

Deanne M. O'Dell
717.255.3744
dodell@eckertseamans.com

May 24, 2010

VIA ELECTRONIC FILING

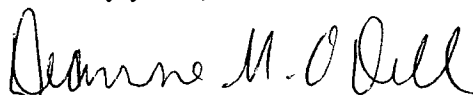
Rosemary Chiavetta, Secretary
PA Public Utility Commission
PO Box 3265
Harrisburg, PA 17105-3265

Re: Pennsylvania Public Utility Commission v. Petition of PPL Electric
Utilities Corporation; Docket No. R-2010-2161694

Dear Secretary Chiavetta:

On behalf of the Retail Energy Supply Association ("RESA") enclosed for filing please find the original of its Petition to Intervene, along with the electronic filing confirmation page, with regard to the above-referenced matter. Copies have been served in accordance with the attached Certificate of Service.

Sincerely yours,



Deanne M. O'Dell, Esq.

DMO/jls

Enclosures

cc: Hon. Susan D. Colwell (w/enc)
Cert. of Service (w/enc)

CERTIFICATE OF SERVICE

I hereby certify that this day I served a copy 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.

Via Email and/or First Class Mail

Todd S. Stewart, Esq.
Hawke McKeon & Sniscak, LLP
100 North Tenth St.
PO Box 1778
Harrisburg, PA 17105-1778
tsstewart@hmslegal.com

Steven Gray, Esquire
Office of Small Business Advocate
Suite 1002, Commerce Building
300 North Second St.
Harrisburg, PA 17101
sgray@state.pa.us

Tanya J. McCloskey, Esq.
Aron J. Beatty, Esq.
Office of Consumer Advocate
555 Walnut St.
5th Floor, Forum Place
Harrisburg, PA 17101-1923
abeatty@paoca.org
tmccloskey@paoca.org

Richard Kanaskie, Esq.
Lawrence Barth, Esq.
Office of Trial Staff
PA Public Utility Commission
Commonwealth Keystone Bldg.
400 North Street
Harrisburg, PA 17105-3265
rkanaskie@state.pa.us
lbarth@state.pa.us

Eric J. Epstein, Esq.
4100 Hillsdale Rd.
Harrisburg, PA 17112
lechambon@comcast.net

Paul E. Russell, Esq.
Associate General Counsel
PPL Electric Utilities Corporation
Two North Ninth Street
Allentown, PA 18101-1179
perussell@pplweb.com

John H. Isom, Esq.
Michael W. Gang, Esq.
Post & Schell, P.C.
17 North Second Street
12th Floor
Harrisburg, PA 17101-1601
jisom@postschell.com
mgang@postschell.com

David B. MacGregor, Esq.
Post & Schell, P.C.
Four Penn Center
1600 JFK Blvd.
Philadelphia, PA 19103
dmacgregor@postschell.com

Kenneth L. Mickens, Esquire
316 Yorkshire Drive
Harrisburg, PA 17111
kmickens11@verizon.net

Pamela C. Polacek, Esq.
Shelby Linton-Kiddie, Esq.
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA 17108-1166
ppolacek@mwn.com
skeddie@mwn.com

Joseph L. Vullo, Esq.
1460 Wyoming Ave.
Forty Fort, PA 18704
jlvullo@bvrrlaw.com

Donald L. Foreman
305 Hillside Rd.
Elizabethtown, PA 17022-1206


Scott J. Rubin, Esq.
333 Oak Lane
Bloomsburg, PA 17815
scott.j.rubin@gmail.com

Dr. Elaine F. Wasilewski
Lancaster Chiropractic & Massage
Therapy Assoc.
2215 Dutch Gold Drive
Lancaster, PA 17601
boatingdoc@aol.com

Elaine B. Santarelli
521 Second Avenue
Jessup, PA 18434

Elaine & Clayton Andrews Jr.
2014 Evergreen Drive
Tamaqua, PA 18252

Dated: May 24, 2010



Deanne M. O'Dell, Esq.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
	:	Docket No. R-2010-2161694
v.	:	
	:	
Petition of PPL Electric Utilities Corporation	:	

**PETITION TO INTERVENE
OF RETAIL ENERGY SUPPLY ASSOCIATION**

Pursuant to 52 Pa. Code §§ 5.72-5.75, the Retail Energy Supply Association (“RESA”) submits this Petition to Intervene in the above captioned proceeding. In support of its intervention, RESA states as follows:

INTERVENTION

1. 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.¹ RESA members are licensed to sell electric energy in the markets of Pennsylvania’s major electric distribution companies (“EDCs”), including the service territory of PPL Electric Utilities Corporation (“PPL”).

