

Tori L. Giesler
(610) 921-6658
(610) 939-8655 (Fax)
tgiesler@firstenergycorp.com

610-929-3601

April 1, 2016

VIA UNITED PARCEL SERVICE

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-2015-2511333; P-2015-2511351; P-2015-2511355; P-2015-2511356

Dear Secretary Chiavetta:

Enclosed for filing please find the Joint Petition for Settlement in the above-referenced matter. As indicated on the attached Certificate of Service, copies have been served on the parties in the manner indicated. Please date stamp the enclosed extra copy of the submittal letter and return it in the postage-prepaid envelope provided.

Please contact me with any questions regarding this matter.

Very truly yours,



Tori L. Giesler

krak
Enclosures

c: As Per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Joint Petition of Metropolitan Edison	:	
Company, Pennsylvania Electric Company,	:	Docket No. P-2015-2511333
Pennsylvania Power Company and West	:	P-2015-2511351
Penn Power Company for Approval of	:	P-2015-2511355
their Default Service Programs	:	P-2015-2511356

JOINT PETITION FOR SETTLEMENT

TABLE OF CONTENTS

I. BACKGROUND	2
II. TERMS AND CONDITIONS OF SETTLEMENT	5
A. Procurement And Implementation Plans.....	5
1. Term.....	5
2. Procurement Groups	6
3. Residential And Commercial Class Procurement	7
4. Industrial Class Procurement.....	9
5. Load Caps.....	10
B. Supplier Master Agreement.....	10
C. Alternative Energy Portfolio Standards Act.....	10
D. Contingency Plans	11
1. Full Requirements.....	11
2. AEPS Requirements	12
E. Independent Evaluators	12
F. Rate Design And Cost Recovery.....	12
1. Price To Compare Default Service Rate Riders	12
2. Hourly Pricing Default Service Riders.....	13
3. Default Service Support Riders	13
4. Solar Photovoltaic Requirements Charge Riders	13
5. Reconciliation.....	14
6. Allocation Of Default Service Administrative Costs	14
7. Time-of-Use Rates.....	14
8. Electric Generation Supplier Coordination Tariff (“supplier tariff”) Changes	14
G. Network Integration Transmission Services (“NITS”)	15
H. Customer Referral Program.....	16
1. Program Administration	16
2. Cost Recovery.....	18
I. POR Clawback Charge.....	18
J. Stakeholder Collaboratives.....	20
K. Affiliate Relations	22
L. Request For Waivers	22
M. MISCELLANEOUS.....	23
III. THE SETTLEMENT IS IN THE PUBLIC INTEREST	23
IV. ADDITIONAL TERMS AND CONDITIONS.....	24

EXHIBITS AND STATEMENTS IN SUPPORT

EXHIBIT A-1	DSP IV Auction Schedule: June 1, 2017 through May 31, 2019
EXHIBIT A-2	DSP IV Auction Schedule: June 1, 2019 through May 31, 2021
EXHIBIT B	Bidding Rules to Procure Default Service Products
EXHIBIT C	Default Service Supplier Master Agreement
EXHIBIT D	Solar Photovoltaic Alternative Energy Credits (SPAEC) - Requests for Proposals (RFP) Rules
EXHIBIT E	Revised Metropolitan Edison Company Electric Generation Supplier Coordination Tariff Pages
EXHIBIT F	Revised Pennsylvania Electric Company Electric Generation Supplier Coordination Tariff Pages
EXHIBIT G	Revised Pennsylvania Power Company Electric Generation Supplier Coordination Tariff Pages
EXHIBIT H	Revised West Penn Power Company Electric Generation Supplier Coordination Tariff Pages
EXHIBIT I	Customer Referral Program Agreement
STATEMENT A	Statement in Support of Settlement of Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company and West Penn Power Company
STATEMENT B	Statement in Support of Settlement of the Bureau of Investigation and Enforcement
STATEMENT C	Statement in Support of Settlement of the Office of Consumer Advocate
STATEMENT D	Statement in Support of Settlement of the Office of Small Business Advocate
STATEMENT E	Statement in Support of Settlement of Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania
STATEMENT F	Statement in Support of Settlement of Exelon Generation Company, LLC
STATEMENT G	Statement in Support of Settlement of the Met-Ed Industrial Users Group, the Penelec Industrial Customer Alliance, the Penn Power Users Group and West Penn Power Industrial Intervenors

STATEMENT H

Statement in Support of Settlement of Retail Energy Supply Association

STATEMENT I

Statement in Support of Settlement of TransCanada Power Marketing, Ltd.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Joint Petition of Metropolitan Edison	:	
Company, Pennsylvania Electric Company,	:	Docket No. P-2015-2511333
Pennsylvania Power Company and West	:	P-2015-2511351
Penn Power Company for Approval of their	:	P-2015-2511355
Default Service Programs	:	P-2015-2511356

JOINT PETITION FOR SETTLEMENT

TO THE HONORABLE DAVID A. SALAPA, ADMINISTRATIVE LAW JUDGE:

Metropolitan Edison Company (“Met-Ed”), Pennsylvania Electric Company (“Penelec”), Pennsylvania Power Company (“Penn Power”) and West Penn Power Company (“West Penn”) (collectively, the “Companies”); the Bureau of Investigation and Enforcement (“I&E”); the Office of Consumer Advocate (“OCA”); the Office of Small Business Advocate (“OSBA”); the Met-Ed Industrial Users Group (“MEIUG”), the Penelec Industrial Customer Alliance (“PICA”), the Penn Power Users Group (“PPUG”) and West Penn Power Industrial Intervenors (“WPPII”) (collectively, “Industrial Intervenors”); the Retail Energy Supply Association (“RESA”); Exelon Generation Company, LLC (“ExGen”); the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania (“CAUSE-PA”); and TransCanada Power Marketing, Ltd. (“TransCanada”) (collectively, the “Joint Petitioners”), by their respective counsel, submit this Joint Petition For Settlement (“Settlement”) of all issues in the above-captioned proceeding and

request that the Administrative Law Judge recommend approval of the Settlement without modification.¹ In support of this Settlement, the Joint Petitioners state as follows:

I. BACKGROUND

1. On November 3, 2015, the Companies filed the above-captioned petition (the “DSP IV Petition”) requesting that the Pennsylvania Public Utility Commission (the “Commission”) approve their proposed default service programs (the “Programs”) for the period June 1, 2017 through May 31, 2019 in accordance with the Electricity Generation Customer Choice and Competition Act, 66 Pa.C.S. § 2801 et seq. (the “Competition Act”). The Companies currently provide default service pursuant to Commission-approved default service plans that will expire on May 31, 2017.²

2. The Programs set forth in the Companies’ DSP IV Petition were designed to satisfy their obligation to furnish adequate and reliable service to default service customers at the least cost over time by procuring a prudent mix of long-term, short-term and spot market generation supplies. As explained in the DSP IV Petition, the Companies proposed very limited changes to their existing, Commission-approved default service programs.

3. Accompanying their DSP IV Petition, the Companies filed the supporting data required by 52 Pa. Code § 53.52, as well as the prepared direct testimony and accompanying exhibits of: Robert B. Reeping (Met-Ed/Penelec/Penn Power/West Penn Statement No. 1); James D. Reitzes (Met-Ed/Penelec/Penn Power/West Penn Statement No. 2); and Kimberlie L. Bortz (Met-Ed/Penelec/Penn Power/West Penn Statement No. 3).

