**BEFORE THE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Metropolitan Edison Company for : P-2021-3030012

Approval of Its Default Service Plan for the Period :

From June 1, 2023 through May 31, 2027 :

Petition of Pennsylvania Electric Company for : P-2021-3030013

Approval of Its Default Service Plan for the Period :

From June 1, 2023 through May 31, 2027 :

Petition of Pennsylvania Power Company for : P-2021-3030014

Approval of Its Default Service Plan for the Period :

From June 1, 2023 through May 31, 2027 :

Petition of West Penn Power Company for : P-2021-3030021

Approval of Its Default Service Plan for the Period :

From June 1, 2023 through May 31, 2027 :

**INTERIM ORDER**

**SETTING DEADLINE FOR THE PARTIES TO CONFER AND**

**TO SUBMIT A JOINT WITNESS MATRIX, EXCHANGE AND**

**IDENTIFICATION OF EVIDENCE AND MATERIALS**

On December 14, 2021, the Metropolitan Edison Company (Met-Ed), Pennsylvania Electric Company (Penelec), Pennsylvania Power Company (Penn Power), and West Penn Power Company (West Penn) (collectively, the Company or Companies) petitioned the Pennsylvania Public Utility Commission (PUC or Commission) for approval of a proposed plan for the terms and conditions under which the Companies would supply default service from June 1, 2023, through May 31, 2027.[[1]](#footnote-1) 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.

Notice of the Companies’ filing was published in the Pennsylvania Bulletin on January 1, 2022.

On January 3, 2022, the Commission issued a Pre-Conference Hearing Notice, scheduling a pre-hearing conference for Friday, January 21, 2022. On the same day, a Prehearing Conference Order was entered requiring parties to file a Prehearing Conference Memorandum on or before Thursday, January 20, 2022.

The Prehearing Conference was convened as scheduled on January 21, 2021. The Company, OCA, OSBA, I&E, CAUSE-PA, MEIUG, PICA, WPPII, Shipley, PSU, ExGen, Constellation, CPower, RESA, NRG, Bevec, and Sunrise attended and were represented by legal counsel. Calpine also attended the Prehearing Conference.

The evidentiary hearing in this proceeding has been scheduled for Wednesday, April 13, 2022, and Thursday, April 14, 2022, beginning each day promptly at 10 a.m., each day.

For the appropriate presentation of evidence in this proceeding, the following Order will be entered.

THEREFORE,

IT IS ORDERED:

1. That the Parties shall promptly consult with each other and determine whether a hearing in this proceeding is necessary. If the parties agree to waive cross examination and there is no dispute over the admission of written testimonies and exhibits, in lieu of a hearing, the parties may file a joint stipulation as to the admissibility of the testimonies and exhibits.
2. That a list of the testimonies and exhibits to be admitted should either be included in the stipulation or attached to it as an appendix.  The stipulation may also include the proposed findings of fact agreed to by the parties.
3. That if the parties submit such a stipulation, upon agreement of the parties, the Parties may request to cancel the hearing and issue an order adopting the stipulation, entering the documents into evidence, and ordering the parties to file the admitted testimonies and exhibits with the Secretary’s Bureau.  The parties would then include a copy of the Order with their filings.
4. That in the event a hearing will be necessary, the Parties shall promptly consult with each other and identify and exchange all written testimonies and exhibits they intend to introduce into evidence at the evidentiary hearing as well as all documents and materials that each party intends to use at the evidentiary hearing, as well as a list of such written testimonies, exhibits, and all such documents and materials, not later than   Friday, April 8, 2022, at 4:30 p.m. A list of all such written testimonies, exhibits, and all such documents and materials shall also be provided to the undersigned presiding officer not later than Friday, April 8, 2022, at 4:30 p.m.

1. That the Parties shall promptly consult with each other and prepare a witness matrix including the identification of witnesses for each party, indicating which parties intend to cross-examine witnesses and the approximate amount of time for examination of each witness by each Party and cross-examination by each Party.  The witness matrix must be provided to the undersigned presiding officer not later than Monday, April 11, 2022, at 4:30 p.m.

