

O'BRIEN, BELLAND & BUSHINSKY, LLC

ATTORNEYS AT LAW

ROBERT F. O'BRIEN (NJ, PA & DC)
MARK E. BELLAND (NJ & PA)
STEVEN J. BUSHINSKY (NJ, NY & PA)
THOMAS F. KARPOUSIS (NJ)
KEVIN D. JARVIS (NJ & NY)
TIMOTHY P. HAGGERTY (NJ)
DAVID F. WATKINS, JR. (NJ & PA)
ANTHONY W. DESTEFANIS (NJ)
ELIZABETH I. DEEGAN (NJ & PA)
MICHAEL J. DELTERGO (NJ & DC)
MATTHEW L. RAZZANO (NJ & PA)
JAMES G. BUCK (NJ & PA)
W. DANIEL FEEHAN (NJ & PA)

1526 BERLIN ROAD
CHERRY HILL, NEW JERSEY 08003

(856) 795-2181

(888) 609-8300

FAX (856) 795-2182

INTERNET: WWW.OBBBLAW.COM

E-MAIL: OBBB@OBBBLAW.COM



OF COUNSEL

CARL J. MINSTER III (PA, NJ)

DAVID J. J. FACCILOLO (DE, PA)

DAVID R. THIERMAN* (NJ, PA & FL)

*MASTERS OF LAW IN TAXATION

JOAN FREEDMAN MEYER (NJ & PA)

1931-2011

EMAIL: MBELLAND@OBBBLAW.COM

May 18, 2018

Via E-Filing

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

**Re: Pennsylvania Public Utility Commission v.
PECO Energy Company
Docket No. R-2018-3000164**

Dear Secretary Chiavetta:

Enclosed please find, in the above-referenced matter, the Petition to Intervene of the Laborers International Union of North America, Local 57. The document was served on all parties of record as shown on the attached Certificate of Service.

The document was filed electronically with the Commission on this date.

Very truly yours,

O'BRIEN, BELLAND & BUSHINSKY, LLC

Mark E. Belland, Esquire

Enclosure

cc: All parties of record

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
	:	
v.	:	Docket No. R-2018-3000164
	:	
PECO Energy Company	:	

**PETITION TO INTERVENE
OF LABORERS INTERNATIONAL UNION OF NORTH
AMERICA, LOCAL 57**

Pursuant to 52 Pa. Code §§ 5.71, *et seq.*, the Laborers' International Union of North America, Local 57 ("LIUNA" or "Petitioner"), hereby petitions to intervene in the above-captioned proceeding. In support of this Petition, LIUNA states as follows:

1. LIUNA is a democratic labor organization that represents approximately 2,600 members who reside in PECO's service territory and who will be directly impacted by the outcome of this proceeding. LIUNA maintains an office located at 500-506 N. 6th Street, Philadelphia, PA 19123, where it is a customer of PECO.

2. LIUNA represents 529 construction workers who are employed by various underground utility contractors and who perform construction activities for PECO's Electric and Gas Divisions.

3. LIUNA will be represented in this case by, and all documents should be served upon, its attorneys:

Mark Belland (PA Atty. Id. 41728)
O'Brien, Belland & Bushinsky, LLC
500-506 North 6th Street
Philadelphia, PA 19123
Phone: 888-609-8300
E-mail: mbelland@obbblaw.com

4. As provided in 52 Pa. Code § 1.54(b)(3), counsel consents to the service of documents by electronic mail at the e-mail addresses shown above.

5. Petitioner respectfully requests the parties provide an electronic copy of communications to LIUNA, in care of:

May Va Lor
LIUNA
905 16TH Street NW
Washington, DC 20016
Phone: (202) 942-2330
Email: mlor@liuna.org

6. On March 29, 2018, PECO Energy Company (“PECO”) filed proposed Tariff Electric-Pa. P.U.C. No. 6 to become effective May 28, 2018. Tariff No. 6 sets forth proposed rates designed to produce an increase in PECO’s annual distribution revenue of approximately \$82 million, or 2.2% on the basis of total Pennsylvania jurisdictional operating revenue.