¹ Noble Americas Energy Solutions, LLC (“NAES”), NextEra Energy Power Marketing, LLC (“NEPM”), Direct Energy Services, LLC (“Direct”), and The Pennsylvania State University (“PSU”), which are parties to this proceeding, have authorized the Joint Petitioners to represent that they do not oppose the Settlement.

² Docket Nos. P-2013-2391368 (Met-Ed), P-2013-2391372 (Penelec), P-2013-2391375 (Penn Power), and P-2013-2391378 (West Penn) (collectively, “DSP III Proceeding”).

4. The Companies notified their customers of the filing of the DSP IV Petition by publishing notices in major newspapers serving their respective service areas, which described the Programs and informed customers about where to obtain copies of the filing and the procedure for submitting comments or complaints with the Commission, and issued a press release. The notices referred interested persons to the Companies' websites, where a copy of the entire filing was available for review. In addition, the Companies served their DSP IV Petition on I&E, the OCA, the OSBA, I&E, PJM, the Industrial Intervenors, RESA, PSU and all electric generation suppliers ("EGSS") registered to provide service in their respective service territories.

5. On November 6, 2015, Administrative Law Judge David A. Salapa (the "ALJ") issued a Prehearing Conference Order scheduling a Prehearing Conference for December 1, 2015.

6. Notice of the Companies' filing was published in the *Pennsylvania Bulletin* on November 14, 2015.

7. Petitions to Intervene were filed by CAUSE-PA, Direct Energy, Exelon, the Industrial Intervenors, NAES, PSU, RESA, NEPM, and TransCanada. The OCA filed a Notice of Intervention, Public Statement and Answer. The OSBA filed a Notice of Appearance, Notice of Intervention, Public Statement and Answer. I&E filed a Notice of Appearance evidencing its participation in this proceeding.

8. A Prehearing Conference was held on December 1, 2015, at which a schedule was established for the submission of testimony and the conduct of hearings. Specifically, and consistent with Commission practice, a schedule was adopted whereby all case-in-chief, rebuttal and surrebuttal testimony would be submitted in writing in advance of hearings. Evidentiary hearings were scheduled for February 24 and 25, 2016, at which all testimony and exhibits would

be placed in the record and all witnesses presented for cross-examination, if any, thereon. The ALJ thereafter issued Prehearing Order #2 establishing this schedule.

9. On January 14, 2016, I&E, CAUSE, OCA, OSBA, RESA, TransCanada and ExGen submitted a total of nine written statements and accompanying exhibits. On February 9, 2016, the Companies, CAUSE, Industrial Intervenors, OCA, OSBA and RESA submitted eleven statements constituting their rebuttal testimony in this case. On February 19, 2016, the Companies, OCA, OSBA, CAUSE, I&E, RESA, ExGen and PSU submitted eleven surrebuttal statements.

10. After the submission of written testimony, the parties engaged in discussions to try to achieve a settlement of some or all of the issues in this case. While the parties were able to agree to a potential resolution of some issues, they were not able to reach a global settlement at that time.

11. At the February 25, 2016 hearing, the parties advised the ALJ that settlement discussions were continuing and settlement of all issues was still possible.³ As settlement had not yet been reached, the Companies submitted one written rejoinder statement and the Industrial Intervenors submitted three stipulations. Following oral rejoinder and cross examination of the Companies' witnesses, Kimberlie L. Bortz and Charles V. Fullem, the ALJ admitted, by stipulation, all other previously filed statements of testimony and exhibits.

12. After the February 25, 2016 hearing, the parties continued to engage in discussions to try to achieve a settlement of all issues. As a result of those negotiations, the Joint Petitioners were able to reach the Settlement set forth herein and agree to revised default service programs consistent with the Companies' DSP IV Petition, as modified herein ("Revised DSP Programs").

³ Based on the parties' representation that settlement discussions were ongoing, the ALJ canceled the hearing scheduled for February 24, 2016.

II. TERMS AND CONDITIONS OF SETTLEMENT

13. The Settlement consists of the Programs as filed, subject to the following terms and conditions:

A. Procurement And Implementation Plans

1. Term

a. The parties agree that the plan term will be four years. The contract lengths, product percentages and procurement lead times during the initial two years of the implementation period (June 1, 2017 through May 31, 2019) will be as depicted in Exhibit A-1. Regarding the subsequent two years of the implementation period (June 1, 2019 through May 31, 2021), the procurement plan will be replicated with the same contract lengths, product percentages and procurement lead times as depicted in Exhibit A-2, subject to the following conditions:

(1) The Companies will hold a stakeholder collaborative in October 2017 to discuss:

(a) The currently-approved procurement plan and current market conditions.

In preparation for the collaborative, the Companies will update the data presented in Companies' Exhibit JDR-1 as submitted to the record in this proceeding to reflect the most recent information as of the time of the collaborative. The Companies will circulate this update with supporting workpapers among the Parties at least one week prior to the collaborative.

If the Companies or any party believes that intervening market conditions have changed substantially, or that a default supply product is not producing competitive bids, and consideration of an alternate

procurement plan is warranted, the Companies or that party may present information supporting such a position during the collaborative.

(b) The stakeholder collaboratives contemplated by Section J of this Settlement;

(c) Any proposed continuation of the POR clawback charge contemplated by Section I of this Settlement; and

(d) Any proposed changes to customer classes as contemplated by Section A. 2. of this Settlement.

(2) Following the collaborative, the Companies will file their proposals regarding (b), (c), and (d) with the Commission no later than January 31, 2018. If the Companies find it necessary based on any unresolved objections resulting from the collaborative to make a filing regarding (a), including but not limited to a default service petition, the Companies will make such filing no later than January 31, 2018. Nothing herein restricts any party's rights under law to make any filing regarding (a), (b), (c) or (d); nor does anything herein restrict any position any party may take in any such proceeding or in any other proceeding.

2. Procurement Groups

a. The Companies' default service customers shall continue to be divided into three classes for purposes of default service procurement: the residential class, the commercial class, and the industrial class.

b. The Companies will maintain the same residential and commercial class definitions that were last approved by the Commission in the DSP III Proceeding, subject to d., *infra*.

- c. Met-Ed, Penelec, Penn Power and West Penn⁴ will maintain the same industrial class definitions that were last approved by the Commission in the DSP III Proceeding, subject to d., *infra*.
- d. As of the time of this settlement, the Companies represent that they will have the systems in place pursuant to their Revised Smart Meter Deployment Plans so that they can and will lower the hourly pricing threshold to 100 kW effective June 1, 2021. The Companies agree to lower the hourly pricing threshold to 100 kW effective June 1, 2019 for any Company where smart meters will be used for hourly pricing billing purposes by that date. The Companies will provide updates on the ability of the Companies to bill hourly priced service through smart meters to the parties to this settlement at six-month intervals until June 1, 2019. At least nine months prior to the effective date of any modification to the hourly pricing threshold, the Companies will develop an outreach program for the default service customers affected by the change, and will circulate that program to the Parties for comment. Customers affected by the change will be notified at least six months before the effective date of the change.

