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April 19, 2016

**Via Electronic Filing**

Rosemary Chiavetta, Secretary  
PA Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Re: Petition of PECO Energy Company for Approval of its Default Service Program for the Period From June 1, 2017 Through May 31, 2019, Docket No. P-2016-2534980

Dear Secretary Chiavetta:

Enclosed for electronic filing please find Retail Energy Supply Association's ("RESA") Prehearing Memorandum with regard to the above-referenced matter. Copies to be served in accordance with the attached Certificate of Service.

Sincerely,



Deanne M. O'Dell

DMO/lww  
Enclosure

cc: Hon. Cynthia Williams Fordham w/enc.  
Cert. of Service w/enc.

**CERTIFICATE OF SERVICE**

I hereby certify that this day I served a copy of RESA's Prehearing Memo upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code Section 1.54.

**Via Email and/or First Class Mail**

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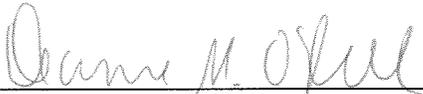
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Deanne M. O'Dell, Esq.

Dated: April 19, 2016

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company for :  
Approval of Its Default Service Program :  
for the Period From June 1, 2017 Through : Docket No. P-2016-2534980  
May 31, 2019 :  
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**PREHEARING MEMORANDUM  
OF RETAIL ENERGY SUPPLY ASSOCIATION**

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Pursuant to 52 Pa. Code §§ 5.72-5.75, the public notice published in the Pennsylvania Bulletin on April 9, 2016 and Prehearing Order dated April 12, 2016, the Retail Energy Supply Association (“RESA”)<sup>1</sup> submits this Prehearing Memorandum.

**I. SERVICE OF DOCUMENTS**

RESA requests that all documents be served on:

Deanne M. O’Dell, Esquire  
Eckert Seamans Cherin & Mellott, LLC  
213 Market St., 8th Floor  
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<sup>1</sup> The comments expressed in this filing represent the position of the Retail Energy Supply Association (RESA) as an organization but may not represent the views of any particular member of the Association. Founded in 1990, RESA is a broad and diverse group of more than twenty retail energy suppliers dedicated to promoting efficient, sustainable and customer-oriented competitive retail energy markets. RESA members operate throughout the United States delivering value-added electricity and natural gas service at retail to residential, commercial and industrial energy customers. More information on RESA can be found at [www.resausa.org](http://www.resausa.org).

RESA also agrees to receive service of documents electronically in this proceeding. To the extent that materials are available electronically, it is requested that copies be served upon:

Daniel Clearfield – dclearfield@eckertseamans.com  
Deanne O'Dell – dodell@eckertseamans.com  
Sarah C. Stoner – sstoner@eckertseamans.com

**II. SETTLEMENT**

RESA is willing to participate in settlement discussions with any party to narrow the issues in this matter.

**III. PROPOSED PLAN AND SCHEDULE OF DISCOVERY**

RESA is amenable to working with the other parties in this matter to adopt a reasonable proposed plan and schedule of discovery. RESA does not have any proposals regarding discovery modifications.

**IV. SCHEDULE FOR SUBMISSION OF TESTIMONY, HEARINGS AND BRIEFS**

RESA will cooperate with the other parties and the ALJ to facilitate a workable litigation schedule.

**V. WITNESSES**

At this time, RESA is still evaluating whether or not to present testimony in this matter. RESA reserves the right to present a witness as may be necessary depending on the course of the proceeding and will provide the Presiding Officer as well as the other parties in this matter reasonable notice if necessary. RESA also reserves its right to add additional witnesses or change the identity of its witnesses at any time upon appropriate notice to the Presiding Officer and the parties.

## **VI. PRESENTLY IDENTIFIED ISSUES**

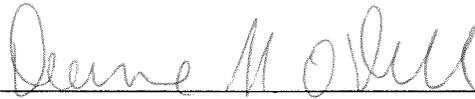
RESA is a trade association of power marketers, independent power producers, and a broad range of companies within the Mid-Atlantic marketplace, each of whom support the electric services industry and seek to develop a more competitive power industry. RESA members are licensed to sell electric energy in the markets of Pennsylvania's major electric distribution companies ("EDCs"), including PECO's service territory.

RESA has identified the following issues that should be examined in this proceeding:

- Whether the PECO's overall default service supply plan is consistent with the Commission's regulations and the Public Utility Code.
- The effectiveness of PECO's default service plan to promote retail market development for the benefit of consumers in PECO's service territories.
- The appropriateness of PECO's proposal to modify its current procurement plan for residential and small commercial and industrial customers to include more longer term default supply contracts.
- The appropriateness of PECO's procurement and proposals to consolidate the Medium Commercial and Large Commercial & Industrial classes, file Large C&I hourly-priced default service rates quarterly, and reconcile the over/undercollection component of the Generation Supply Adjustment on a semi-annual basis.
- Whether PECO's proposed rate design and tariffs for default generation service, including recovery of all of PECO's costs associated with the provision of default service, is consistent with the Commission's regulations and the Public Utility Code.

At this time, RESA continues to evaluate its position on and will refine its position based on further study of the proposals, review of discovery and additional input from other parties. RESA reserves the right to address other issues identified through its continued review and analysis of the filing or raised by other parties.

Respectfully submitted,



Daniel Clearfield, Esquire

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Attorney ID 81064

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Date: April 19, 2016

Attorneys for Retail Energy Supply Association