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April 28, 2020

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

VIA ELECTRONIC FILING

**RE: Petition of the Industrial Energy Consumers of Pennsylvania to Suspend
Implementation of the Act 129 Phase IV Requirements and for Other Relief;
P-2020-3019562**

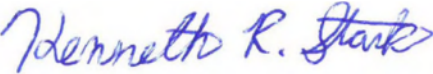
Dear Secretary Chiavetta:

Enclosed for filing with the Pennsylvania Public Utility Commission ("Commission") is the Petition to Intervene of the Pennsylvania Energy Consumer Alliance ("PECA"), Met-Ed Industrial Users Group ("MEIUG"), Penelec Industrial Customer Alliance ("PICA"), Philadelphia Area Industrial Energy Users Group ("PAIEUG"), PP&L Industrial Customer Alliance ("PPLICA"), and West Penn Power Industrial Intervenors ("WPPII") (collectively, "Industrial Customers"), in the above-referenced proceeding.

As evidenced by the attached Certificate of Service, all parties to the proceeding are being served with a copy of this document. Thank you.

Sincerely,

McNEES WALLACE & NURICK LLC

By 
Kenneth R. Stark

Counsel to the Pennsylvania Energy Consumer Alliance,
Met-Ed Industrial Users Group, Penelec Industrial
Customer Alliance, Philadelphia Area Industrial Energy
Users Group, PP&L Industrial Customer Alliance, and
West Penn Power Industrial Intervenors

c: Certificate of Service

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Petition to Intervene in P-2020-3019562 A7474104.docx

DocVerify ID: 34B54F2C-C927-4A5F-8AEB-85EF811C1B57
Created: April 28, 2020 12:40:20 -5:00
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E-Signature Summary

E-Signature 1: Kenneth R. Stark (KRS)

April 28, 2020 12:51:42 -5:00 [DC7EE701139D] [24.104.68.94]
kstark@mcneeslaw.com (Principal) (Personally Known)

E-Signature Notary: Tricia R. Cordivano (TRC)

April 28, 2020 12:51:42 -5:00 [AE5F9884C7BC] [73.101.12.43]
tcordivano@mcneeslaw.com
I, Tricia R. Cordivano, did witness the participants named above electronically sign this document.



**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PETITION OF THE INDUSTRIAL :
ENERGY CONSUMERS OF :
PENNSYLVANIA TO SUSPEND : P-2020-3019562
IMPLEMENTATION OF THE ACT 129 :
PHASE IV REQUIREMENTS AND FOR :
OTHER RELIEF. :

**PETITION TO INTERVENE OF THE
PENNSYLVANIA ENERGY CONSUMER ALLIANCE,
MET-ED INDUSTRIAL USERS GROUP,
PENELEC INDUSTRIAL CUSTOMER ALLIANCE,
PHILADELPHIA AREA INDUSTRIAL ENERGY USERS GROUP,
PP&L INDUSTRIAL CUSTOMER ALLIANCE, AND
WEST PENN POWER INDUSTRIAL INTERVENORS**

Pursuant to Sections 5.71 through 5.74 of the Pennsylvania Public Utility Commission's ("PUC" or "Commission") Regulations, 52 Pa. Code §§ 5.71 - 5.74, the Pennsylvania Energy Consumer Alliance ("PECA"), Met-Ed Industrial Users Group ("MEIUG"), Penelec Industrial Customer Alliance ("PICA"), Philadelphia Area Industrial Energy Users Group ("PAIEUG"), PP&L Industrial Customer Alliance ("PPLICA"), and West Penn Power Industrial Intervenors ("WPPII") (collectively, "Industrial Customers") hereby file this Petition to Intervene in the above-captioned proceeding.¹

On April 22, 2020, the Industrial Energy Consumers of Pennsylvania ("IECPA") filed a Petition to suspend implementation of Act 129 Phase IV requirements and for other relief. Among other things, IECPA requested that the Commission suspend or delay the implementation of the Phase IV Energy Efficiency & Conservation ("EE&C") requirements for 270 days, and that the

¹ IECPA filed its Petition in Docket Nos. M-2020-3015228 and M-2020-3019262. The Commission created a new docket for IECPA's Petition; therefore, the Industrial Customers are filing this Petition to Intervene in Docket No. P-2020-3019562.

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Commission extend the Phase III EE&C period for an equivalent 270-day period and provide other relief to consumers and utilities. The Industrial Customers intend to file an Answer to IECPA's Petition at a later date.

In support of its Petition to Intervene, the Industrial Customers assert the following:

1. PECA is an unincorporated association of large energy consumers that advocates for statewide energy and environmental policies that will advance the interests of large commercial and industrial ("Large C&I") customers. In addition to PUC proceedings, PECA advocates to protect its interests before other government agencies, the legislative branch, and the executive branch.

