



April 1, 2014

VIA E-FILE

David P. Zambito

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Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Petition of PECO Energy Company for Approval of Its Default Service Program for the Period from June 1, 2015 through May 31, 2017; Docket No. P-2014-2409362; PETITION TO INTERVENE OF FIRSTENERGY SOLUTIONS CORP.

Dear Secretary Chiavetta:

Enclosed for filing with the Commission is the Petition to Intervene of FirstEnergy Solutions Corp. in the above-referenced proceeding. Copies of the Petition to Intervene are being served on the Presiding Officer, Administrative Law Judge Cynthia W. Fordham, and on current all parties, as indicated on the enclosed Certificate of Service.

If you have any questions regarding this filing, please direct them to me. Thank you for your attention to this matter.

Sincerely,

COZEN O'CONNOR

By: David P. Zambito
Counsel for *FirstEnergy Solutions Corp.*

DPZ/kmg
Enclosures
cc: Honorable Cynthia W. Fordham
Per Certificate of Service

CERTIFICATE OF SERVICE
Docket No. P-2014-2409362

I hereby certify that I have this day served a true copy of FirstEnergy Solutions Corp.'s Petition to Intervene, upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

VIA E-MAIL and FIRST CLASS MAIL:

Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2 West
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Harrisburg, PA 17105-3265

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McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA 17108-1166

DATED: April 1, 2014



David P. Zambito Esquire
Counsel for *FirstEnergy Solutions*

VERIFICATION

I, Donald A. Moul, hereby state that the facts set forth above are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Date: 3/31/2014



Donald A. Moul
Vice President, Commodity Operations
FirstEnergy Solutions Corp.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company for Approval of :
Its Default Service Program for the Period from June : Docket No. P-2014-2409362
1, 2015 through May 31, 2017 :

**PETITION TO INTERVENE
OF FIRSTENERGY SOLUTIONS CORP.**

Pursuant to 52 Pa. Code §§ 5.71-5.75, FirstEnergy Solutions Corp. (“FES”), by and through its counsel, hereby files this Petition to Intervene in opposition to PECO Energy Company’s (“PECO”) Default Service Program (“DSP III”) in the above-referenced proceeding, and in support thereof avers the following:

1. FES is a subsidiary of FirstEnergy Corp., a diversified energy services holding company headquartered in Akron, Ohio. FES provides wholesale and retail energy and related products to customers located primarily in the Mid-Atlantic and Midwest regions. Historically, FES has actively participated in competitive wholesale power procurement auctions of Pennsylvania electric distribution companies and anticipates that it would similarly participate in future competitive procurement developments for which PECO seeks approval by the Pennsylvania Public Utility Commission (“Commission”) at this docket. In addition, FES is a licensed Electric Generation Supplier (“EGS”) in Pennsylvania, having been authorized at Docket No. A-110078 to serve retail customers throughout the Commonwealth.

2. On March 10, 2014, PECO filed a petition for approval of its DSP III for the period from June 1, 2015 through May 31, 2017 (“Petition”). The Petition requests Commission

approval of DSP III in order to establish the terms and conditions under which PECO will procure and supply default service and conform to the requirements of the Alternative Energy Portfolio Standards Act for that period.

3. FES will be represented in this proceeding by the following counsel, and requests that their names and addresses be placed on the Commission's official Parties of Record list and that they receive copies of all correspondence and other documents in this matter:

David P. Zambito, Esquire (ID #80017)
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4. Intervention in Commission proceedings is permitted where a person has an interest in the matter "which may be directly affected and which is not adequately represented by existing participants, and as to which the petitioner may be bound by the action of the Commission in the proceeding," or "another interest of such nature that participation of the petitioner may be in the public interest." 52 Pa. Code § 5.72(a)(2), (3).

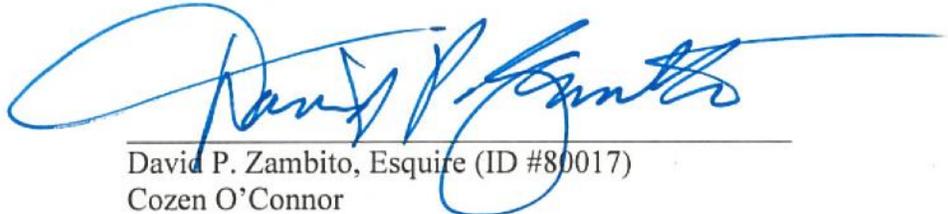
5. FES is an impending applicant in the competitive wholesale power procurement process by which PECO will acquire electric generation supply to safeguard the electric demands of their default service customers. Also, FES, as a licensed EGS currently serving retail customers in Pennsylvania, has a compelling interest in assuring that the terms, conditions and pricing of default service have no adverse effect on competition in general, or on FES's ability to compete for retail sales to customers in PECO's service territory in particular. Accordingly, FES has several direct and substantial interests in this matter.

6. FES's interests cannot be sufficiently represented by any other party to this proceeding.

7. Because of the significance of this matter to FES as a wholesale electric supplier and a licensed EGS, FES requests that it be permitted to intervene in this matter and that it be placed on the service list.

WHEREFORE, for all of the foregoing reasons, FirstEnergy Solutions Corp. respectfully requests that the Pennsylvania Public Utility Commission grant its Petition to Intervene in any and all proceedings instituted in connection with the Petition.

Respectfully submitted,



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Counsel for *FirstEnergy Solutions Corp.*

Dated: April 1, 2014