



Thomas J. Sniscak
(717) 236-1300 x224
tjsniscak@hmslegal.com

Whitney E. Snyder
(717) 236-1300 x260
[wesnyder@hmslegal.com](mailto:wesnnyder@hmslegal.com)

Bryce R. Beard
(717) 236-1300 x248
brbeard@hmslegal.com

100 North Tenth Street, Harrisburg, PA 17101 Phone: 717.236.1300 Fax: 717.236.4841 www.hmslegal.com

February 17, 2021

VIA ELECTRONIC FILING

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: Joint Petition for Consolidation of Proceedings and Approval of the Phase IV Energy Efficiency and Conservation Plans of Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, and West Penn Power Company; Docket Nos. M-2020-3020820, M-2020-3020821, M-2020-3020822, M-2020-3020823; **THE PENNSYLVANIA STATE UNIVERSITY'S SIGNATURE PAGE TO THE JOINT PETITION FOR SETTLEMENT OF ALL ISSUES AND STATEMENT IN SUPPORT.**

Dear Secretary Chiavetta:

Enclosed you will find The Pennsylvania State University's signature page to the Joint Petition for Settlement of All Issues and its Statement in Support of settlement in the above-captioned matter.

Thank you for your attention to this matter. If you have any questions, please feel free to contact me at (717) 236-1300.

Very truly yours,

/s/ Thomas J. Sniscak

Thomas J. Sniscak
Whitney E. Snyder
Bryce R. Beard

Counsel for The Pennsylvania State University

WES/das

Enclosures

cc: Honorable Mark A. Hoyer
Honorable Emily I. DeVoe
Per Certificate of Service

CERTIFICATE OF SERVICE

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

VIA ELECTRONIC MAIL ONLY

Tori L. Giesler, Esquire
FirstEnergy Service Company
2800 Pottsville Pike
P.O. Box 16001
Reading, PA 19612-6001
tgiesler@firstenergycorp.com
Representing FirstEnergy

Devin T Ryan Esquire
Post & Schell PC
17 North Second Street 12 Floor
Harrisburg PA 17101
dryan@postschell.com
Representing FirstEnergy

David B Macgregor Esquire
Post & Schell PC
Four Penn Center
1600 John F Kennedy Boulevard
Philadelphia PA 19103-2808
dmacgregor@postschell.com
Representing FirstEnergy

Erin Fure Esquire
Office Of Small Business Advocate
555 Walnut Street 1st Floor
Harrisburg PA 17101
efure@pa.gov

John Sweet Esquire
Elizabeth R Marx Esquire
Ria Pereira Esquire
Pa Utility Law Project
118 Locust Street
Harrisburg PA 17101
jsweetpulp@palegalaid.net
emarxpul@palegalaid.net
rpereirapulp@palegalaid.net
Representing CAUSE-PA

Joseph L Vullo Esquire
Burke Vullo Reilly Roberts
1460 Wyoming Avenue
Forty Fort PA 18704
jlvullo@aol.com
Representing CAAP

Christy Appleby Esquire
Aron J Beatty Esquire
Office Of Consumer Advocate
555 Walnut Street 5th Floor
Harrisburg PA 17101
cappleby@paoca.org
abeatty@paoca.org

Susan E Bruce Esquire
Charis Mincavage Esquire
Jo-Anne Thompson Esquire
100 Pine Street
P. O. Box 1166
Harrisburg, PA 17108-1166
sbruce@mcneeslaw.com
cmincavage@mcneeslaw.com
jthomsom@mcneeslaw.com
Representing MEIUG, PICA And WPPH

Jim Grevatt
Energy Futures Group, Inc.
P.O. Box 587
Hinesburg, VT 05461
jgrevatt@energyfuturesgroup.com

Robert D. Knecht
Industrial Economics, Inc.
2067 Massachusetts Avenue
Cambridge, MA 02140
rdk@indecon.com

/s/ Thomas J. Sniscak

Thomas J. Sniscak, Esq.
Whitney E. Snyder, Esq.
Bryce R. Beard, Esq.