3. Residential And Commercial Class Procurement

- a. The Companies will procure 100% of the supply required to serve residential and commercial default service customers during the DSP IV Term through a descending clock auction (“DCA”) for full requirements service. Winning suppliers will bid on “tranches” corresponding to a percentage of the actual residential and commercial default service customer load and be responsible for

⁴ As updated for certain rate schedule name changes that occurred in West Penn’s most recent base rate proceeding at Docket No. R-2014-2428742.

fulfilling all the associated requirements of a load serving entity (“LSE”) under their agreements with PJM, including energy, capacity, transmission,⁵ ancillary services, PJM administrative expenses, as well as providing all necessary alternative energy credits described in Section C, *infra*, for compliance with Pennsylvania’s Alternative Energy Portfolio Standards (“AEPS”) Act. 73 P.S. § 1648.1 *et seq.*

- b. Winning suppliers will schedule the delivery of these products to the Met-Ed Zone [PJM designation “METED”] for Met-Ed products, the Penelec Zone [PJM designation “PENELEC”] for Penelec products, the Penn Power Zone [PJM designation “Penn Power Aggregate”] for Penn Power products and the West Penn Zone [PJM designation “APS”] for West Penn products in PJM. A winning supplier must be a LSE within PJM and comply with all regulations, business rules, scheduling protocols and all other aspects of doing business within PJM.
- c. The Joint Petitioners agree to the rules for the DCA attached to the Joint Petition as Exhibit B. Exhibit B is a revised version of Companies’ Exhibit RBR-2 to reflect the procurement plan and products set forth in this Settlement.
- d. Each residential class tranche is a full requirements, load-following product that consists of a 95% fixed price portion and a 5% variable price spot portion. The 5% spot portion will be priced at the hourly PJM real-time zonal locational marginal price (“LMP”) for each Company plus a \$20 per megawatt-hour (“MWh”) adder to cover the costs of other supply components associated with serving the contracted

⁵ These transmission requirements exclude Regional Transmission Expansion Plan (“RTEP”) charges, Expansion Cost Recovery Charges (“ECRCs”), Reliability Must Run (“RMR”) charges and other charges associated with generation deactivation (collectively, referred to as “non-market based charges,” or “NMB charges”).

load, including capacity, ancillary services, AEPS compliance, and other costs. The fixed price portion will be established through the Companies' DCA.

- e. Contracts for 50% of the residential class load will have terms of twelve months, and contracts for the remaining 50% will have terms of twenty-four months.
- f. The full requirements contracts for the commercial class will include a fixed price for 100% of the supply and will be procured through DCAs in the same manner and at the same time as the residential class.
- g. The commercial class full requirements product mix will be comprised of three month contracts (28%), twelve month contracts (36%) and twenty-four month contracts (36%).
- h. The procurement terms and schedule for the residential and commercial customer class contracts are set forth in Exhibits A-1 and A-2.

4. Industrial Class Procurement

- a. The industrial class product is an hourly-priced service product based upon PJM real-time zonal hourly market prices. Suppliers will bid for the right to serve a portion of the hourly-priced service load for twelve-month terms (commencing on June 1, 2017, June 1, 2018, June 1, 2019, or June 1, 2020). Winning suppliers will be paid the winning price bid in the hourly-priced auction, the hourly PJM real time zonal LMP, and a fixed adder of \$4/MWh to capture the estimated costs of other supply components, including capacity, ancillary services, AEPS compliance and other costs.

b. The Companies will procure default service supply for the industrial class load through four separate auctions for twelve-month contracts in each of January 2017, 2018, 2019 and 2020 as depicted in Exhibits A-1 and A-2.

5. Load Caps

a. The load cap for the procurement plans shall be set at 75%.

B. Supplier Master Agreement

1. Attached as Exhibit C to the Joint Petition is the form of the Supplier Master Agreement (“SMA”) that each Company will execute with wholesale suppliers that are successful bidders in the Companies’ default service supply procurements.
2. Exhibit C is a revised version of the Companies’ Exhibit RBR-3 to reflect revisions to the creditworthiness requirements so as to allow a guaranty to be provided jointly and severally. Exhibit C has been reviewed and found acceptable by the Joint Petitioners.

C. Alternative Energy Portfolio Standards Act

1. For all customer classes, the Companies’ non-solar AEPS requirements will be fulfilled by default service suppliers through the full-requirements contracts. Winning full requirements suppliers in the Met-Ed, Penelec and Penn Power service territories will be required to supply alternative energy credits (“AECs”) to satisfy all Tier I (except solar photovoltaic) and Tier II AEPS requirements associated with the load they serve, including the increasing annual percentage requirements. In the West Penn service territory, default service suppliers will be responsible for all Tier I and Tier II AEPS requirements (including solar photovoltaic requirements) less any AECs that are allocated to the suppliers on a load-ratio basis from existing long-term purchases made by West Penn. All other AEPS requirements shall be those in effect at the time the SMAs are executed for that load.

2. Met-Ed, Penelec and Penn Power will conduct two two-year requests for proposals (“RFPs”), consistent with the procurement process last approved in the DSP III Proceeding, to solicit bids for the provision of a fixed number of solar photovoltaic alternative energy credits (“SPAECs”) based on each Company’s most recent distribution load forecasts. The Joint Petitioners agree to the use of the RFP rules for SPAEC procurements and the agreement, which each winning supplier in the Met-Ed, Penelec and Penn Power service territories will be required to execute, as were set forth in Companies’ Exhibit RBR-5 and are attached to this Settlement as Exhibit D.
3. In the event either of Met-Ed or Penelec is in possession of excess credits produced by non-utility generators (“NUGs”) under existing Commission-approved NUG contracts, the Companies may make market-priced sales and purchases of such excess AECs amongst each other as needed to fill their own shortfalls.

D. Contingency Plans

1. Full Requirements
 - a. The Joint Petitioners agree that the Companies will continue utilizing the contingency plans last approved in the DSP III Proceeding. Specifically, in the event that the default service load for any class is not fully subscribed or if the Commission rejects the bid results from a solicitation, the Companies will rebid the unfilled tranches in the next scheduled procurement for which there is sufficient calendar time to include the tranches. For any unfilled tranches still remaining, the Companies will purchase the necessary physical supply for the remaining tranches for that class through PJM-administered markets. The Companies will not enter into hedging transactions to attempt to mitigate the associated price or volume risks to serve such unfilled tranches.

b. The Joint Petitioners agree that, in the event a winning bidder defaults prior to the start of or during the delivery period, the Companies will offer the unfilled tranches to the other qualified suppliers. If this is unsuccessful and a minimum of thirty calendar days exists prior to the start of the delivery period, the tranches will be bid out in a separate solicitation. If insufficient time exists to conduct an additional solicitation, or if the supplemental solicitation is unsuccessful, the Companies will supply the tranches using PJM-administered real-time markets.

2. AEPS Requirements

a. The Joint Petitioners agree that in the event that a SPAEC solicitation held by Met-Ed, Penelec or Penn Power is not fully subscribed, the Commission rejects the bid results from a solicitation, or any winning supplier defaults before or during a delivery period, Met-Ed, Penelec or Penn Power will conduct short-term procurements at market prices to ensure AEPS compliance until such time as the Commission approves an alternative mechanism.

