

**ECKERT
SEAMANS**
ATTORNEYS AT LAW

Eckert Seamans Cherin & Mellott, LLC
213 Market Street
8th Floor
Harrisburg, PA 17101

TEL 717 237 6000
FAX 717 237 6019
www.eckertseamans.com

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

June 4, 2012

Via Electronic Filing

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

Re: Petition of PPL Electric Utilities Corporation for approval of a Default Service Program
and Procurement Plan for the Period June 1, 2013 through May 31, 2015,
Docket No. P-2012-2302074

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,



Deanne M. O'Dell

DMO/lww
Enclosure

cc: Hon. Susan Colwell, 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.

Via Email and First Class Mail

James A. Mullins, Esq.
Erin L. Gannon, Esq.
Tanya McCloskey, Esq.
Office of Consumer Advocate
555 Walnut Street
Forum Place 5th Floor
Harrisburg, PA 17101-1923
jmullins@paoca.org
egannon@paoca.org
tmccloskey@paoca.org

Charles E. Thomas, III
Norman J. Kennard, Esq.
Thomas, Long, Niesen & Kennard
212 Locust St., Suite 500
P.O. Box 9500
Harrisburg, PA 17108-9500
Cet3@thomaslonglaw.com
nkennard@thomaslonglaw.com

Paul E. Russell, Esq.
Associate General Counsel
PPL Service Corporation
Two North Ninth St.
Allentown, PA 18101
PERussell@pplweb.com

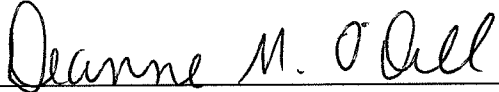
Regina L. Matz, Esq.
Bureau of Investigation and Enforcement
PA Public Utility Commission
PO Box 3265
Harrisburg, PA 17105-3265
rmatz@ttanlaw.com

Elizabeth Rose Triscari, Esq.
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second St.
Harrisburg, PA 17101
ETriscari@pa.gov

David B. MacGregor, Esq.
Post & Schell, P.C.
Four Penn Center
1600 John F. Kennedy Blvd.
Philadelphia, PA 19103-2808
dmacgregor@postschell.com

Michael W. Hassell, Esq.
Post & Schell, P.C.
17 North Second St., 12th Fl.
Harrisburg, PA 17101-1601
mhassell@postschell.com

Dated: June 4, 2012



Deanne M. O'Dell, Esq.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PPL Electric Utilities :
Corporation for approval of a Default : Docket No. P-2012-2302074
Service Program and Procurement Plan for :
the Period June 1, 2013 through May 31, :
2015 :

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

Pursuant to 52 Pa. Code §§ 5.72-5.75 and the public notice published on May 19, 2012 at 42 Pa.B. 2871, the Retail Energy Supply Association (“RESA”)¹ petitions to intervene in the Petition of PPL Electric Utilities Corporation (“PPL” or Company”) for Approval of its Default Service Program (“DSP Petition”). In support of its intervention, RESA states as follows:

1. On May 1, 2012, PPL filed a petition for approval of a default service program for the period from June 1, 2013 through May 31, 2015 pursuant to Pennsylvania’s Electricity Generation Customer Choice and Competition Act, 66 Pa. C.S. §§ 2801-2812.
2. Notice of the DSP Petition was published in the *Pennsylvania Bulletin*. 42 Pa.B. 2871 (May 19, 2012). That notice required that formal protests, petitions to intervene and answers to the DSP Petition be filed by June 4, 2012. An Initial Prehearing Conference has been scheduled for June 6, 2012 before Administrative Law Judge Susan D. Colwell.
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

¹ RESA’s members include: Champion Energy Services, LLC; ConEdison *Solutions*; Constellation NewEnergy, Inc.; Direct Energy Services, LLC; Energetix, Inc.; Energy Plus Holdings LLC; Exelon Energy Company; GDF SUEZ Energy Resources NA, Inc.; Green Mountain Energy Company; Hess Corporation; Integrys Energy Services, Inc.; Just Energy; Liberty Power; MC Squared Energy Services, LLC; Mint Energy, LLC; NextEra Energy Services; Noble Americas Energy Solutions LLC; PPL EnergyPlus, LLC; Reliant; Stream Energy; TransCanada Power Marketing Ltd. and TriEagle Energy, L.P.. 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.

members are licensed to sell electric energy in the markets of Pennsylvania's major EDCs, including the service territory of PPL.

4. RESA's representative in this matter is:

Daniel Clearfield, Esquire
Deanne M. O'Dell, Esquire
Carl Shultz, Esquire
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
P.O. Box 1248
Harrisburg, PA 17101
717.237.6000
Fax 717.237.6019
dclearfield@eckertseamans.com
dodell@eckertseamans.com
cshultz@eckertseamans.com

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 PPL's service territory, 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 PPL's service territory will be specifically and substantially affected by the outcome of this proceeding, which will establish the terms and conditions under which PPL will acquire electric supply to serve its Default Service load from June 1, 2013 through May 31, 2015

and, thus, the rates against which RESA members must compete to sell electricity to retail customers in PPL's service territory. In addition, the petition propose to establish various retail market markets such as an opt-in auction, customer referral program and customer education in which EGS participation is necessary. The petition also proposes to implement a time of use program which would be offered by PPL.

7. 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. This is because RESA represents the interests of a diverse and broad group of EGSs in general, and not the interests of any individual member or any individual EGS.

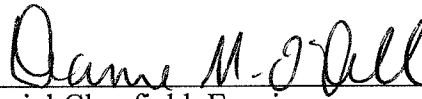
8. RESA's members will be bound by the action of the Commission in this proceeding, which will determine PPL's default service rates, terms and conditions for beginning June 2013 as well as the terms and conditions for the various retail market enhancement programs proposed by PPL.

9. 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 most of the default service proceedings that developed the current default service plans for PPL. RESA has also been an active participate in the Commission's Retail Market Investigation at docket number I-2011-223752 which has been investigating most of the issues to be addressed in this proceeding.

10. 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 DSP Petition (and related information), or other issues raised by other parties.

WHEREFORE, it is respectfully requested that the Commission grant RESA's Petition to Intervene.

Respectfully submitted,



Daniel Clearfield, Esquire
Attorney ID 26183
Deanne M. O'Dell, Esquire
Attorney ID 81064
Carl Shultz, Esquire
Attorney ID 70328
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
Harrisburg, PA 17101
717.237.6000
Fax 717.237.6019

Date: June 4, 2012

Attorneys for Retail Energy Supply Association