

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

555 Walnut Street, 5th Floor, Forum Place
Harrisburg, Pennsylvania 17101-1923
(717) 783-5048
800-684-6560 (in PA only)

FAX (717) 783-7152
consumer@paoca.org

IRWINA. POPOWSKY
Consumer Advocate

February 13, 2012

Rosemary Chiavetta, Secretary
PA Public Utility Commission
Commonwealth Keystone Bldg.
400 North Street
Harrisburg, PA 17120

RE: Petition of PECO Energy Company for Approval of
Its Default Service Program
Docket No. P-2012-2283641

Dear Secretary Chiavetta:

Enclosed please find the Office of Consumer Advocate's Notice of Intervention in the above-captioned proceeding.

Copies have been served upon all parties of record as shown on the attached Certificate of Service.

Sincerely,

Christy M. Appleby
Christy M. Appleby
Assistant Consumer Advocate
PA Attorney I.D. # 85824

Enclosures

cc: Honorable Dennis J. Buckley
Office of Special Assistants
Certificate of Service

*152560

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Petition of PECO Energy Company :
For Approval of its Default : Docket No. P-2012-2283641
Service Program :

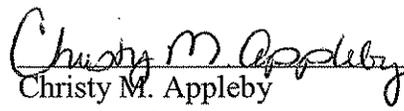
NOTICE OF INTERVENTION

Pursuant to 52 Pa. Code Sections 5.71-74, the Office of Consumer Advocate hereby gives Notice of Intervention in the above-captioned proceeding. A copy of all correspondence and notices, documents, orders or other communications with respect to the above-captioned proceeding should be addressed to the following:

Tanya J. McCloskey
E-mail address: tmccloskey@paoca.org
Pa. Attorney Id. No. 50044
Senior Assistant Consumer Advocate
Candis A. Tunilo
E-mail address: ctunilo@paoca.org
Pa. Attorney Id. No. 89891
Christy M. Appleby
E-mail address: cappleby@paoca.org
Pa. Attorney Id. No. 85824
Assistant Consumer Advocates

Office of Consumer Advocate
555 Walnut Street
5th Floor, Forum Place
Harrisburg, PA 17101-1923
Phone: (717) 783-5048
Fax: (717) 783-7152

Respectfully submitted,


Christy M. Appleby
Assistant Consumer Advocate
Pa. Attorney Id. No. 85824

DATE: February 13, 2012

PUBLIC STATEMENT OF THE
OFFICE OF CONSUMER ADVOCATE
PURSUANT TO 71 P.S. SECTION 309-4(e)

Act 161 of the Pennsylvania General Assembly, 71 P.S. Section 309-2, as enacted July 9, 1976, authorizes the Consumer Advocate to represent the interests of consumers before the Pennsylvania Public Utility Commission (Commission). In accordance with Act 161, and for the following reasons, the Consumer Advocate determined to file an Answer and Intervene in the proceedings before the Commission involving PECO Energy Company (PECO or the Company).

On January 13, 2012, PECO Energy Company (PECO or the Company) filed its Petition for Approval of its Second Default Service Program (DSP II or the Program) pursuant to 66 Pa.C.S. § 2807(e) of the Pennsylvania Public Utility Code, the Default Service Regulations of the Pennsylvania Public Utility Commission (Commission), and the Commission's Policy Statement on Default Service. PECO seeks approval for default service programs and procurement plans for the period of June 1, 2013 through May 31, 2015. PECO proposes to acquire supply for residential customers through a blend of laddered one-year and two-year full requirements products, with six months of spacing between the start of the contract delivery periods. To recover its costs for serving residential customers, the Company proposes an annual adjustment mechanism. PECO also plans to implement certain competitive enhancement programs including Retail Opt-in Electric Generation Supplier (EGS) Offer program; two new customer referral programs; a PECO Wind referral program; and a Seamless Moves Collaborative. PECO also proposes to bid out to an EGS the commodity service associated with its Time-of-Use (TOU) pilot.