E. Independent Evaluators

1. The Joint Petitioners agree to the appointment of CRA International, Inc. d/b/a/ Charles River Associates (“CRA”) as the independent third-party evaluator for the Companies’ default service procurements.
2. The Joint Petitioners agree to the appointment of The Brattle Group as the independent third-party evaluator for SPAEC procurements.

F. Rate Design And Cost Recovery

1. Price To Compare Default Service Rate Riders
 - a. The Companies will continue to recover the cost of default service for the residential and commercial classes through their Price to Compare Default Service

Rate Riders (“PTC Riders”) last approved by the Commission in the DSP III Proceeding.

2. Hourly Pricing Default Service Riders

- a. The Companies will continue to use the HPS Rider last approved by the Commission in the DSP III Proceeding to recover the cost of default service for industrial class customers.

3. Default Service Support Riders

- a. The Companies will continue to use the Default Service Supply Riders (“DSSRs”) last approved by the Commission in the DSP III Proceeding that imposes non-bypassable charges to recover those same categories of costs last approved by the Commission in the DSP III Proceeding.
- b. The Companies agree to meet with the parties to this proceeding to discuss the calculation of NMB charges under the Companies’ Default Service Support Riders. The parties will discuss various adjustments to the timing and estimation of NMB charges that could be made to determine whether any such adjustments would result in reducing potential reconciliation charges. If any adjustments are agreed upon following this effort, the Companies will propose a change to their DSS Riders to effectuate such adjustments.

4. Solar Photovoltaic Requirements Charge Riders

- a. To recover the costs attributable to complying with solar AEPS requirements, the Companies will continue to use the non-bypassable Solar Photovoltaic Requirements Charge Rider (“SPVRC Rider”) last approved by the Commission in the Companies’ DSP III Proceeding.

5. Reconciliation

- a. The Companies will maintain the same E-factor reconciliation mechanisms that were last approved by the Commission in their DSP III Proceeding.

6. Allocation Of Default Service Administrative Costs

- a. The Companies' default service administrative costs (i.e., primarily the costs of conducting procurement auctions and RFPs, as well as the regulatory costs associated with these proceedings) will continue to be allocated to and recovered from the various customer classes in accordance with each class' percentage of non-shopping load (in kWhs), as last approved in the Companies' DSP III Proceeding.

7. Time-of-Use Rates

- a. The Companies currently offer an optional time-of-use ("TOU") pricing rate to residential customers and will continue to do so in the manner last approved by the Commission in the Companies' DSP III Proceeding (for Penn Power and West Penn) and in the most recent Met-Ed and Penelec base rate proceedings.⁶

8. Electric Generation Supplier Coordination Tariff ("supplier tariff") Changes

- a. The Companies' supplier tariffs have been updated to include provisions related to refunds and credits provided to customers associated with EGS charges which fall under the POR. A refund will only be credited through the Companies' billing system after an EGS obtains the consent of a residential customer: (a) who is billed as part of the Companies' POR; and (b) to whom the EGS is willing to issue a refund to resolve a PaPUC formal or informal individual customer complaint; and (c) where the customer has an outstanding arrearage, owed to one of the Companies,

⁶ R-2014-2428745 and R-2014-2428743, respectively.

that is associated with the dispute that is the subject of the informal or formal PaPUC complaint. The EGS will use good faith efforts to remit the refund directly to the EDC to offset any arrearages on the customer's account associated with the disputed amount. If the customer does not agree to have the refund remitted directly to the EDC, the EGS will remit payment to the customer and encourage the customer to address the outstanding arrearage directly with the EDC.

- b. The Companies' supplier tariffs have further been updated to include provisions related to the purchase of receivables ("POR") clawback charge outlined under Section I, *infra*.
- c. Those supplier tariff sheets bearing the revisions noted in a. and b., *supra*, have been attached to this Settlement as Exhibit E (Met-Ed), Exhibit F (Penelec), Exhibit G (Penn Power), and Exhibit H (West Penn). Exhibits E through H have been reviewed and found acceptable by the Joint Petitioners.

G. Network Integration Transmission Services ("NITS")

- 1. NITS will remain the obligation of default service providers and electric generation service providers during the default service delivery period beginning June 1, 2017.
- 2. Transparency of NITS rates and charges will be enhanced in the following ways:
 - a. The Companies will provide notice to EGSs and default service suppliers of any public, docketed FERC filings that modify the NITS rate for any transmission company providing service to one of the Companies. This includes but is not limited to any informational filings implementing annual rate changes under a formula rate. All such notices will be provided via email through the Supplier Support communications process, and through updating FAQs on the default service auction website not later than ten days after such filing is made at the FERC.

All communications will be archived on the Companies' Supplier Support website, as well as the Companies' default service auction website.

- b. The Companies will add a page to their Supplier Support website titled "NITS Rate Information." This page will include the information and notices referenced in the foregoing provision. The website will also include a prominent table displaying the currently-effective NITS rate for each of the Companies, the effective dates of the NITS rate, and a column labeled "Future NITS Rate." The "Future NITS Rate" will reflect any proposed rate filed at the FERC as well as the proposed effective date of the rate.

H. Customer Referral Program

1. Program Administration

- a. The currently-effective Customer Referral Program ("CRP"), including the cost recovery mechanisms last approved by the Commission in the Companies' DSP III Proceeding, will continue until May 31, 2021.
- b. The Customer Referral Program scripts will be modified to include the following:
 - AllConnect script will continue to state that the EGS "rate could be higher or lower than the PTC;" and,
 - The Companies' CSR script initiating the transition to the program specialist will provide as follows: "In Pennsylvania, you can choose the company that provides your electricity without impacting the quality of service. Would you like to speak to a representative who can offer you a potential savings opportunity by enrolling with an electric generation supplier?"

- The AllConnect script will be revised to include the following language:
“The CRP offers a fixed price of ___/kWh for one year provided by an Electric Generation Supplier. The fixed CRP price provides an initial discount off of today’s Price to Compare which is ___/kWh. The Price to Compare will change again on [March/June/September/December] first. The CRP price will not change through twelve monthly bills, but the PTC could be higher or lower than the CRP price during this period.”
- c. Hourly fees to investigate customer disputes with a CRP Supplier as proposed in filing will be charged only in instances of confirmed violation of the CRP Agreement. In any such identified instance, the Companies will notify the affected CRP Supplier and the CRP Supplier will have ten days to submit a formal objection to the Companies’ initial determination. The formal objection shall be processed consistent with Section 18 of the Companies’ Supplier Coordination Tariffs. The Companies’ CRP Agreement has been updated to reflect this requirement and has been attached as Exhibit H to this Settlement. Exhibit H has been reviewed and found acceptable by the Joint Petitioners.
- d. The Companies agree to reconvene their supplier workshops so that CRP Suppliers and the Companies are provided a collaborative forum to discuss operational enhancements that can be implemented to the CRP by both the Companies and EGS participants to improve administration of the program. Topics shall include but not be limited to sharing of customer account information associated with those customers who have affirmatively selected to participate in the CRP.

