



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

**Re: Petition of PECO Energy Company for Approval of its Act 129 Phase 111
Energy Efficiency and Conservation Plan;
Docket No, M-2015-2515691**

Dear Secretary Chiavetta:

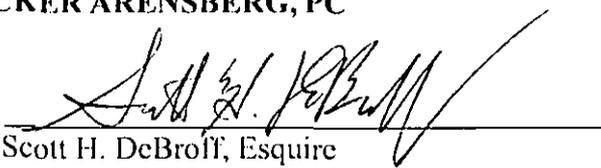
Please find attached for filing with the Pennsylvania Public Utility Commission ("PUC" or "Commission") the **Petition to Intervene of Nest Labs, Inc.** "Nest"), in the above-referenced matter.

This document was filed electronically with the Commission on this date. All parties are being served a copy of this document in accordance with the enclosed Certificate of Service.

Please contact me if you have any questions concerning this filing.

Sincerely,

TUCKER ARENSBERG, PC

By: 

Scott H. DeBroff, Esquire

SHD/ppt
Enclosure

cc: Administrative Law Judge Angela T. Jones (via E-mail and First-Class Mail)
Administrative Law Judge Darlene Heep (via E-mail and First-Class Mail)
Certificate of Service

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Petition of PECO Energy Company
For Approval of its Act 129 Phase III
Energy
Efficiency and Conservation Plan

DOCKET NO. M-2015-2515691

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PETITION TO INTERVENE OF
NEST LABS, INC.

TO THE HONORABLE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

Pursuant to 52 Pa. Code Sections 5.71 through 5.74, Nest Labs, Inc. ("Nest"), hereby files this Petition to Intervene in the above-captioned proceeding. In support thereof, Nest states as follows:

1. Petitioner is Nest Labs, Inc., 3400 Hillview Avenue, Palo Alto, CA 94304.
2. The name and address of Petitioner's attorneys are:

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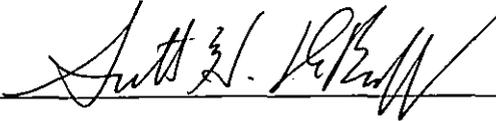
3. On November 30, 2015, PECO Energy Company ("PECO" or "Company"), filed with the Pennsylvania Public Utility Commission ("PUC" or "Commission") a Petition for approval of the Company's Phase III Energy Efficiency and Conservation ("EE&C") Plan ("Phase III Plan" or "Plan"), pursuant to the requirements of Act 129 of 2008, 66 Pa. C.S. 2806.1 ("Act 129") and the PUC's Implementation Order entered on June 11, 2015, at Docket No. M-2014-2424864.

4. Nest Labs is a manufacturer of smart thermostats. Nest Labs has sold thousands of smart thermostats throughout the Commonwealth of Pennsylvania and within the PECO service territory. These smart thermostats are viable Energy Efficiency and Demand Response resources and have been identified as such in the PECO Plan.

5. The Commission's final determination in these proceedings may directly impact the business of Nest Labs and its ability to conduct its smart thermostat business in Pennsylvania and in the PECO service territory. Nest Labs therefore has a direct, substantial, and unique interest in the outcome of these proceedings that is not and cannot be adequately represented by any other party. See 52 Pa. Code § 5.72(a)(2). Therefore, Nest Labs respectfully requests that the Commission grant this Petition to Intervene and provide Nest Labs with full party status in these proceedings.

WHEREFORE, Nest Labs, Inc. requests that the Commission grant this Petition to Intervene and provide Nest with full party status in this proceeding.

Respectfully submitted,



Scott H. DeBroff, Esquire
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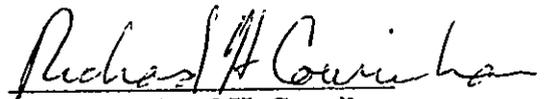
Dated: January 4, 2016

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VERIFICATION

I, **Richard H. Counihan**, Head of Energy Regulatory and Government Affairs for **Nest Labs, Inc.**, hereby states that the facts set forth in the foregoing Petition to Intervene are true and correct to the best of my knowledge, information, and belief. I understand that the statements made herein are made subject to 18 Pa.C.S. § 4904 (pertaining to unsworn falsification to authorities).

Date: January 4, 2016


Richard H. Counihan

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the following parties to this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by participant).

VIA E-MAIL & FIRST-CLASS MAIL

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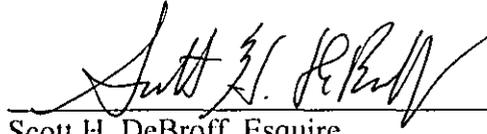
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Respectfully Submitted,



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January 4, 2016

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