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January 12, 2018

**Via Electronic Filing**

Rosemary Chiavetta, Secretary  
PA Public Utility Commission  
PO Box 3265  
Harrisburg, PA 17105-3265


Re: Joint Petition of Metropolitan Edison Company, Pennsylvania Electric Company,  
Pennsylvania Power Company and West Penn Power Company for Approval of Their  
Default Service Program (DSP-V) – Docket Nos. P-2017-2637855; P-2017-2637857;  
P-2017-2637858; and P-2017-2637866

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Dear Secretary Chiavetta:

Enclosed for electronic filing please find the Retail Energy Supply Association's Petition to Intervene with regard to the above-referenced matters. Copies to be served in accordance with the attached Certificate of Service.

Sincerely,



Sarah C. Stoner

Enclosure

cc: Hon. Mary D. Long w/enc.  
Cert. of Service w/enc.

## CERTIFICATE OF SERVICE

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

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Dated: January 12, 2018

  
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Sarah C. Stoner, Esq.

**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 Program	:	Docket No. P-2017-2637855
	:	Docket No. P-2017-2637857
	:	Docket No. P-2017-2637858
	:	Docket No. P-2017-2637866
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**THE RETAIL ENERGY SUPPLY ASSOCIATION'S  
PETITION TO INTERVENE**

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Pursuant to 52 Pa. Code §§ 5.72-5.75, the public notices published in the Pennsylvania Bulletin on December 23, 2017 and the Prehearing Conference Order dated December 21, 2017, the Retail Energy Supply Association (“RESA”)<sup>1</sup> petitions to intervene in the Joint Petition of Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company and West Penn Power Company (“the Companies”) for Approval of Their Default Service Programs (“DSP Petition”). In support of its intervention, RESA states as follows:

1. On December 11, 2017, the Companies filed a petition proposing to establish the terms and conditions under which they will procure default service supplies, provide default service to non-shopping customers, satisfy requirements imposed by the Alternative Energy

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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).

Portfolio Standards Act ("AEPS Act")<sup>2</sup> and recover all associated costs on a full and current basis for the period from June 1, 2019 through May 31, 2023.

2. By public notices published in the Pennsylvania Bulletin on December 23, 2017, the Commission established a deadline of January 12, 2018 for formal protests, petitions to intervene and answers. By Prehearing Conference Order dated December 21, 2017, Administrative Law Judge Mary D. Long scheduled an Initial Prehearing Conference for January 17, 2018 and directed parties and those intending to become parties to serve copies of their Prehearing Conference Memorandum on or before 3:00 p.m. on January 16, 2018. RESA is simultaneously filing its Prehearing Conference Memorandum.

3. 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 EDCs, including the service territories of the Companies.

4. RESA's attorneys in this matter are:

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Deanne M. O'Dell, Esquire  
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<sup>2</sup> 73 P. S. §§ 1648. 1 - 1648.8 and related provisions of 66 Pa. C. S §§ 2813-2814.

5. The Commission's regulations allow intervention where a person has an interest in the proceeding which may be directly affected and which is not adequately represented by existing parties, and as to which the person may be bound by the action of the Commission in the proceeding. 52 Pa. Code § 5.72(a)(2). Intervention is also permitted where participation of the person may be in the public interest. 52 Pa. Code § 5.72(a)(3). A "person" includes a corporation and an association. 52 Pa. Code § 1.8.

6. RESA meets the standards for intervention set forth in 52 Pa. Code § 5.72(a). As an organization whose members include competitive electric generation suppliers ("EGSs") licensed to do business in the Companies' service territories, RESA has interests that will be directly affected by this proceeding. The ability of RESA's members to provide electric supply to retail customers in the Companies' service territories will be specifically and substantially affected by the outcome of this proceeding, which will establish the terms and conditions under which the Companies will acquire electric supply to serve its Default Service load from June 1, 2019 through May 31, 2023 and, thus, the rates against which RESA members must compete to sell electricity to retail customers in the Companies' service territories.

7. In addition, the petitions address various issues directly related to the ability of EGSs to provide competitive alternative service to retail customers. These include proposed changes to the Price to Compare Default Service Rate Riders and the hourly-priced threshold. The Companies' proposed continuation, without modification, of the Companies' current purchase of receivables clawback clause includes assessing charges on specific EGSs. The Companies' proposal to continue the Customer Referral Programs without modification also impacts the ability of EGSs to provide service through the program.

8. RESA's interests in this proceeding are unique from and not adequately represented by other parties that may seek to intervene, including individual EGSs or other organizations interested in electric competition in Pennsylvania in general and in the Companies' service territories in particular. This is because RESA represents the interests of a diverse and broad group of electric generation suppliers in general, and not the interests of any individual member.

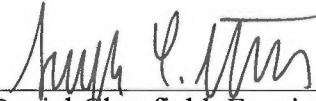
9. RESA's members will be bound by the action of the Commission in this proceeding, which will determine the Companies' default service rates, terms and conditions beginning June 2019 as well as the terms and conditions for the various retail market enhancement programs proposed by the Companies.

10. RESA's intervention is in the public interest. RESA's participation will enable it to contribute the unique perspectives and insights of a trade association representing multiple EGSs and complete presentation of the issues to be addressed in this proceeding. It should be noted that RESA actively participated in the most recent default service proceeding that developed the current default service plans for each of the companies as well as prior default service proceedings involving the Companies.

11. RESA's list of presently identified issues is set forth in its Prehearing Conference Memorandum, which is incorporated herein by reference. Due to the early stage of this proceeding, RESA reserves the right to raise and address issues identified through its continued review and analysis of the Companies' filing (and related information), or other issues raised by other parties.

**WHEREFORE**, RESA respectfully requests that the Commission grant RESA's Petition to Intervene.

Respectfully submitted,



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Date: January 12, 2018

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