2. Cost Recovery

- a. The Joint Petitioners agree that the Companies continue to have the right to full and current cost recovery for all costs associated with the CRP, with recovery to continue as last approved in the Companies' DSP III Proceeding.

I. POR Clawback Charge

1. In recognition of the fact that the Companies' POR program is a zero discount rate program the parties agree as follows:

- a. The Companies' POR clawback proposal, as modified below, will be implemented as a two-year pilot, followed by a report to be provided as part of the Companies' October 2017 collaborative regarding the results of the pilot.

(1) The report will include the following, for each of the Companies:

- (a) A write-off analysis by operating company for the twelve months ending

June 30th showing, by rate class:

- i. Distribution and default service write-off dollar amounts,
- ii. EGS write-off dollar amounts,
- iii. Total write-off dollar amount; and,
- iv. The percentage of EGS write offs as a percentage of the Companies' total write-offs.

- (b) Uncollectible expense by operating company for the twelve months ending

June 30th showing:

- i. Actual uncollectible expenses dollar amounts; and,
 - ii. Uncollectible expense amount in rates (both in base rates and the default service support rider),
 - (c) For every participating supplier, including EGSs below 200% of the average supplier write-offs as a percentage of revenue, the following by operating company for the twelve months ending June 30th:
 - i. EGS revenues,
 - ii. EGS write-offs,
 - iii. Write-Offs as a percentage of revenues,
 - iv. Average price per kWh; and,
 - v. Whether the billing is on a rate ready or bill ready basis.
 - (d) For every participating supplier that passes the first prong of the test described below, the average price for the prior twelve-month period as compared to the Companies' average price-to-compare.
- (2) The Companies agree to apply a two-prong test to determine the clawback charge. The first, as described in testimony, will identify those participating EGSs whose average percentage of write-offs as a percentage of revenues over the twelve-month period ending August 31st each year exceeds 200% of the average percentage of total EGS write-offs as a percentage of revenues per operating company. The second prong of the test will identify, of those EGSs identified in the first prong of the test, EGSs whose average price charged over the same twelve-month period exceeds 150% of the average price-to-compare for the prior twelve-month period. For those EGSs identified by both prongs

of the test, the annual clawback charge assessed beginning September 2016 would be the difference between that EGS's actual write-offs and 200% of the average EGS percentage of write-offs per operating company.

2. In the event that the Companies determine that the POR clawback mechanism should be continued following the October 2017 collaborative process described above, the Companies agree not to propose, in any proceeding, a decrease to the 200% threshold in the first prong of the test to below 150% prior to 2021. All other parties reserve the right to propose modifications to or termination of the POR clawback charge at the conclusion of the two-year pilot program.
3. While no consensus could be reached regarding maintaining the current credit and deposit restrictions set forth in Section 12.9 of the Companies' Electric Generation Supplier Coordination Tariffs with implementation of the pilot POR clawback, the parties recognize that to the extent the Companies propose to continue the POR clawback, the parties agree to use good faith efforts to resolve this issue.

J. Stakeholder Collaboratives

1. Within 120 days following entry of the Commission's final order at these dockets, the Companies agree to convene initial stakeholder collaboratives open to the signatories to explore the following issues:
 - a. Establishment of a bypassable retail market enhancement rate mechanism. Any mechanism proposed will be revenue neutral to the Companies. Participating stakeholders would be free to make any recommendations related to this mechanism.

- b. The scope of shopping available to customers participating in the Companies' customer assistance programs ("CAPs"), as well as cost recovery associated with any changes to the Companies' existing CAPs.
 - (1) Thirty days prior to the initial CAP customer shopping collaborative meeting, the Companies will provide the following information to the parties at this docket:
 - (a) For the period beginning December 2015 through the billing period immediately prior to providing these numbers, an update to Met-Ed/Penelec/Penn Power/West Penn Exhibit CVF-3 submitted at these dockets.
 - i. The total CAP shortfall amount paid by residential customers, broken down by Company, from the period June 2013 through the billing period immediately prior to providing these numbers.
 - ii. The Companies will work in good faith to provide information showing the total dollar difference between the amount CAP shopping customers paid to suppliers and what they would have paid if they were on default service, by Company, for the same period as provided in subparagraph i, above.
 - 2. The Companies commit to convening multiple collaborative meetings concerning these issues so long as the parties continue to work in good faith to resolve the issues raised.
 - 3. The Companies will make proposals in a docketed proceeding related to these issues following discussion and input from the collaboratives in the earlier of the next

available default service proceedings filed following the close of the collaboratives or January 31, 2018.

4. All parties retain any right they otherwise may have to raise with the Commission any issues discussed in the collaboratives and no parties waive their right to oppose or take any other action with respect thereto.

K. Affiliate Relations

1. Pursuant to Section 2807(e)(3.1)(iii)(B) of the Public Utility Code, the Joint Petitioners request that the Commission approve the SMAs as affiliated interest agreements as required under 66 Pa.C.S. § 2102.
2. Pursuant to Section 2102 of the Public Utility Code, the Joint Petitioners request that the Commission approve the Companies' ability to enter into affiliate transactions to make market-priced sales and purchases of excess AECs amongst each other as needed to fill their own shortfalls.

L. Request For Waivers

1. The Commission's regulations (52 Pa. Code § 54.187) and Policy Statement (52 Pa. Code § 69.1805) provide that default service providers should design procurement classes based upon peak loads of 0-25 kW, 25-500 kW, and 500 kW and greater, but default service providers may propose to depart from these specific ranges, including to "preserve existing customer classes." If necessary, the Joint Petitioners respectfully request that the Commission grant the Companies a waiver of 52 Pa. Code § 54.187 to allow their customer grouping to be as delineated in Section II.A.2, *supra*.
2. To the extent necessary, the Joint Petitioners also respectfully request that the Commission grant the Companies a waiver of 52 Pa. Code §§ 54.182 and 54.187 with regard to inclusion of certain transmission-related costs in the PTC so that they may

recover RTEP, ECRC, and NMB charges through the Companies' non-bypassable DSSR rather than the PTC as explained in Section III.F, *supra*.

M. MISCELLANEOUS

1. All parties acknowledge that this settlement is a product of a negotiated process that is based on the facts and record in this proceeding. Any agreements reached herein are not intended to apply to other proceedings nor to waive any parties rights regarding those issues in future proceedings.

III. THE SETTLEMENT IS IN THE PUBLIC INTEREST

14. The Companies, I&E, the OCA, the OSBA, CAUSE-PA, ExGen, the Industrial Intervenors, RESA, Direct, and TransCanada have prepared, and attached to this Joint Petition, Statements in Support identified as Attachments A through I, respectively, setting forth the bases on which they believe the Settlement is in the public interest.

15. The Joint Petitioners submit that the Settlement is in the public interest for the following additional reasons:

- **Substantial Litigation and Associated Costs Will Be Avoided.** The Settlement amicably and expeditiously resolves a number of important and contentious issues. The administrative burden and costs to litigate these matters to conclusion would be substantial.
- **The Settlement is Consistent with Commission Policies Promoting Negotiated Settlements.** The Joint Petitioners arrived at the Settlement terms after conducting extensive discovery and engaging in in-depth discussions over several weeks. The Settlement terms and conditions constitute a carefully crafted package representing reasonable negotiated compromises on the issues addressed herein. Thus, the

Settlement is consistent with the Commission's rules and practices encouraging negotiated settlements (see 52 Pa. Code §§ 5.231, 69.391 and 69.401), and is supported by a substantial record.