Dated: February 17, 2021

Joseph L. Vullo, Esquire
1460 Wyoming Avenue
Forty Fort, PA 18704

*Counsel for Community Action Association of
Pennsylvania*



Thomas J. Sniscak, Esquire
Whitney E. Snyder, Esquire
Bryce R. Beard, Esquire
Hawke McKeon & Sniscak LLP
100 North Tenth Street

Counsel for The Pennsylvania State University

Date

February 17, 2021

Date

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Joint Petition for Consolidation of	:	
Proceedings and Approval of the Phase IV	:	Docket Nos. M-2020-3020820
Energy Efficiency and Conservation Plan of	:	M-2020-3020821
Metropolitan Edison Company,	:	M-2020-3020822
Pennsylvania Electric Company,	:	M-2020-3020823
Pennsylvania Power Company, and West	:	
Penn Power Company	:	

**THE PENNSYLVANIA STATE UNIVERSITY'S
STATEMENT IN SUPPORT OF SETTLEMENT**

The Pennsylvania State University (“PSU”), by and through its attorneys, Hawke McKeon & Sniscak LLP, files this Statement in Support of the Joint Petition for Settlement (“Settlement”) reached in the above-captioned matters indicating that the settlement is in the public interest and represents a reasonable resolution of the Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, and West Penn Power Company Phase IV Energy Efficiency & Conservation Plans. In support of its Statement in Support, PSU asserts the following:

I. BACKGROUND

1. On November 30, 2020, Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, and West Penn Power Company (“the Companies”) petitioned the Pennsylvania Public Utility Commission (“Commission”) for approval of their Phase IV Energy Efficiency & Conservation (“EE&C”) Plans (“Phase IV Plans”).

2. On January 8, 2021, PSU filed a Petition to Intervene in the Companies’ petition. PSU is a major generation, transmission and distribution service customer of West Penn at its University Park campus receiving service through West Penn's PA Retail Tariff 38. PSU is the

only customer taking service under Tariff 38. As a large customer, and a unique customer that takes service under its own tariff, PSU intervened in this matter to ensure that the Companies' EE&C Plans would not adversely impact PSU's interests in promoting conservation and continued support and participation in the EE&C program.

3. By Order dated January 26, 2021, Deputy Chief Administrative Law Judge Mark Hoyer and Administrative Law Judge Emily DeVoe granted PSU's petition to intervene.

4. PSU was directly involved with the development of the evidentiary record in this matter and submitted the Direct and Rebuttal testimony of James L. Crist, P.E. (PSU Statement No. 1 and PSU Statement No. 1-R). Mr. Crist's testimony discussed the Companies' filings and their impact on PSU, as well as provided suggestions on administrative improvements to make the Companies' processes more user-friendly and effective in discharging the results intended by our Legislature in requiring EE&C plans by incumbent electric public utilities. Mr. Crist further discussed in rebuttal the Companies' Rider F proposals on how the Companies determine the rate to collect the costs spent on Phase IV.

5. On or about February 5, 2021, the Parties informed the ALJs that a settlement in principle had been reached on all issues in these proceedings.

II. REASONS IN SUPPORT

6. It is the Commission's policy to encourage settlements to limit the time, expense, and uncertainty of litigation. 52 Pa. Code § 69.391; *see also* 52 Pa. Code § 5.231. Consistent with this policy, the Parties engaged in extensive negotiations to resolve the issues raised by the various parties which ultimately led to the Settlement.

7. PSU submits that approval of the proposed settlement is in the public interest.

8. In the Settlement, the Parties have agreed to various provisions that PSU supports or does not object, including provisions that address the issues and solutions raised in PSU's direct and rebuttal testimony.

9. PSU supports the Settlement because it is in the public interest and results in a just and reasonable outcome of the competing positions in this matter subject to the terms and conditions of the Settlement. Pursuant to the Commission's policy, the Settlement was a result of lengthy negotiations and compromises without admission or prejudice to positions taken in future or other proceedings. Moreover, the Settlement will ultimately allow the parties and the Commission to avoid the significant additional expense and resources needed if this matter had been fully litigated.

III. CONCLUSION

WHEREFORE, The Pennsylvania State University respectfully requests, for the reasons stated above, that the Pennsylvania Public Utility Commission approve the Joint Petition for Settlement submitted in these proceedings.

Respectfully submitted,

/s/ Thomas J. Sniscak

Thomas J. Sniscak, Esquire, Attorney ID No. 33891
Whitney E. Snyder, Esquire, Attorney ID No. 316625
Bryce R. Beard, Esquire, Attorney ID No. 325837
Hawke McKeon & Sniscak LLP
100 North Tenth Street
Harrisburg, PA 17101
Phone: 717-236-1300
Fax: 717-236-4841
tjsniscak@hmslegal.com
wesnyder@hmslegal.com
brbeard@hmslegal.com

Counsel for The Pennsylvania State University

Date: February 17, 2021