



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

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

Sarah C. Stoner
717.237.6026
sstoner@eckertseamans.com

January 19, 2017

Via Electronic Filing

Rosemary Chiavetta, Secretary
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: PECO Energy Company's Petition for Plan for an Advance Payments Program Submitted Pursuant to 52 Pa. Code § 56.17

PECO Energy Company's Petition for Temporary Waiver of Portions of the Commission's Regulations with Respect to the Plan
Docket No. P-2016-2573023

Dear Secretary Chiavetta:

Enclosed for electronic filing please find the Retail Energy Supply Association's ("RESA") Prehearing Memorandum in the above-referenced matter. Copies to be served in accordance with the attached Certificate of Service.

Sincerely,

A handwritten signature in black ink, appearing to read "Sarah C. Stoner".

Sarah C. Stoner

SCS/jls
Enclosure

cc: Hon. Angela T. Jones, ALJ w/enc.
Cert. of Service w/enc.

CERTIFICATE OF SERVICE

I hereby certify that this day I served a copy of RESA's Prehearing Memorandum upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code Section 1.54.

Via Email and/or First Class Mail

Ward Smith, Esq.
PECO Energy Company
2301 Market St
P.O. Box 8699
Philadelphia, PA 19101-8699
Ward.smith@exeloncorp.com

Lauren M. Burge, Esq.
Harrison Breitman, Esq.
Office of Consumer Advocate
555 Walnut St., 5th Floor
Forum Place
Harrisburg, PA 17101-1923
lburge@paoca.org
hbreitman@paoca.org

Elizabeth Triscari
Office of Small Business Advocate
Commerce Building, Suite 202
300 North Second St.
Harrisburg, PA 17101
etriscari@pa.gov

Richard Kanaskie
Gina Miller
Bureau of Investigation and Enforcement
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
rkanaskie@pa.gov
ginmiller@pa.gov

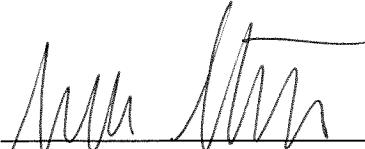
Robert Ballenger, Esq.
Josie Pickens, Esq.
Lydia Gottesfeld, Esq.
Community Legal Services, Inc.
1424 Chestnut St.
Philadelphia, PA 19102
RBallenger@clsphila.org
jpickens@clsphila.org
lgottesfeld@clsphila.org

Patrick Cicero, Esq.
Joline Price, Esq.
Elizabeth Marx, Esq.
Pennsylvania Utility Law Project
118 Locust St.
Harrisburg, PA 17101
pulp@palegalaid.net

Shelby Linton-Keddie, Esq.
Duquesne Light Company
800 North Third St., Suite 203
Harrisburg, PA 17102
Slinton.keddie@duglight.com

Karen O. Moury, Esq.
Eckert Seamans Cherin & Mellott
213 Market St., 8th Fl.
Harrisburg, PA 17101
kmoury@eckertseamans.com

Dated: January 19, 2017



Sarah C. Stoner, Esq.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PECO Energy Company's Petition for	:	
Plan for an Advance Payments Program	:	
Submitted Pursuant to 52 Pa. Code §56.17	:	
	:	
and	:	Docket No. P-2016-2573023
	:	
PECO Energy Company's Petition for	:	
Temporary Waiver of Portions of the	:	
Commission's Regulations With Respect	:	
to that Plan	:	

**PREHEARING MEMORANDUM OF
THE RETAIL ENERGY SUPPLY ASSOCIATION**

Pursuant to 52 Pa. Code §§ 5.72-5.75 and the Prehearing Conference Order issued December 21, 2016, and subject to the granting of the Petition to Intervene being filed on this same date, the Retail Energy Supply Association ("RESA") submits this Prehearing Memorandum.

I. PROPOSED PROCEDURAL SCHEDULE

RESA will cooperate with the other parties and the Presiding Officer to facilitate a workable litigation schedule. RESA does not have any proposals regarding discovery modifications.

II. SETTLEMENT

RESA is willing to participate in settlement discussions with any party to narrow the issues in this matter.

III. WITNESSES

At this time, RESA is still evaluating whether or not to present testimony in this matter. RESA reserves the right to present a witness as may be necessary depending on the course of the

proceeding and will provide the Presiding Officer as well as the other parties in this matter reasonable notice if necessary. RESA also reserves its right to add additional witnesses or change the identity of its witnesses at any time upon appropriate notice to the Presiding Officer and the parties.

IV. PRESENTLY IDENTIFIED ISSUES

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 members are licensed to sell electric energy in the markets of Pennsylvania's major electric distribution companies ("EDCs"), including PECO's service territory.

Consistent with the comments and reply comments filed by RESA in this proceeding, RESA has identified the following issues that should be examined in this proceeding:

- How will PECO's implementation of a prepay billing option affect the ability of suppliers to offer competitive billing options for their electric generation products and services to retail customers in PECO's territory?
- Would granting PECO the right to full cost recovery for the development and implementation of its proposed prepay billing option be consistent with provisions of the Electricity Generation Customer Choice and Competition Act?
- Whether the Commission should reject PECO's petition and focus its efforts on implementing policies to allow EGSs the opportunity to build and maintain a direct billing relationship with customers.

- If the Commission elects to approve PECO's proposed prepay billing option, what conditions should it place on its approval to address the negative retail market impacts that will follow?

At this time, RESA continues to evaluate its position on and will refine its position based on further study of PECO's proposal, review of discovery and additional input from other parties. RESA reserves the right to address other issues identified through its continued review and analysis of the filing or raised by other parties

V. SERVICE OF DOCUMENTS

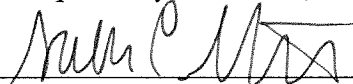
RESA requests that all documents be served on:

Deanne M. O'Dell, Esquire
Sarah C. Stoner, Esquire
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
Harrisburg, PA 17101
717.237.6000
Fax 717.237.6019

RESA also agrees to receive service of documents electronically in this proceeding. To the extent that materials are available electronically, it is requested that copies be served upon:

Deanne O'Dell – dodell@eckertseamans.com
Sarah C. Stoner – sstoner@eckertseamans.com

Respectfully submitted,



Deanne M. O'Dell, Esquire, ID 81064
Sarah C. Stoner, Esquire, ID 313793
Eckert Seamans Cherin & Mellott, LLC
213 Market St., 8th Floor
Harrisburg, PA 17101
717.237.6000
Fax 717.237.6019

Date: January 19, 2017

Attorneys for Retail Energy Supply Association