IV. ADDITIONAL TERMS AND CONDITIONS

16. The Joint Petitioners agree that this Settlement represents the default service procurement plan for all of the Companies' customer classes for the Revised DSP Program term. The Companies shall be entitled to recover all costs incurred by them under their procurement plan as set forth in this Settlement, and the Joint Petitioners agree that they shall neither challenge nor seek disallowance of such costs (including pursuant to 66 Pa.C.S. §§ 2807(e)(3.8) and (3.9)), provided that the Companies' procurements are made in accordance with the approved plan and there has been no fraud, collusion, or market manipulation with regard to the contracts entered into under the plan.

17. This Settlement is proposed by the Joint Petitioners to settle the instant case and is made without any admission against, or prejudice to, any position which any Joint Petitioner might adopt during subsequent litigation of this case or any other case. It is understood, however, that paragraph 16 shall be binding upon the Joint Petitioners should the Settlement be approved.

18. This Settlement is conditioned upon the Commission's approval of the terms and conditions contained herein without modification. If the Commission should disapprove the Settlement or modify the terms and conditions herein, this Settlement may be withdrawn upon written notice to the Commission and all active parties within five business days following entry of the Commission's Order by any of the Joint Petitioners and, in such event, shall be of no force and effect. In the event that the Commission disapproves the Settlement or the Company or any other Joint Petitioner elects to withdraw as provided above, the Joint Petitioners reserve their

respective rights to fully litigate this case, including but not limited to legal argument through submission of Briefs, Exceptions and Replies to Exceptions.

19. If the Administrative Law Judge, in his Recommended Decision, recommends that the Commission adopt the Settlement as herein proposed without modification, the Joint Petitioners agree to waive the filing of Exceptions. However, the Joint Petitioners do not waive their rights to file Exceptions with respect to any modifications to the terms and conditions of this Settlement, or any additional matters proposed by the Administrative Law Judge in his Recommended Decision. The Joint Petitioners also reserve the right to file Replies to any Exceptions that may be filed.

WHEREFORE, the Joint Petitioners, by their respective counsel, respectfully request that Administrative Law Judge Salapa enter a Recommended Decision and the Commission enter an Order:

1. Approving the Settlement and the Companies' Revised DSP Programs as set forth herein, including all terms and conditions thereof, without modification;
2. Finding that the Companies' Revised DSP Programs include prudent steps necessary to negotiate favorable generation supply contracts;
3. Finding that the Companies' Revised DSP Programs include prudent steps necessary to obtain least cost generation supply contracts on a long-term, short-term and spot market basis;
4. Finding that the Companies' Revised DSP Programs include prudent steps necessary to negotiate favorable generation supply contracts and to obtain least cost generation supply contracts on a long-term, short-term and spot market basis;

5. Finding that neither the Companies nor their affiliates have withheld from the market any generation supply in a manner that violates federal law;
6. Granting a waiver of 52 Pa. Code § 54.187, to the extent necessary, to permit the Companies to procure generation for procurement classes as set forth in the Revised DSP Programs;
7. Approving the selection of CRA as the independent third-party evaluator and auction manager for all DCAs;
8. Approving the selection of The Brattle Group as the independent third-party evaluator and RFP manager for the separate SPAEC procurements;
9. Approving the form SMA attached to the Joint Petition as an affiliated interest agreement pursuant to 66 Pa.C.S. § 2102;
10. Approving the Companies' ability to enter into agreements to make market-priced sales and purchases of excess AECs amongst each other as needed to fill their own shortfalls as affiliated interest transactions pursuant to 66 Pa.C.S. § 2102;
11. Granting a waiver of 52 Pa. Code § 54.187, to the extent necessary, to permit the Companies to recover NMB Charges through the non-bypassable DSSRs;
12. Authorizing the continued use of the Companies' Time of Use Default Service, Solar Photovoltaic Rider Cost, and Price to Compare Default Service tariff riders for the delivery period beginning June 1, 2017;
13. Authorizing the new supplier tariff appendices attached to the Joint Petition to become effective as of August 1, 2016; and

14. Terminating the proceeding at Docket Nos. P-2015-2511333, et al.

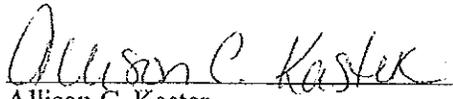
Respectfully submitted,

Dated: April 1, 2016



Tori L. Giesler
Attorney No. 207742
FirstEnergy Service Company
2800 Pottsville Pike
P.O. Box 16001
Reading, PA 19612-6001
(610) 921-6658
tgiesler@firstenergycorp.com

*Counsel for Metropolitan Edison Company,
Pennsylvania Electric Company, Pennsylvania
Power Company, and West Penn Power Company*



Allison C. Kaster
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
akaster@pa.gov

Daniel G. Asmus
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101
dasmus@pa.gov

Kristine E. Marsilio
Aron J. Beatty
Office of Consumer Advocate
555 Walnut St., 5th Floor, Forum Place
Harrisburg, PA 17101-1923
kmarsilio@paoca.org
abeatty@paoca.org

H. Rachel Smith
Exelon Business Services Corp.
100 Constellation Way, Suite 500C
Baltimore, MD 21202
holly.smith@exeloncorp.com

Daniel Clearfield
Deanne M. O'Dell
Sarah C. Stoner
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
P.O. Box 1248
Harrisburg, PA 17101
dclearfield@eckertseamans.com
dodell@eckertseamans.com
sstoner@eckertseamans.com
Counsel for Retail Energy Supply Assoc.

Susan E. Bruce
Charis Mincavage
Vasiliki Karandrikas
Teresa K. Schmittberger
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA
sbruce@mwn.com
cmincavage@mwn.com
vkandrikas@mwn.com
tschmittberger@mwn.com
Counsel for MEIUG, PICA, PPUG & WPII

Bruce V. Miller
Cullem and Dykman LLP
100 Quentin Roosevelt Boulevard
Garden City, NY 11530-4850
bmiller@cullenanddykman.com
Counsel for TransCanada Power Marketing LTD

Joline Price
Patrick M. Cicero
Elizabeth R. Marx
Pennsylvania Utility Law Project
118 Locust Street
Harrisburg, PA 17101
pulp@palegalaid.net
Counsel for CAUSE-PA

Allison C. Kaster
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
akaster@pa.gov

Kristine E. Marsilio
Kristine E. Marsilio
Aron J. Beatty
Office of Consumer Advocate
555 Walnut St., 5th Floor, Forum Place
Harrisburg, PA 17101-1923
kmarsilio@paoca.org
abeatty@paoca.org

Daniel Clearfield
Deanne M. O'Dell
Sarah C. Stoner
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
P.O. Box 1248
Harrisburg, PA 17101
dclearfield@eckertseamans.com
dodell@eckertseamans.com
sstoner@eckertseamans.com
Counsel for Retail Energy Supply Assoc.