The Consumer Advocate determined to intervene in this proceeding to protect the interests of PECO's residential customers. The Consumer Advocate will seek to ensure that any

default service Plan meets the requirements of Act 129 and that any rates that result from this proceeding are just and reasonable, consistent with Pennsylvania law. The Consumer Advocate will also seek to ensure that any programs that are considered are reasonable, in accordance with the law, and provide benefits to all consumers without harming default service, the retail market, or consumers.

152464.doc

CERTIFICATE OF SERVICE

Re: Petition of PECO Energy Company for Approval of Its Default Service Program
Docket No. P-2012-2283641

I hereby certify that I have this day served a true copy of the foregoing document, the Office of Consumer Advocate's Notice of Intervention, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 13th day of February 2012.

SERVICE BY INTER-OFFICE MAIL

Carrie B. Wright, Esq.
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
Commonwealth Keystone Bldg.
P.O. Box 3265
Harrisburg, PA 17120

SERVICE BY E-MAIL & FIRST CLASS MAIL, POSTAGE PREPAID

Anthony E. Gay, Esq.
Jeanne J. Dworetzky, Esq.
Exelon Business Services Co.
2301 Market Street
P.O. Box 8699
Philadelphia, PA 19101-8699

Thomas P. Gadsden, Esq.
Kenneth M. Kulak, Esq.
Brooke E. Leach, Esq.
Morgan, Lewis & Bockius LLP
1701 Market Street
Philadelphia, PA 19103-2921

Melanie J. Elatieh, Esq.
UGI Corporation
460 North Gulph Road
King of Prussia, PA 19406

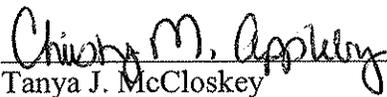
Daniel Clearfield, Esq.
Deanne O'Dell, Esq.
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Fl.
P.O. Box 1248
Harrisburg, PA 17108-1248

Elizabeth Rose Triscari, Esq.
Office of Small Business
Suite 1102, Commerce Bldg.
300 North Second Street
Harrisburg, PA 17101

Phil Bertocci, Esq.
Thu Tran, Esq.
Community Legal Services, Inc.
1424 Chestnut Street, 4th Fl.
Philadelphia, PA 19102

Todd Stewart, Esq.
Hawke & McKeon, LLP
Harrisburg Energy Center
100 North Tenth St.
P.O. Box 1778
Harrisburg, PA 17105

J. Barry Davis, Esq.
Scott J. Schwartz, Esq.
City of Philadelphia Law Dept.
1515 Arch Street, 16th Fl.
Philadelphia, PA 19102-1595



Tanya J. McCloskey
Senior Assistant Consumer Advocate
PA Attorney I.D. # 50044

Email: TMcCloskey@paoca.org

Christy M. Appleby

PA Attorney I.D. # 85824

Email: CApplby@paoca.org

Candis A. Tunilo

PA Attorney I.D. # 89891

Email: CTunilo@paoca.org

Aron J. Beatty

PA Attorney I.D. # 86625

Email: ABeatty@paoca.org

Assistant Consumer Advocates

Counsel for
Office of Consumer Advocate
555 Walnut Street 5th Floor, Forum Place
Harrisburg, PA 17101-1923
Phone: (717) 783-5048
Fax: (717) 783-7152

*152554

Thomas T. Niesen, Esq.
Norman J. Kennard, Esq.
Charles E. Thomas III, Esq.
Thomas, Long, Niesen & Kennard
212 Locust Street
P.O. Box 9500
Harrisburg, PA 17108-9500

Charis Mincavage, Esq.
Adeolu A. Bakare, Esq.
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA 17108-1166

Tori L. Giesler, Esq.
FirstEnergy Service Co.
2800 Pottsville Pike
P.O. Box 16001
Reading, PA 19612-6001