAMPTON NH 14437

UGI ENERGY SERVICES INC  
1 MERIDIAN BOULEVARD  
SUITE 2C01  
WYOMISSING PA 19610

BOB H SCHIFF MANAGING  
PARTNER  
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LLC  
6922 FLINT COVE DRIVE  
DALLAS TX 75248

UNIFIED ENERGY ALLIANCE  
LLC  
PO BOX 211  
ARENDSVILLE PA 17303

UNIFIED ENERGY ALLIANCE  
LLC  
PO BOX 211  
ARENDSVILLE PA 17303

MICHAEL HARRIS CEO  
UNIFIED ENERGY SERVICES  
LLC  
3900 ESSEX SUITE 750  
HOUSTON TX 77027

US ENERGY PARTNERS LLC  
D/B/A PAETEC ENERGY  
MARKETS  
600 WILLOW BROOK OFFICE  
PARK  
FAIRPORT NY 14450

STEVE A BOBICK PRESIDENT  
UTILITECH INC  
3020 PENN AVENUE  
WEST LAWN PA 19609

UTILITIES ANALYSES INC  
450 OLD PEACHTREE ROAD  
NW  
SUITE 103  
ATLANTA GA 30024

UTILITIES RATES ANALYSTS  
220 SOUTH 17TH STREET  
CAMP HILL PA 17011

THOMAS FITZGERALD  
PRESIDENT AND CEO  
VERDE ENERGY USA INC  
101 MERRITT 7  
3RD FLOOR  
NORWALK CT 06851

KEVIN SMITH PRESIDENT  
WINSTAR SOLUTIONS LLC  
6009 MENDOTA DRIVE  
PLANO TX 75024

CAROLYN OLDENBURG  
ESQUIRE  
WORLD ENERGY SOLUTIONS  
INC  
446 MAIN STREET  
WORCESTER ME 01608  
WORLEY & OBETZ INC  
85 WHITE OAK ROAD  
PO BOX 429  
MANHEIM PA 17545

ROBERT CROSS CEO  
XENCOM GREEN ENERGY LLC  
1609 PRECISION DRIVE  
SUITE 3000  
PLAWO TX 75074

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YOUR CHOICE ENERGY LLC  
1616 BATCHELOR COURT  
DUNEDIN FL 34698

  
\_\_\_\_\_  
Michael A. Gruin, Esq.

Dated this 19th day of December, 2011