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April 14, 2017

VIA eFILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17105-3265

**Re: Application of Transource Pennsylvania, LLC for All of the Necessary Authority, Approvals, and Certificates of Public Convenience (1) to Begin to Furnish and Supply Electric Transmission Service in Franklin & York Counties, Pennsylvania (2) for Certain Affiliated Interest Agreements; and (3) for any Other Approvals Necessary to Complete the Contemplated Transactions
Docket Nos. A-2017-2587821, G-2017-2587822**

Dear Secretary Chiavetta:

Enclosed please find PECO Energy Company's Petition to Intervene in the above-captioned proceeding.

Copies have been served per the attached Certificate of Service.

Very truly yours,

A handwritten signature in blue ink, appearing to read "J S Johnson".

Jennedy S. Johnson

c: Per Certificate of Service (w/encls.)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Application of Transource Pennsylvania, :
LLC for All of the Necessary Authority, :
Approvals, and Certificates of Public :
Convenience (1) to Begin to Furnish and :
Supply Electric Transmission Service in : Docket Nos. A-2017-2587821
Franklin & York Counties, Pennsylvania : G-2017-2587822
(2) for Certain Affiliated Interest :
Agreements; and (3) for any Other :
Approvals Necessary to Complete the :
Contemplated Transactions :**

**PETITION TO INTERVENE OF
PECO ENERGY COMPANY**

Pursuant to 52 Pa.Code §§ 5.72-74, PECO Energy Company (“PECO”) herby files this Petition to Intervene in the above-captioned proceeding. PECO has a direct and substantial interest in the issues raised in this proceeding because the Application could result in Transource being granted the right to construct electric transmission facilities within PECO’s certificated service territory and connected to PECO infrastructure. Further, any modifications made to the underlying PJM Interconnection, L.L.C. (“PJM”) Market Efficiency Project during this or any subsequent citing proceeding could result in obligations to PECO and ultimately its customers. Moreover, no party objects to this Petition to Intervene.

In support of this Petition, PECO states as follows:

1. PECO is a corporation organized and existing under the laws of the Commonwealth of Pennsylvania with its principal office in Philadelphia, Pennsylvania. PECO furnishes electric service within its authorized service territory to approximately 1.6 million electric customers in Bucks, Chester, Delaware, Montgomery and York Counties, and the City of Philadelphia. PECO is

both a “public utility” and an “electric distribution company,” as defined in 66 Pa.C.S. Sections 102 and 2803, respectively.

2. On February 7, 2017, Transource Pennsylvania, LLC (“Transource”) filed with the Pennsylvania Public Utility Commission (“Commission”) an Application for All of the Necessary Authority, Approval, and Certificates of Public Convenience (1) to Begin to Furnish and Supply Electric Transmission Service in Franklin and York Counties, Pennsylvania; (2) for Certain Affiliated Interest Agreements; and (3) for any Other Approvals Necessary (“Application”).

3. In its Application, Transource seeks Commission approval to implement a PJM Market Efficiency Project (the “9A project”) to alleviate transmission congestion. Application at 16-18. Specifically, under the 9A project, Transource will construct, own, maintain, and operate two new electric transmission substations in Pennsylvania, as well as the Pennsylvania portions of two new 230kV interstate transmission lines. *Id.* at 2.

4. Transource served the Application on the Commission’s Bureau of Investigation and Enforcement, the Office of Consumer Advocate (“OCA”), the Office of Small Business Advocate, the Franklin and York County Administrators, and FirstEnergy/Mid-Atlantic Interstate Transmission, LLC (“MAIT”). OCA and MAIT intervened in the proceeding.

5. The Commission’s Regulations permit a petition to intervene to be filed by any “person claiming a right to intervene or an interest of such nature that intervention is necessary or appropriate to the administration of the statute under which the proceeding is brought.” 52 Pa. Code § 5.72(a). Such party is eligible to intervene upon demonstrating “an 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.” *Id.* at § 5.72(a)(2)

6. A portion 9A project – part of the Conastone to Furnace Run transmission line and the Furnace Run Substation itself – is slated to be constructed in PECO’s service territory in southeastern York County. Application at 10; Appdx. 3, pg. 26; Appdx. 4, pg. 3.

7. While a portion of the 9A project forming the basis of Transource’s Application is located within PECO’s service territory and will be connected to PECO facilities, Transource did not serve PECO with the filing. Accordingly, PECO prepared this intervention after it recently became aware of the existence of the instant Application.

8. The Commission will evaluate Transource’s Application under Sections 1102 and 1103 of the Public Utility Code, will only grant a Certificate of Public Convenience where “necessary or proper for the service, accommodation, convenience or safety of the public,” and “may impose such conditions as it may deem to be just and reasonable.” 66 Pa.C.S. § 1103(a). A determination of need for the project will depend on the specifications and safety requirements for the proposed facilities, and the financial data provided. This information will permit the Commission to conduct a reasonable and sound analysis prior to rendering its decision as to whether granting of a certificate of public convenience to these Applicants meets the standards enunciated in Section 1103(a). *See, e.g. Application of Q Water Co., Inc. for Approval to Begin to Offer, Render, Furnish or Supply Water Serv. to the Pub. in Providence & E. Drumore Townships, Lancaster Cty., Pennsylvania. Application of Q Wastewater Co., Inc. for Approval to Begin to Offer, Render, Furnish or Supply Wastewater Serv. to the Pub. in Providence & E. Drumore Townships, Lancaster Cty., Pennsylvania., Docket No. A-210115, 2007 WL 7230407, at *9 (Order entered October 25, 2007).*


9. Transource’s filing lacks relevant information, including testimony, sufficient for PECO to form a position regarding the necessity or public benefit of granting Transource’s request

for a Certificate of Public Convenience. PECO is seeking party status in order to monitor the impacts of Transource's proposal on PECO customers and facilities.

10. PECO has a direct and substantial interest in the issues raised in this proceeding because a portion of the 9A facilities Transource proposes to build would be connected to PECO infrastructure. Further, any modifications made to the 9A project during this or any subsequent citing proceeding could result in obligations to PECO and ultimately its customers. Therefore, PECO's interest cannot be adequately represented by any other party in this proceeding, and PECO will be uniquely impacted by the developments in and outcome of this proceeding. Further PECO has contacted counsel for Transouce, OCA, and MAIT, and no party opposes this Petition to Intervene.

11. For these reasons, PECO respectfully requests that the Commission grant this Petition to Intervene.

Dated: April 14, 2017


Romulo L. Diaz, Jr. (Pa. No. 88795)
Jack R. Garfinkle (Pa. No. 81892)
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VERIFICATION

I, Douglas J. Dale, hereby declare that I am the Manager of Transmission Planning for PECO Energy Company; that as such I am authorized to make this verification on its behalf; that the facts set forth in the foregoing Pleading are true to the best of my knowledge, information and belief, and that I make this verification subject to the penalties of 18 Pa. C.S. § 4904 pertaining to false statements to authorities.

Date: April 14, 2017



Douglas J. Dale
Manager, Transmission Planning

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CERTIFICATE OF SERVICE

I hereby certify and affirm that I have this day served a copy of the foregoing document, PECO Energy Company's Petition to Intervene, in the matter specified in accordance with the requirements of 52 Pa. Code § 1.54:

via electronic mail and/or first class mail

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Dated: April 14, 2017



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