



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET, HARRISBURG, PA 17120

BUREAU OF
INVESTIGATION
&
ENFORCEMENT

January 20, 2022

Via Electronic Filing

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

Re: Joint Petition of Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, and West Penn Power Company for Approval of Default Service Programs for the Period June 1, 2023 through May 31, 2027
Docket Nos.: P-2021-3030012, P-2021-3030013, P-2021-3030014 and P-2021-3030021

I&E Prehearing Memorandum

Dear Secretary Chiavetta:

Enclosed for electronic filing please find the **Prehearing Memorandum of the Bureau of Investigation and Enforcement (I&E)** for the above-captioned proceedings.

Copies are being served on parties of record per the attached Certificate of Service. Should you have any questions, please do not hesitate to contact me.

Sincerely,

Allison C. Kaster
Deputy Chief Prosecutor
Bureau of Investigation and Enforcement
PA Attorney ID No. 93176
(717) 783-7998
akaster@pa.gov

ACK/ac
Enclosures

cc: Administrative Law Judge Jeffrey A. Watson (*via email only*)
Nick Miskanic, Legal Assistant – Office of Administrative Law Judge (*via email only*)
Per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Joint Petition of Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, and West Penn Power Company for Approval of Default Service Programs	:	Docket Nos.	P-2021-3030012
	:		P-2021-3030013
	:		P-2021-3030014
	:		P-2021-3030021

**PREHEARING MEMORANDUM
OF THE
BUREAU OF INVESTIGATION AND ENFORCEMENT**

TO ADMINISTRATIVE LAW JUDGE JEFFREY A. WATSON:

Pursuant to the Prehearing Conference Order dated January 3, 2022, the Bureau of Investigation and Enforcement (I&E) of the Pennsylvania Public Utility Commission (Commission) respectfully submits the following Prehearing Memorandum.

I. BACKGROUND

On December 14, 2021, Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, and West Penn Power Company (the Companies or Joint Petitioners) filed a Joint Petition for Approval of Default Service Plan (Petition or Joint Petition) for the period from June 1, 2023 to May 31, 2027 at the docket numbers identified above. The Petition was filed pursuant to Pennsylvania's Electricity Generation Customer Choice and Competition Act at 66 Pa. C.S. § 2801, Act 129 of 2008, the Commission's default service regulations at 52 Pa. Code §§ 54.181-54.190, and the Commission's default service policy statement at 52 Pa. Code §§ 69.1801-1817.

I&E filed its Notice of Appearance on January 19, 2022.

A telephonic Prehearing Conference is scheduled at 10:00 am on Friday, January 21, 2022, with Administrative Law Judge Jeffrey A. Watson presiding. In accordance with paragraph 10 of the Prehearing Conference Order, I&E confirms that it intends to call into the Prehearing Conference.

II. SERVICE

The Bureau of Investigation and Enforcement Prosecutor in these proceedings is Allison C. Kaster. Contact information is as follows:

By mail: Allison C. Kaster, Esquire
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I&E requests that electronic transmittal of materials satisfy the service requirement.

III. DISCOVERY

I&E does not propose any modifications to the Commission's discovery rules.

IV. WITNESSES

It is currently expected that I&E may call the following expert witness, without being limited thereto:

Christopher Keller, Fixed Utility Valuation Engineer

The I&E witness may be contacted through the information provided above. The witness list is provided without the benefit of complete discovery or analysis of the positions

of other parties to this proceeding. Accordingly, I&E reserves the right to call additional witnesses or withdraw the name of the witness listed above.

V. LITIGATION SCHEDULE

I&E supports the following schedule, which has been proposed by the Companies:

	Proposed
Other Parties' Direct Testimony	February 24, 2022
Rebuttal Testimony	March 24, 2022
Surrebuttal Testimony	April 7, 2022
Rejoinder/ Hearings	April 13-14, 2022
Main Brief	May 4, 2022
Reply Brief	May 18, 2022

VI. SETTLEMENT

I&E is willing to make good faith efforts to successfully resolve this matter through settlement. In the event settlement discussions fail to result in a full and complete resolution of the matter, I&E is prepared to fully or partially litigate this proceeding.

Respectfully Submitted,



Allison C. Kaster
Deputy Chief Prosecutor
PA Attorney ID No. 93176

Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, Pennsylvania 17120

Dated: January 20, 2022

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Joint Petition of Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, and West Penn Power Company for Approval of Default Service Programs for the Period June 1, 2023 through May 31, 2027	:	:	Docket Nos. P-2021-3030012
	:	:	P-2021-3030013
	:	:	P-2021-3030014
	:	:	P-2021-3030021

CERTIFICATE OF SERVICE

I hereby certify that I am serving the foregoing **Prehearing Memorandum** dated January 20, 2022, in the manner and upon the persons listed below:

Served via Electronic Mail Only

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