Bruce V. Miller
Cullem and Dykman LLP
100 Quentin Roosevelt Boulevard
Garden City, NY 11530-4850
bmiller@cullenanddykman.com
Counsel for TransCanada Power Marketing LTD

Daniel G. Asmus
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101
dasmus@pa.gov

H. Rachel Smith
Exelon Business Services Corp.
100 Constellation Way, Suite 500C
Baltimore, MD 21202
holly.smith@exeloncorp.com

Susan E. Bruce
Charis Mincavage
Vasiliki Karandrikas
Teresa K. Schmittberger
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA
sbruce@mwn.com
cmincavage@mwn.com
ykarandrikas@mwn.com
tschmittberger@mwn.com
Counsel for MEIUG, PICA, PPUG & WPII

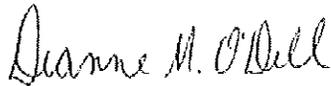
Joline Price
Patrick M. Cicero
Elizabeth R. Marx
Pennsylvania Utility Law Project
118 Locust Street
Harrisburg, PA 17101
pulp@palegalaid.net
Counsel for CAUSE-PA

Allison C. Kaster
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
akaster@pa.gov

Daniel G. Asmus
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101
dasmus@pa.gov

Kristine E. Marsilio
Aron J. Beatty
Office of Consumer Advocate
555 Walnut St., 5th Floor, Forum Place
Harrisburg, PA 17101-1923
kmarsilio@paoca.org

H. Rachel Smith
Exelon Business Services Corp.
100 Constellation Way, Suite 500C
Baltimore, MD 21202
holly.smith@exeloncorp.com



Daniel Clearfield
Deanne M. O'Dell
Sarah C. Stoner
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
P.O. Box 1248
Harrisburg, PA 17101
dclearfield@eckertseamans.com
dodell@eckertseamans.com
sstoner@eckertseamans.com
Counsel for Retail Energy Supply Assoc.

Susan E. Bruce
Charis Mincavage
Vasiliki Karandrikas
Teresa K. Schmittberger
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA
sbruce@mwn.com
cmincavage@mwn.com
ykarandrikas@mwn.com
tschmittberger@mwn.com
Counsel for MEIUG, PICA, PPUG & WPPII

Bruce V. Miller
Cullem and Dykman LLP
100 Quentin Roosevelt Boulevard
Garden City, NY 11530-4850
bmiller@cullenanddykman.com
Counsel for TransCanada Power Marketing LTD

Joline Price
Patrick M. Cicero
Elizabeth R. Marx
Pennsylvania Utility Law Project
118 Locust Street
Harrisburg, PA 17101
pulp@palegalaid.net
Counsel for CAUSE-PA

Allison C. Kaster
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
akaster@pa.gov

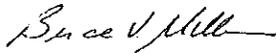
Daniel G. Asmus
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101
dasmus@pa.gov

Kristine E. Marsilio
Aron J. Beatty
Office of Consumer Advocate
555 Walnut St., 5th Floor, Forum Place
Harrisburg, PA 17101-1923
kmarsilio@paoca.org
abeatty@paoca.org

H. Rachel Smith
Exelon Business Services Corp.
100 Constellation Way, Suite 500C
Baltimore, MD 21202
holly.smith@exeloncorp.com

Daniel Clearfield
Deanne M. O'Dell
Sarah C. Stoner
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
P.O. Box 1248
Harrisburg, PA 17101
dclearfield@eckertseamans.com
dodell@eckertseamans.com
sstoner@eckertseamans.com
*Counsel for Retail Energy Supply Assoc. and
Direct Energy Services, LLC*

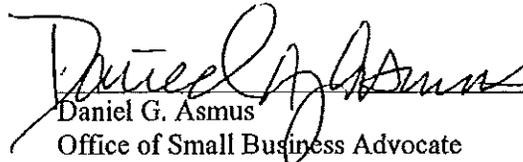
Susan E. Bruce
Charis Mincavage
Vasiliki Karandrikas
Teresa K. Schmittberger
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA
sbruce@mwn.com
cmincavage@mwn.com
vkandrikas@mwn.com
tschmittberger@mwn.com
Counsel for MEIUG, PICA, PPUG & WPII



Bruce V. Miller
Cullem and Dykman LLP
100 Quentin Roosevelt Boulevard
Garden City, NY 11530-4850
bmiller@cullenanddykman.com
*Counsel for TransCanada Power Marketing
Ltd.*

Joline Price
Patrick M. Cicero
Elizabeth R. Marx
Pennsylvania Utility Law Project
118 Locust Street
Harrisburg, PA 17101
pulp@palegalaid.net
Counsel for CAUSE-PA

Allison C. Kaster
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
akaster@pa.gov



Daniel G. Asmus
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101
dasmus@pa.gov

Kristine E. Marsilio
Aron J. Beatty
Office of Consumer Advocate
555 Walnut St., 5th Floor, Forum Place
Harrisburg, PA 17101-1923
kmarsilio@paoca.org
abeatty@paoca.org

H. Rachel Smith
Exelon Business Services Corp.
100 Constellation Way, Suite 500C
Baltimore, MD 21202
holly.smith@exeloncorp.com

Daniel Clearfield
Deanne M. O'Dell
Sarah C. Stoner
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
P.O. Box 1248
Harrisburg, PA 17101
dclearfield@eckertseamans.com
dodell@eckertseamans.com
sstoner@eckertseamans.com
Counsel for Retail Energy Supply Assoc.

Susan E. Bruce
Charis Mincavage
Vasiliki Karandrikas
Teresa K. Schmittberger
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA
sbruce@mwn.com
cmincavage@mwn.com
vkandrikas@mwn.com
tschmittberger@mwn.com
Counsel for MEIUG, PICA, PPUG & WPPI

Bruce V. Miller
Cullem and Dykman LLP
100 Quentin Roosevelt Boulevard
Garden City, NY 11530-4850
bmiller@cullenanddykman.com
Counsel for TransCanada Power Marketing LTD

Joline Price
Patrick M. Cicero
Elizabeth R. Marx
Pennsylvania Utility Law Project
118 Locust Street
Harrisburg, PA 17101
pulp@palegalaid.net
Counsel for CAUSE-PA

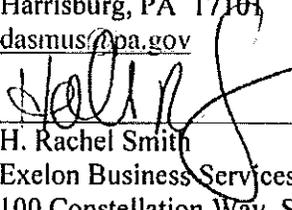
Allison C. Kaster
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
akaster@pa.gov

Kristine E. Marsilio
Aron J. Beatty
Office of Consumer Advocate
555 Walnut St., 5th Floor, Forum Place
Harrisburg, PA 17101-1923
kmarsilio@paoca.org
abeatty@paoca.org

Daniel Clearfield
Deanne M. O'Dell
Sarah C. Stoner
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
P.O. Box 1248
Harrisburg, PA 17101
dclearfield@eckertseamans.com
dodell@eckertseamans.com
sstoner@eckertseamans.com
Counsel for Retail Energy Supply Assoc.