2. MEIUG is an ad hoc group of energy-intensive Large C&I customers receiving electric service from the Metropolitan-Edison Company ("Met-Ed"). PICA is an ad hoc group of energy-intensive Large C&I customers receiving electric service from the Pennsylvania Electric Company ("Penelec"). PAIEUG is an ad hoc group of energy-intensive customers receiving electric service from PECO Energy Company ("PECO"). PPLICA is an ad hoc group of energy-intensive Large C&I customers receiving electric service from PPL Electric Utilities ("PPL"). WPPII is an ad hoc group of energy-intensive Large C&I customers receiving electric service from the West Penn Power ("West Penn").

3. The Industrial Customers annually consume substantial amounts of electricity in their manufacturing and operational processes, and electricity costs comprise a significant element of their respective costs of operation.

4. The names and address of the Industrial Customers' attorneys are:



Pamela C. Polacek (Attorney I.D. #78276)
Susan E. Bruce (Attorney I.D. #80146)
Charis Mincavage (Pa. I.D. No. #82039)
Adeolu A. Bakare (Attorney I.D. #208541)
Kenneth R. Stark (Attorney I.D. #312945)
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5. The Industrial Customers' members include commercial, institutional, and industrial customers of electricity that have participated in various proceedings before this Commission, including the EE&C Plan proceedings for their respective EDCs. Because the cost of electricity (including regulatory costs such as EE&C surcharges) is a substantial portion of the operating budgets of the members of the Industrial Customers, the Commission's proposal to implement a Phase IV of the EE&C Program is of particular concern, especially during this current economic downturn caused by the COVID-19 pandemic ("COVID-19"). Because COVID-19 has detrimentally impacted the economic well-being of businesses and consumers throughout Pennsylvania and materially impacted power demand and energy consumption, the Industrial Customers have a significant interest in participating in this proceeding and plan to file an answer in support of IECPA's petition.

6. The Industrial Customers thus have an interest in this proceeding that is not represented by any other party of record; consequently, the Industrial Customers satisfy the



standards for intervention under Section 5.72 of the Commission's Regulations, 52 Pa. Code § 5.72.


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WHEREFORE, the Industrial Customers respectfully request that the Pennsylvania Public Utility Commission grant this Petition to Intervene, providing the Industrial Customers with full-party status in this proceeding, as well as any other relief as it deems necessary.

Respectfully submitted,

McNEES WALLACE & NURICK LLC

A red rectangular box containing a signature and a timestamp. The signature is illegible but appears to be "Susan E. Bruce". The timestamp reads "Signed on 2020/04/28 12:51:42 -5:00".

By

Susan E. Bruce (Attorney I.D. #80146)
Adeolu A. Bakare (Attorney I.D. #208541)
Pamela C. Polacek (Attorney I.D. #78276)
Kenneth R. Stark (Attorney I.D. #312945)
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*Counsel to the
Pennsylvania Energy Consumer Alliance,
Met-Ed Industrial Users Group,
Penelec Industrial Customer Alliance,
Philadelphia Area Industrial Energy Users Group,
PP&L Industrial Customer Alliance, and
West Penn Power Industrial Intervenors*

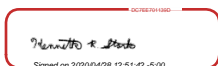
Dated: April 28, 2020



AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA)
) SS:
COUNTY OF CUMBERLAND)

KENNETH R. STARK, being duly sworn according to law, deposes and says that he is Counsel to the Pennsylvania Energy Consumer Alliance (“PECA”), Met-Ed Industrial Users Group (“MEIUG”), Penelec Industrial Customer Alliance (“PICA”), Philadelphia Area Industrial Energy Users Group (“PAIEUG”), PP&L Industrial Customer Alliance (“PPLICA”), and West Penn Power Industrial Intervenors (“WPPII”) (collectively, “Industrial Customers”), and that in this capacity he is authorized to and does make this affidavit for them, and that the facts set forth in the foregoing Petition to Intervene are true and correct to the best of his knowledge, information, and belief.

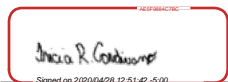


Kenneth R. Stark
Signed on 2020/04/28 12:51:42 -5:00

Dated: April 28, 2020

Kenneth R. Stark

SWORN TO and subscribed before
me this 28th day of April, 2020.



Tricia R. Cordivano
Signed on 2020/04/28 12:51:42 -5:00

Notary Public
My Commission Expires: 12/29/2022
This notarial act involved the use of communication technology.

Commonwealth of Pennsylvania - Notary Seal
Tricia R Cordivano, Notary Public
Dauphin County
My Commission Expires Dec 29, 2022
Commission Number 1259656

(SEAL)

Notary Stamp 2020/04/28 09:51:42 PST AEF9884C7BC



CERTIFICATE OF SERVICE

I hereby certify that I am this day serving a true copy of the foregoing document upon the participants listed below in accordance with the requirements of 52 Pa. Code Section 1.54 (relating to service by a participant).

VIA E-MAIL

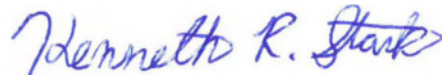
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Philadelphia Area Industrial Energy Users Group,
PP&L Industrial Customer Alliance, and
West Penn Power Industrial Intervenors

Dated this 28th day of April 2020 at Mechanicsburg, Pennsylvania