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October 17, 2013

**VIA E-FILING**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2<sup>nd</sup> Floor North  
Harrisburg, PA 17120

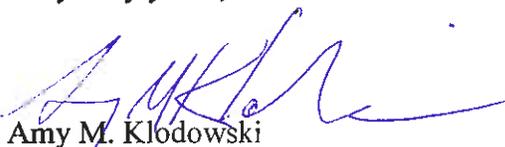
**RE: Petition of PPL Electric Utilities Corporation For Approval of a Default Service Program and Procurement Plan for the Period June 1, 2013 through May 31, 2015; Docket No. P-2012-2302074; PREHEARING CONFERENCE MEMORANDUM**

Dear Secretary Chiavetta:

Enclosed for electronic filing is the *Prehearing Conference Memorandum* of FirstEnergy Solutions Corp. Copies of the enclosed have been served on all parties as indicated in the attached Certificate of Service.

If you have any questions with regard to this filing, please do not hesitate to contact me.

Very truly yours,



Amy M. Klodowski  
Attorney  
FirstEnergy Solutions Corp.

AMK:dml

Enclosure

cc: Honorable Susan D. Colwell, Administrative Law Judge  
Honorable Joel H. Cheskis, Administrative Law Judge  
Paul Diskin, Director, Technical Utility Services, PAPUC

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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

**PREHEARING MEMORANDUM OF  
FIRSTENERGY SOLUTIONS CORP.**

TO ADMINISTRATIVE LAW JUDGES JOEL CHESKIS AND SUSAN D. COLWELL:

On August 23, 2013 PPL Electric Utilities Corporation (“PPL Electric”) filed the *Petition of PPL Electric Utilities Corporation for Approval of a New Pilot Time-of-Use Program* (the “Petition”) with the Pennsylvania Public Utility Commission (“Commission”). FirstEnergy Solutions Corp. (“FES”), by and through its undersigned attorneys, hereby submits this Prehearing Memorandum in accordance with the Prehearing Order issued by Administrative Law Judges Joel Cheskis and Susan D. Colwell (“ALJs”) on October 4, 2013.

**I. INTRODUCTION**

FES, a subsidiary of FirstEnergy Corp., offers wholesale and retail energy and related products to customers located throughout the Mid-Atlantic and Midwest regions. FES is a licensed electric generation supplier (“EGS”) authorized to serve all categories of retail customers throughout the Commonwealth,<sup>1</sup> and actively participated in the subject default service proceeding of PPL Electric.

In this proceeding, the Commission directed PPL Electric to schedule a collaborative with interested stakeholders to discuss the design and implementation of a time-of-use rate option (“TOU”) and to file a TOU rate proposal.<sup>2</sup> In compliance with that directive, PPL

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<sup>1</sup> Docket No. A-110078.

<sup>2</sup> *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, 2013*, Docket No. P-2012-2302074 (Order entered May 23, 2013).

Electric has filed its Petition. Under PPL Electric's proposed TOU program, TOU rate options and services will be provided by EGSs that choose to participate in the TOU program, so that Residential and Small commercial and industrial ("C&I") customers can choose the TOU rate option that best meets their needs. In the event no EGSs choose to participate in the TOU Program, or if all participating EGSs opt-out of the program or default on the program's requirements, the Petition proposes a contingency plan in which PPL Electric would offer TOU rate options for Residential and Small C&I customers.

FES wishes to remain on the service list for this proceeding. For purposes of the service list, communications to FES may be directed to its attorneys as follows:

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## **II. PROPOSED SCHEDULE OF DISCOVERY**

FES will work with PPL Electric and the other parties to establish any modifications to the Commission's rules governing discovery that may be appropriate.

## **III. POSSIBILITY OF SETTLEMENT**

FES is interested in settling as many issues as possible and will engage in discussions with PPL Electric and all parties to establish consensus.

**IV. ISSUES**

FES, as an EGS licensed to serve customers in PPL Electric's service territory and a potential participant in the proposed TOU program, is interested in the terms and conditions under which a participating EGS may serve customers through the TOU program, and the ability of EGSs to serve PPL Electric customers in general. FES reserves the right to address these issues and additional issues it identifies during the course of this proceeding. As this proceeding progresses, and as PPL Electric and other parties submit written testimony and information becomes available through discovery, FES may expand or modify its issues of interest.

**V. AMOUNT OF HEARING TIME NEEDED**

At this time, FES cannot estimate the amount of time needed for hearing, if any. To the extent hearings are needed, FES will work with PPL Electric and the other parties to establish a mutually agreeable schedule of witnesses and cross-examination.

**VI. WITNESSES**

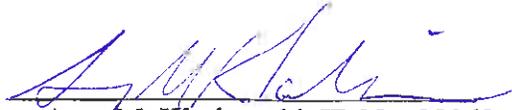
At this time, FES has not identified any witnesses it expects to call in this proceeding. Upon identifying any witness it expects to call in this proceeding, FES will promptly notify the ALJs and parties.

**VII. SCHEDULE FOR SUBMISSION OF TESTIMONY, HEARINGS AND BRIEFS**

FES is agreeable to the procedural schedule set forth in the Prehearing Order.

Respectfully submitted,

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Dated: October 17, 2013

Attorneys for FirstEnergy Solutions Corp.

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

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