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February 13, 2012

VIA HAND DELIVERY

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

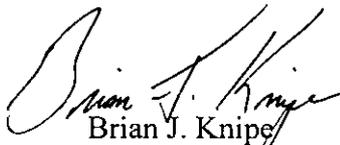
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PENNSYLVANIA
SECRETARY'S BUREAU

Re: *Petition of PECO Energy Company for Approval of its Default Service Program,*
Docket No. P-2012-2283641

Dear Secretary Chiavetta:

On behalf of FirstEnergy Solutions Corp., I have enclosed the original and three (3) copies of the *Petition to Intervene of FirstEnergy Solutions Corp.* Copies of these documents have been served in accordance with the attached Certificate of Service.

Very truly yours,



Brian J. Knipe

For BUCHANAN INGERSOLL & ROONEY, P.C.

BJK/kra

Enclosures

cc: The Honorable Dennis J. Buckley (via hand delivery, w/encls.)
Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company for : Docket.No. P-2012-2283641
Approval of its Default Service Program :

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**PETITION TO INTERVENE OF
FIRSTENERGY SOLUTIONS CORP.**

Pursuant to 52 Pa. Code §§ 5.71-5.75, FirstEnergy Solutions Corp. ("FES"), by and through its attorneys, hereby files this Petition to Intervene in the above-captioned proceeding, and in support thereof avers the following:

1. FES is a subsidiary of FirstEnergy Corp., a diversified energy services holding company headquartered in Akron, Ohio. FES provides wholesale and retail energy and related products to customers located primarily in the Mid-Atlantic and Midwest regions. FES has participated in the competitive default service supply procurements of all the largest electric distribution companies ("EDCs") in Pennsylvania, including PECO Energy Company ("PECO"). FES is also a licensed Electric Generation Supplier ("EGS") in Pennsylvania, having been authorized at Docket No. A-110078 to serve retail customers throughout the Commonwealth. In addition, FES has actively participated in the Pennsylvania Public Utility Commission's ("Commission") Retail Markets Investigation at Docket No. I-2011-2237952, in which the Commission entered an Order on December 16, 2011 giving guidance on the format and structure of Pennsylvania EDCs' default service programs, including the instant program proposed by PECO at this docket.

2. On or about January 13, 2012, PECO filed a Petition for Approval of a Default Service Program ("Petition") for the period June 1, 2013 through May 31, 2015. The Petition requests Commission approval of a Default Service Program to establish the terms and conditions under which PECO will procure and supply default service and meet requirements of

the Alternative Energy Procurement Standards Act for that period. The Petition also proposes and requests Commission approval of a Customer Referral program and a Retail Opt-in Auction program for certain of PECO's default service customers.

3. FES will be represented in this proceeding by the following attorneys, and requests that their names and addresses be placed on the Commission's service list and that they receive copies of all correspondence and other documents in this matter:

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4. Intervention in Commission proceedings is permitted where a person has an interest in the matter "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," or "another interest of such nature that participation of the petitioner may be in the public interest." 52 Pa. Code § 5.72(a)(2), (3).

5. FES is a potential participant in competitive wholesale power procurement process by which PECO will procure electric generation supply to meet the needs of its default service customers. FES is also a potential participant in PECO's Customer Referral and Retail Opt-in Auction programs. FES, as a licensed EGS currently serving retail customers in Pennsylvania, has a compelling interest in assuring that the terms, conditions and pricing of default service supply, and the terms and conditions of PECO's Customer Referral and Retail Opt-in Auction programs, have no adverse effect on competition in general, or on FES's ability to compete for retail sales to customers in PECO's service territory in particular. Accordingly,

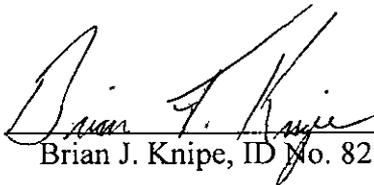
FES has several direct and substantial interests in this matter.

6. FES's interests cannot be adequately represented by any other party to this proceeding.

7. Because of the significance of this matter to FES as a wholesale electric supplier and a licensed EGS, FES requests that it be permitted to intervene in this matter and that it be placed on the service list.

WHEREFORE, for all of the foregoing reasons, FirstEnergy Solutions Corp. respectfully requests that the Pennsylvania Public Utility Commission grant its Petition to Intervene in any and all proceedings instituted in connection with the Petition.

Respectfully submitted,

By: 
Brian J. Knipe, ID No. 82854

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Dated: February 13, 2012

Attorneys for FirstEnergy Solutions Corp.

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VERIFICATION

I, TONY C. BANKS, Vice President of Competitive Market Policies for FirstEnergy Solutions Corp., hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

Date: 2/7/2012



Tony C. Banks

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company for : Docket No. P-2012-2283641
Approval of its Default Service Program :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party).

Via First-Class U.S. Mail

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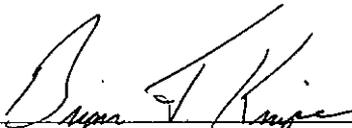
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Dated this 13th day of February, 2012.



Brian J. Knipe, Esquire

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