

**COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

	:	
	:	
	:	
<b>Joint Petition of Metropolitan Edison Company,</b>	:	<b>Docket Nos. P-2015-2511333</b>
<b>Pennsylvania Electric Company, Pennsylvania</b>	:	<b>P-2015-2511351</b>
<b>Power Company and West Penn Power</b>	:	<b>P-2013-2391375</b>
<b>Company For Approval of Their Default Service</b>	:	<b>P-2013-2391378</b>
<b>Programs</b>	:	
	:	

---

**PETITION TO INTERVENE OF  
EXELON GENERATION COMPANY, LLC**

---

Before the Pennsylvania Public Utility Commission (the “Commission”), pursuant to 52 Pa. Code §§ 5.71-5.76, Exelon Generation Company, LLC and Constellation New Energy, Inc. (“ExGen”), by its undersigned counsel, hereby file this Petition to Intervene in the above-captioned proceeding. In support of this Petition to Intervene, ExGen states the following:

1. The principal place of business of ExGen is:

100 Constellation Way, Suite 500C  
Baltimore, MD 21202

Lael E. Campbell  
Director, Regulatory Affairs  
Exelon Corporation  
101 Constitution Ave., NW  
Washington, DC 20001  
Phone: 202-637-0350  
[lael.campbell@constellation.com](mailto:lael.campbell@constellation.com)

H. Rachel Smith  
Asst. General Counsel  
Exelon Business Services Corp.  
100 Constellation Way, Suite 500C  
Baltimore, MD 21202  
Telephone: (410) 470-3713  
[holly.smith@exeloncorp.com](mailto:holly.smith@exeloncorp.com)

2. The name and address of ExGen’s counsel in this matter is:

H. Rachel Smith  
Asst. General Counsel  
Exelon Business Services Corp.  
100 Constellation Way, Suite 500C

Baltimore, MD 21202  
Telephone: (410) 470-3713  
[holly.smith@exeloncorp.com](mailto:holly.smith@exeloncorp.com)

ExGen's attorney is authorized to accept service on behalf of ExGen in this proceeding. ExGen requests that the Commission and all parties of record serve copies of all discovery requests and answers, correspondence, Commission Orders and any other documents issued on both ExGen and its attorney. Particularly, ExGen respectfully requests that service (both electronic and paper) be made to its counsel of record, H. Rachel Smith while an electronic courtesy copy, if possible, be served on Lael Campbell at [lael.campbell@constellation.com](mailto:lael.campbell@constellation.com).

3. On November 3, 2015, Metropolitan Edison Company ("Met-Ed"), Pennsylvania Electric Company ("Penelec"), Pennsylvania Power Company ("Penn Power"), and West Penn Power Company ("West Penn") (collectively, "Joint Applicants" or "First Energy") filed a Joint Petition for Approval of Their Default Service Implementation Plans ("Plans") pursuant to Section 2807(e) of the Public Utility Code.

4. ExGen is an indirect, wholly-owned subsidiary of Exelon Corp., a North American energy company with several merchant subsidiaries in addition to ExGen, as well as regulated utility subsidiaries in Pennsylvania (PECO Energy Company), Illinois (Commonwealth Edison Company) and Maryland (Baltimore Gas and Electric Company). ExGen has been granted market-based rate authority by the Federal Energy Regulatory Commission and is a buyer and seller of wholesale electricity and capacity.

5. ExGen provides wholesale power and risk management services to wholesale customers (including, but not limited to, distribution utilities, co-ops, municipalities, power marketers, utilities and other large load serving entities), including through participation in

wholesale load procurements, in both regulated and restructured energy markets. ExGen is a licensed participant in PJM Interconnection, L.L.C.

6. As a potential supplier of wholesale power in the Joint Applicants' territories, ExGen falls squarely within the test articulated for intervention in this proceeding: simply put, ExGen possesses "[a]n 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." Pa. Code § 5.72(a)(1).

7. The Plans present fundamental issues which affect the ability of ExGen, and suppliers like it, to compete in the Commonwealth's electricity market. The public interest demands that ExGen be afforded the opportunity to be heard in this proceeding. See Pa. Code § 5.72(a)(3).

8. In summary, ExGen has a direct and substantial interest in the outcome of this proceeding as a potential wholesale supplier in the Joint Applicants' territories. No other party can adequately represent ExGen's interests in this matter. Moreover, it is in the public interest that ExGen be permitted to participate in this proceeding.

9. Due to the early stage of this proceeding, ExGen is still formulating its position on the proposed Plans and will finalize its position after it has had an opportunity to further study and evaluate the filings, conduct discovery and obtain additional information as necessary.

WHEREFORE, for all the foregoing reasons, Exelon Generation Company, LLC respectfully requests that its Petition to Intervene be granted and that the Commission grant it such other relief as is just and reasonable under the circumstances.

Respectfully submitted,

/s/ H. Rachel Smith  
Asst. General Counsel  
Exelon Business Services Corp.  
100 Constellation Way, Suite 500C  
Baltimore, MD 21202  
Telephone: (410) 470-3713  
Facsimile: (410) 213-3556  
[holly.smith@exeloncorp.com](mailto:holly.smith@exeloncorp.com)

*Counsel to Intervenor Exelon Generation Company,  
LLC.*

Dated: November 25, 2015