¹ RESA’s members include ConEd Solutions; Constellation NewEnergy, Inc.; Direct Energy Services, LLC; Exelon Energy Company; GDF SUEZ Energy Resources NA, Inc.; Gexa Energy; Green Mountain Energy Company; Hess Corporation; Integrys Energy Services, Inc.; Just Energy; Liberty Power; PPL EnergyPlus; Sempra Energy Solutions LLC. The comments expressed in this filing represent the position of RESA as an organization but may not represent the views of any particular member of RESA.

2. RESA's attorneys in this matter are:

Daniel Clearfield, Esquire
Deanne M. O'Dell, Esquire
Eckert Seamans Cherin & Mellott, LLC
213 Market Street, 8th Floor
P.O. Box 1248
Harrisburg, PA 17108-1248
Phone: (717) 237-7160
Fax: (717) 237-6019
dclearfield@eckertseamans.com
dodell@eckertseamans.com

3. On March 31, 2010, PPL filed Supplement No. 83 to PPL's Tariff proposing an average increase in distribution rates of approximately 16.5%, which equates to an average increase in total rates (distribution, transmission, generation and transition charges) of approximately 2.4%. PPL is proposing that the new rates become effective on June 1, 2010. On May 20, 2010, the Commission suspended the proposed tariff filing by operation of law until January 1, 2011 and instituted an investigation.

4. In its filing, PPL also sets forth its proposal on how to structure a Purchase of Receivables ("POR") program effective January 1, 2011. While PPL initially had agreed to file a POR Program to become effective on January 1, 2011 as part of the settlement of its recent default service plan proceeding at Docket No. P-2008-2060309, the Commission subsequently instructed PPL to implement a POR Program to commence on January 1, 2010. Thus, the current POR program for 2010 is structured in accordance with the Settlement Agreement adopted by the Commission at Docket No. P-2009-2129502. In that proceeding, all the parties agreed that the structure for the 2011 POR program would be addressed in a subsequent proceeding. In this filing, PPL has submitted its proposal on how to structure the POR program effective January 1, 2011.

5. Intervention is permitted 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. Intervention is also permitted where participation of the person may be in the public interest. 52 Pa. Code § 5.72(a). 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 PPL’s service territory, RESA has interests that will be directly affected by this proceeding, particularly with respect to the POR program.

7. Properly structured POR programs that promote competition and give EGSs access on a comparable basis to PPL’s billing and collection system is a key requirement for the development of robust competition in PPL’s service territory. Because of this, RESA has been involved in all prior PPL proceedings addressing the establishment of PPL’s POR program. RESA members have also been actively engaged with PPL in the implementation of the POR program during 2010 and many of them are also active participants in the POR program. The structure for the POR program effective January 1, 2011 will substantially affect EGSs who are participating in the market and want to avail themselves of the POR program to effectively reach potential customers.

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 PPL’s service territory in particular. RESA represents the interests 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 address how the POR program will be structured effective January 1, 2011.

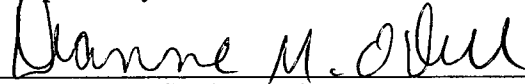
10. RESA's intervention is in the public interest. RESA's participation will enable it to contribute the unique perspectives and insights of a trade association representing multiple EGSs and complete presentation of the issues to be addressed in this proceeding.

11. RESA's list of presently identified issues is set forth in its Prehearing 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 PPL's filing (and related information), or other issues raised by other parties.

CONCLUSION

WHEREFORE, the Retail Energy Supply Association respectfully requests that the Commission grant its intervention in this matter.

Respectfully submitted,



Daniel Clearfield, Esquire
Deanne M. O'Dell, Esq.
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
P.O. Box 1248
Harrisburg, PA 17101
717.255.3744
Fax 717.237.6019
dclearfield@eckertseamans.com
dodell@eckertseamans.com

Date: May 24, 2010

Attorneys for the Retail Energy Supply Association