



COMMONWEALTH OF PENNSYLVANIA

November 30, 2015

E-FILED

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
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-2015-2511333; P-2015-2511351; P-2015-2511355; P-2015-2511356**

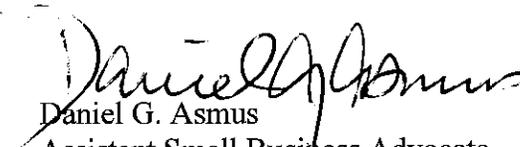
Dear Secretary Chiavetta:

I am delivering for filing today the Prehearing Memorandum, on behalf of the Office of Small Business Advocate, in the above-captioned proceeding.

Copies have been served on all known parties in this proceeding, as indicated on the attached Certificate of Service.

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

Sincerely,


Daniel G. Asmus
Assistant Small Business Advocate
Attorney ID No. 83789

Enclosures

cc: The Honorable David A. Salapa
Parties of Record
Robert D. Knecht

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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-2015-2511333
	:		P-2015-2511351
	:		P-2015-2511355
	:		P-2015-2511356
	:		

**THE OFFICE OF SMALL BUSINESS ADVOCATE
PREHEARING MEMORANDUM**

I. INTRODUCTION

The Office of Small Business Advocate (“OSBA”) is authorized to represent the interests of small business consumers of utility services before the Pennsylvania Public Utility Commission (the “Commission”) pursuant to the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 – 399.50 (“the Act”). In order to discharge this statutory duty, the Small Business Advocate deems it necessary to participate as a party to this proceeding. Please address all correspondence as follows:

Daniel G. Asmus, Esquire
Assistant Small Business Advocate
Office of Small Business Advocate
300 North Second Street, Suite 202
Harrisburg, PA 17101
(717) 793-2525
(717) 783-2831 (fax)
dasmus@.pa.gov

II. BACKGROUND

On or about 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, “FirstEnergy” or “the Companies”)

filed a Joint Petition of Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company and West Penn Power Company for Approval of Their Default Service Programs (“Petition”) with the Pennsylvania Public Utility Commission (“Commission”) pursuant to Section 2801 of the Public Utility Code, 66 Pa. C.S. §2801, as amended by Act 129 of 2008, (“Act 129”) and 52 Pa. Code §§54.181 – 54.189 and 69.1801 – 1817. The Petition seeks approval of proposed programs to secure default service supply for the Companies’ customers for the period June 1, 2017, through May 31, 2019.

The OSBA filed an Answer to the Petition as well as a Notice of Intervention and Public Statement on November 23, 2015.

A Prehearing Conference is scheduled for December 1, 2015, at 10:00 am. This Prehearing Memorandum is being filed pursuant to the Prehearing Conference Order issued by Administrative Law Judge (“ALJ”) David A. Salapa, dated November 6, 2015.

III. WITNESS

Assisting in the development and presentation of the OSBA’s position in this case will be:

Robert D. Knecht
Industrial Economics Incorporated
2067 Massachusetts Avenue
Cambridge, MA 02140
(617) 354-0074
(617) 354-0463 – Fax
rdk@indecon.com

The OSBA requests that all parties serve copies of all documents, including discovery, testimony and briefs, upon Mr. Knecht simultaneously with service upon the OSBA.

The OSBA anticipates that it will present testimony by Mr. Knecht.

IV. IDENTIFICATION OF ISSUES

The OSBA is participating in this case to ensure that the interests of small commercial and industrial (“small C&I”) customers of FirstEnergy are adequately represented and protected. As appropriate and necessary, the OSBA will investigate and analyze the claims and proposals of the parties, primarily through discovery, cross-examination of witnesses appearing for those parties, submission of testimony and briefing of the issues that arise in this proceeding. The OSBA is still in the process of analyzing the filing, but will most likely focus on the following issues:

1. Procurement of small C&I default service supplies, including methodology, timing, and inclusion of spot market supplies.
2. The Companies’ current PTC Rider, HP Default Service Rider and SPVRC Rider and the “E” factor included in those riders.

The OSBA anticipates filing the direct, rebuttal and surrebuttal testimony of its witness, Robert D. Knecht, pursuant to the procedural schedule developed by the parties, and will make every attempt to provide written requests for information from another party prior to the time of the hearing.

The OSBA will work diligently with the ALJ and the other parties to ensure that exhibits, admissions, stipulations, limitations of witnesses, discovery/production and other matters pertaining to the orderly conduct and disposition of this proceeding will be handled in an expeditious manner.

The OSBA reserves the right to pursue additional issues as they may arise throughout the course of this proceeding.

V. DISCOVERY

The OSBA has propounded interrogatories to the Companies, but has not received responses, which are not due as of this writing.

VI. SERVICE OF DOCUMENTS

The OSBA agrees to accept electronic delivery of documents on the due date as satisfying the in-hand requirement, if followed by hard copy delivery to the OSBA and its witness by First Class mail. Electronic service only is not acceptable.

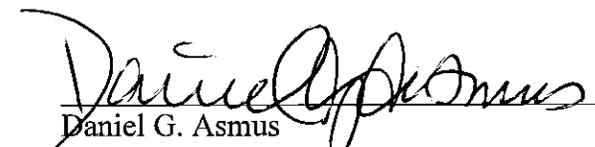
VII. SETTLEMENT

The OSBA is willing to enter into settlement discussions at any phase of this proceeding.

VIII. PROCEDURAL SCHEDULE

The OSBA is cooperating with the other parties to develop a mutually acceptable schedule for the remainder of the case.

Respectfully submitted,


Daniel G. Asmus
Assistant Small Business Advocate
Attorney ID No. 83789

For: John R. Evans
Small Business Advocate

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Dated: November 30, 2015

**BEFORE THE PENNSYLVANIA
PUBLIC UTILITY COMMISSION**

**Petition of Metropolitan Edison Company:
for Approval of its Default Service : Docket No. P-2015-2511333
Program for the Period Beginning June 1,:
2017, through May 31, 2019 :**

**Petition of Pennsylvania Electric :
Company for Approval of its Default : Docket No. P-2015-2511351
Service Program for the Period Beginning:
June 1, 2017, through May 31, 2019 :**

**Petition of Pennsylvania Power Company :
for Approval of its Default Service : Docket No. P-2015-2511355
Program for the Period Beginning June 1,:
2017, through May 31, 2019 :**

**Petition of West Penn Power Company :
for Approval of its Default Service : Docket No. P-2015-2511356
Program for the Period Beginning June 1,:
2017, through May 31, 2019 :**

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing have been served via email and/or first-class mail (unless other noted below) upon the following persons, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

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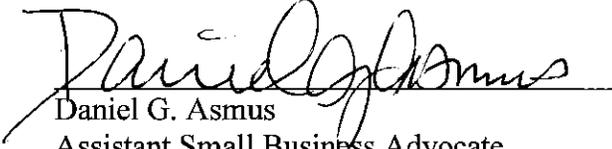
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DATE: November 30, 2015


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