7. LIUNA has a significant interest in this proceeding, and expects numerous issues being raised in this proceeding that will or may affect its interests as a representative of construction workers employed by PECO’s underground utility contractors and as a customer of PECO. As an example, PECO’s application includes claims regarding contractor costs, construction costs, among others. Parties to this proceeding may also raise issues related to safety or reliability which may impact LIUNA members.

8. Should LIUNA’s intervention be granted, LIUNA requests the right to actively participate in this proceeding, including presentation of direct or rebuttal testimony and the cross-examination of witnesses in this proceeding.

9. No other parties to this proceeding represents the interest of LIUNA.

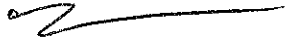
10. LIUNA takes no specific position at this time regarding PECO’s rate proposal.

WHEREFORE, Laborers' International Union of North America, Local 57,
respectfully requests the right to intervene as an active party in this proceeding, and placed
on the service list.

Respectfully Submitted,

O'BRIEN, BELLAND & BUSHINSKY, LLC

By: _____


Mark E. Belland, Esquire (PA Atty. Id. 41728)
1526 Berlin Road
Cherry Hill, NJ 08003
856-795-2181/Fax: 856-795-2182
mbelland@obbblaw.com

Dated: May 18, 2018

Counsel for LIUNA Local 57

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
	:	
v.	:	Docket No. R-2018-3000164
	:	
PECO Energy Company	:	

CERTIFICATE OF SERVICE


I hereby certify and affirm that I have this day served a true copy of the foregoing document on the following persons pursuant with the requirements of 52 Pa. Code § 1.54:

VIA ELECTRONIC MAIL, eROOM, AND/OR FIRST CLASS MAIL

Romulo L. Diaz, Jr. Jack R. Garfinkle W. Craig Williams Michael S. Swerling PECO Energy Company 2301 Market Street P.O. Box 8699 Philadelphia, PA 19101 Romulo.diaz@exeloncorp.com Jark.garfinkle@exeloncorp.com Craig.williams@exeloncorp.com Michael.swerling@exeloncorp.com	Kenneth M. Kulak Anthony C. DeCusatis Catherine G. Vasudevan Morgan, Lewis & Bockius LLP 1701 Market Street Philadelphia, PA 19103 Ken.kulak@morganlewis.com Anthony.decusatis@morganlewis.com Catherine.vasudevan@morganlewis.com <i>Counsel for PECO Energy Company</i>
Carrie B. Wright Prosecutor Bureau of Investigation & Enforcement Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, Second Floor Harrisburg, PA 17120 carwright@pa.gov	Christy M. Appleby Hayley Dunn Aron J. Beatty Office of Consumer Advocate Forum Place, 5th Floor 555 Walnut Street Harrisburg, PA 17103-1923 cappleby@paoca.org hdunn@paoca.org abeatty@paoca.org
Elizabeth Rose Triscari Deputy Small Business Advocate Office of Small Business Advocate 300 North Second Street, Suite 202 Harrisburg, PA 17101 etriscari@pa.gov	Patrick M. Cicero Elizabeth R. Marx Kadeem G. Morris Pennsylvania Utility Law Project 118 Locust Street Harrisburg, PA 17101 pulp@palegalaid.net <i>Counsel for CAUSE-PA</i>

