

PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Harrisburg, Pennsylvania 17105-3265

Petition of PECO Energy Company  
for Approval to Procure Tier II  
Alternative Energy Credits and  
Additional Tier I and Solar  
Alternative Energy Credits

Public Meeting – February 10, 2011  
2210975-LAW  
Docket No. P-2010-2210975

**DISSENTING STATEMENT OF VICE CHAIRMAN TYRONE J. CHRISTY**

Before the Commission is a petition filed by PECO Energy Company on November 17, 2010, seeking authorization to procure Tier II alternative energy credits (AECs) through two Requests for Proposals (RFPs), as well as to procure a small number of supplemental AECs needed to meet PECO's compliance obligations from third-party auctions and brokers. The Commission will have ten days to review and approve the RFP results; however, PECO's purchase of supplemental AECs will not be subject to the Commission's prior approval.

I support PECO's proposed approach to procuring Tier II and supplemental AECs. I am dissenting from today's Order because the majority is approving PECO's proposed elimination of the informational requirements that the Commission previously imposed on PECO's acquisition of Tier I AECs. *Petition of PECO Energy Company*, Docket Number P-00072260 (December 26, 2007) (*PECO AEPS I*). These requirements include, inter alia, the name and location of the generating facility; information about the ownership of the generating facility, including whether any of the owners is a PECO affiliate; and the facility's fuel source. All of these filing requirements are being eliminated in the instant filing. In lieu thereof, bidders will be required to file minimal information about the company submitting the bid, as opposed to the generating facilities that created the AECs.

Given the hundreds of millions of dollars that Pennsylvania customers will be required to pay every year for AECs when the Alternative Energy Portfolio Standards Act of 2004 is fully phased-in, I believe that the Commission should have continued to require PECO to supply information about the source of the AECs that are presented to the Commission for approval. As a result of today's action, the Commission will not know the location, ownership and fuel source of the Tier II facilities at the time that the Commission approves the acquisition of the Tier II AECs.

2-10-11

DATE

  
TYRONE J. CHRISTY, VICE CHAIRMAN