Bruce V. Miller
Cullem and Dykman LLP
100 Quentin Roosevelt Boulevard
Garden City, NY 11530-4850
bmiller@cullenanddykman.com
Counsel for TransCanada Power Marketing LTD

Daniel G. Asmus
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101
dasmus@pa.gov


H. Rachel Smith
Exelon Business Services Corp.
100 Constellation Way, Suite 500C
Baltimore, MD 21202
holly.smith@exeloncorp.com

Susan E. Bruce
Charis Mincavage
Vasiliki Karandrikas
Teresa K. Schmittberger
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA
sbruce@mwn.com
cmincavage@mwn.com
vkandrikas@mwn.com
tschmittberger@mwn.com
Counsel for MEIUG, PICA, PPUG & WPII

Joline Price
Patrick M. Cicero
Elizabeth R. Marx
Pennsylvania Utility Law Project
118 Locust Street
Harrisburg, PA 17101
pulp@palegalaid.net
Counsel for CAUSE-PA

Allison C. Kaster
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
akaster@pa.gov

Daniel G. Asmus
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101
dasmus@pa.gov

Kristine E. Marsilio
Aron J. Beatty
Office of Consumer Advocate
555 Walnut St., 5th Floor, Forum Place
Harrisburg, PA 17101-1923
kmarsilio@paoea.org
abeatty@paoea.org

H. Rachel Smith
Exelon Business Services Corp.
100 Constellation Way, Suite 500C
Baltimore, MD 21202
holly.smith@exeloncorp.com

Daniel Clearfield
Deanne M. O'Dell
Sarah C. Stoner
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
P.O. Box 1248
Harrisburg, PA 17101
dclearfield@eckertseamans.com
dodell@eckertseamans.com
sstoner@eckertseamans.com
Counsel for Retail Energy Supply Assoc.



Susan E. Bruce
Charis Mincavage
Vasiliki Karandrikas
Teresa K. Schmittberger
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA
sbruce@mwn.com
cmincavage@mwn.com
vkandrikas@mwn.com
tschmittberger@mwn.com
Counsel for MEIUG, PICA, PPUG & WPPII

Bruce V. Miller
Cullem and Dykman LLP
100 Quentin Roosevelt Boulevard
Garden City, NY 11530-4850
bmiller@cullenanddykman.com
Counsel for TransCanada Power Marketing LTD

Joline Price
Patrick M. Cicero
Elizabeth R. Marx
Pennsylvania Utility Law Project
118 Locust Street
Harrisburg, PA 17101
pulp@palegalaid.net
Counsel for CAUSE-PA

Allison C. Kaster
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
akaster@pa.gov

Daniel G. Asmus
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101
dasmus@pa.gov

Kristine E. Marsilio
Aron J. Beatty
Office of Consumer Advocate
555 Walnut St., 5th Floor, Forum Place
Harrisburg, PA 17101-1923
kmarsilio@paoca.org
abeatty@paoca.org

H. Rachel Smith
Exelon Business Services Corp.
100 Constellation Way, Suite 500C
Baltimore, MD 21202
holly.smith@exeloncorp.com

Daniel Clearfield
Deanne M. O'Dell
Sarah C. Stoner
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
P.O. Box 1248
Harrisburg, PA 17101
dclearfield@eckertseamans.com
dodell@eckertseamans.com
sstoner@eckertseamans.com
Counsel for Retail Energy Supply Assoc.

Susan E. Bruce
Charis Mincavage
Vasiliki Karandrikas
Teresa K. Schmittberger
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA
sbruce@mwn.com
cmincavage@mwn.com
vkandrikas@mwn.com
tschmittberger@mwn.com
Counsel for MEIUG, PICA, PPUG & WPPI

Bruce V. Miller
Cullem and Dykman LLP
100 Quentin Roosevelt Boulevard
Garden City, NY 11530-4850
bmiller@cullenanddykman.com
Counsel for TransCanada Power Marketing LTD

Joline Price
Patrick M. Cicero
Elizabeth R. Marx
Pennsylvania Utility Law Project
118 Locust Street
Harrisburg, PA 17101
pulp@palegalaid.net
Counsel for CAUSE-PA

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Joint Petition of Metropolitan Edison :	
Company, Pennsylvania Electric Company, :	Docket No. P-2015-2511333
Pennsylvania Power Company and West :	P-2015-2511351
Penn Power Company for Approval of :	P-2015-2511355
their Default Service Programs :	P-2015-2511356
:	

CERTIFICATE OF SERVICE

I hereby certify and affirm that I have this day served a copy of the Joint Petition for Settlement of Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company and West Penn Power Company on the following persons in the matter specified in accordance with the requirements of 52 Pa. Code § 1.54:

VIA FIRST CLASS AND ELECTRONIC MAIL

The Honorable David A. Salapa
Administrative Law Judge
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor
Harrisburg, PA 17120
dsalapa@pa.gov

Daniel G. Asmus
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101
dasmus@pa.gov

Kristine E. Marsilio
Aron J. Beatty
Office of Consumer Advocate
555 Walnut St., 5th Floor, Forum Place
Harrisburg, PA 17101-1923
kmarsilio@paoca.org
abeatty@paoca.org

Allison C. Kaster
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
akaster@pa.gov

Charles E. Thomas, III
Thomas, Niesen & Thomas, LLC
212 Locust Street, Suite 600
Harrisburg, PA 17101
cet3@tntlawfirm.com
*Counsel for Noble Americas Energy
Solutions LLC*

H. Rachel Smith
Exelon Business Services Corp.
100 Constellation Way, Suite 500C
Baltimore, MD 21202
holly.smith@exeloncorp.com

Todd S. Stewart
Hawke McKeon & Sniscak LLP
100 North Tenth Street
Harrisburg, PA 17101
tsstewart@hmslegal.com
*Counsel for NextEra Energy Power
Marketing, LLC*

Thomas J. Sniscak
Christopher M. Arfaa
William E. Lehman
Hawke McKeon & Sniscak LLP
100 North Tenth Street
Harrisburg, PA 17101
tjsniscak@hmslegal.com
cmarfaa@hmslegal.com
welehman@hmslegal.com
Counsel for The Pennsylvania State University

Daniel Clearfield
Deanne M. O'Dell
Sarah C. Stoner
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
P.O. Box 1248
Harrisburg, PA 17101
dclearfield@eckertseamans.com
dodell@eckertseamans.com
sstoner@eckertseamans.com
*Counsel for Retail Energy Supply Assoc. and
Direct Energy*

Susan E. Bruce
Charis Mincavage
Vasiliki Karandrikas
Teresa K. Schmittberger
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA
sbruce@mwn.com
cmincavage@mwn.com
vkandrikas@mwn.com
tschmittberger@mwn.com
Counsel for MEIUG, PICA, PPUG & WPII

Bruce V. Miller
Cullem and Dykman LLP
100 Quentin Roosevelt Boulevard
Garden City, NY 11530-4850
bmiller@cullenanddykman.com
*Counsel for TransCanada Power Marketing
Ltd.*

Joline Price
Patrick M. Cicero
Elizabeth R. Marx
Pennsylvania Utility Law Project
118 Locust Street
Harrisburg, PA 17101
pulp@palegalaid.net
Counsel for CAUSE-PA

Dated: April 1, 2016



Tori L. Giesler
Attorney No. 207742
FirstEnergy Service Company
2800 Pottsville Pike
P.O. Box 16001
Reading, PA 19612-6001
(610) 921-6203
tgiesler@firstenergycorp.com