<p>Scott J. Rubin 333 Oak Lane Bloomsburg, PA 17815-2036 Scott.j.rubin@gmail.com <i>Counsel for IBEW</i></p>	<p>Charles T. Joyce Spear Wilderman, P.C. 230 South Broad Street, Suite 1400 Philadelphia, PA 19102 ctjoyce@spearwilderman.com <i>Counsel for IBEW</i></p>
<p>Roger E. Clark 905 Denston Drive Ambler, PA 19002 roger@rogerclarkconsulting.com <i>Counsel for DVRPC</i></p>	<p>Joseph L. Vullo 1460 Wyoming Avenue Forty Fort, PA 18704 jvullo@bvrrlaw.com <i>Counsel for CAAP</i></p>
<p>David P. Zambito Jonathan P. Nase Cozen & O'Connor Suite 1410 17 North Second Street Harrisburg, PA 17101 dzambito@cozen.com jnase@cozen.com <i>Counsel for the Trustees of the University of Pennsylvania</i></p>	<p>Roman Petyk Associate General Counsel The University of Pennsylvania Office of the General Counsel 2929 Walnut Street FMC Tower, Suite 400 Philadelphia, PA 19104-5099 Roman.petyk@ogc.upenn.edu <i>Counsel for University of Pennsylvania</i></p>
<p>Donald R. Wagner Linda R. Evers Michael A. Gruin Stevens & Lee 111 N. Sixth Street Reading, PA 19601 drw@stevenslee.com lre@stevenslee.com mag@stevenslee.com <i>Counsel for Walmart</i></p>	<p>Gregory W. Tillman Walmart, Inc. 2001 Southeast 10th Street Bentonville, AR 72716-5530 Greg.tillman@walmart.com</p>
<p>Joline R. Price Robert W. Ballenger Community Legal Services, Inc. 1424 Chestnut Street Philadelphia, PA 19102 jprice@clsphila.org rballenger@clsphila.org <i>Counsel for TURN et al.</i></p>	<p>Mark C. Hammond Land Air Water Legal Solutions, LLC 1000 Westlakes Drive, Suite 150 Berwyn, PA 19312 mhammond@landairwater.com <i>Counsel for Tesla</i></p>
<p>Karen O. Moury Eckert Seamans Cherin & Mellott, LLC 213 Market Street, 8th Floor Harrisburg, PA 17101 knoury@eckertseamans.com <i>Counsel for NRG Energy</i></p>	<p>Deanne M. O'Dell Sarah C. Stoner Eckert Seamans Cherin & Mellott, LLC 213 Market Street, 8th Floor Harrisburg, PA 17101 dodell@eckertseamans.com sstoner@eckertseamans.com <i>Counsel for RESA</i></p>

<p>Jeffrey Pollock J. Pollock, Inc. 12647 Olive Boulevard, Suite 585 St. Louis, MO 63141 jcp@jpollockinc.com <i>Consultant for PAIEUG</i></p>	<p>Charis Mincavage Adeolu Bakare Alessandra Hylander McNees Wallace & Nurick LLC P.O. Box 1166 100 Pine Street Harrisburg, PA 17101-1166 cmincavage@mcneeslaw.com abakare@mcneeslaw.com ahylander@mcneeslaw.com <i>Counsel for PAIEUG</i></p>
<p>David S. Habr Habr Economics 213 Cornuta Way Nipomo, CA 93444-5020 David.habr@habreconomics.com <i>Consultant for OCA</i></p>	<p>David J. Efron Berkshire Consulting Services 12 Pond Path Northampton, NH 03862 djeffron@aol.com <i>Consultant for OCA</i></p>
<p>Roger D. Colton Fisher, Sheehan & Colton 34 Warwick Road Belmont, MA 02478 robert@fsconline.com <i>Consultant for OCA</i></p>	<p>Clarence L. Johnson CJEnergy Consulting 3707 Robinson Avenue Austin, TX 78722 cjenergyconsult@att.net <i>Consultant for OCA</i></p>
<p>Brian Kalcic Excel Consulting Suite 720-T 225 South Meramac Avenue St. Louis, MO 63105 Excel.consulting@sbcglobal.net <i>Consultant for OSBA</i></p>	<p>Deputy Chief Administrative Law Judge Christopher P. Pell Administrative Law Judge F. Joseph Brady Commonwealth of Pennsylvania Pennsylvania Public Utility Commission 801 Market Street, Suite 4063 Philadelphia, PA 19107 cpell@pa.gov fbrady@pa.gov dharvell@pa.gov pmcneal@pa.gov</p>



Dated: May 18, 2018

Counsel for LIUNA