1. That with regard to hearing exhibits, the Parties are requested to please work together to prepare one email or series of emails from one individual that contains all the parties’ pre-marked proposed exhibits/testimonies and a list of such exhibits and testimonies and send that email to the undersigned presiding officer, not later than Monday, April 11, 2022, at 4:30 p.m. This email should also include a master list of all the parties’ proposed testimonies, evidence and exhibits. This material is not required to be presented in WORD format.

Date: April 4, 2022 /s/ Jeffrey A. Watson Administrative Law Judge

**P-2021-3030012 et al – PETITION OF METROPOLITAN EDISON COMPANY FOR APPROVAL OF DEFAULT SERVICE PROGRAM**

KENNETH M KULAK ESQUIRECATHERINE G VASUDEVAN ESQUIREBROOKE E MCGLINN ESQUIRE   
MORGAN LEWIS & BOCKIUS LLP1701 MARKET STREETPHILADELPHIA PA 19103-2921**215.963.5384215.963.5952215.963.5404**  
Accepts EService

DARSHANA SINGH ESQUIRETORI L GIESLER ESQUIRE  
FIRSTENERGY SERVICE COMPANY2800 POTTSVILLE PIKEREADING PA 19612-6001**610.212.8331  
610.921.6658** Accepts EService

ELIZABETH R MARX ESQUIRELAUREN BERMANJOHN SWEET LEGAL COUNSELRIA PEREIRA ATTORNEYPA UTILITY LAW PROJECT118 LOCUST STREETHARRISBURG PA 17101**717.236.9486717.710.3825  
717.710.3837717.710.3839**  
Accepts EService

DARRYL A LAWRENCE ESQUIRECHRISTY APPLEBY ESQUIRE  
HARRISON W BREITMAN ESQUIREOFFICE OF CONSUMER ADVOCATE5TH FLOOR FORUM PLACE555 WALNUT STREET HARRISBURG PA 17101-1923**717.783.5048**Accepts EService

CHARIS MINCAVAGE ESQUIREMCNEES WALLACE & NURICK100 PINE STREETPO BOX 1166HARRISBURG PA 17108**717.237.5437**Accepts EService

MICHAEL GIANANTONIOROBERT PEIRCE & ASSOCIATES707 GRANT ST  
125 GULF TOWERPITTSBURGH PA 15219**412.281.7229**Accepts EService

TODD S STEWART ESQUIRETHOMAS J SNISCAK ESQUIREHAWKE MCKEON AND SNISCAK LLP100 NORTH TENTH STREETHARRISBURG PA 17101**717.236.1300**Accepts EService

COLLEEN KARTYCHAK ASSISTANT MANAGERCONSOLIDATED EDISON SOLUTIONS INC100 SUMMIT LAKE DRVALHALLA NY 10595**412.913.8407**Accepts EService

KENNETH D SCHISLER VP OF REGULATORY AFFAIRSENERWISE GLOBAL TECHNOLOGIES LLC D/B/A CPOWER1001 FLEET STREET SUITE 400BALTIMORE MD 21202**410.656.2391**  
Accepts EService

CHANDRA COLARESI SR SPECIALISTCPOWER ENERGY MANAGEMENT5633 WOODMONT STREETPITTSBURGH PA 15217**412.690.7125**Accepts EService

KAREN O MOURY ESQUIREECKERT SEAMANS213 MARKET STREETHARRISBURG PA 17101**717.237.6036**Accepts EService

ALLISON C KASTER RATE COUNSELPA PUC BIE LEGAL TECHNICALSECOND FLOOR WEST400 NORTH STREETHARRISBURG PA 17120**717.783.7998** Accepts EService

JOHN F LUSHIS ATTORNEYNORRIS MCLAUGHLIN PA515 WEST HAMILTON STREETSUITE 502ALLENTOWN PA 18101**610.391.1800**Accepts EService

MICHAEL A GRUIN ESQUIRESTEVENS & LEE16TH FLOOR17 NORTH SECOND STREETHARRISBURG PA 17101**717.255.7365** Accepts EService

DAVID BERGER ATTORNEYLAPUTKA LAW OFFICE LLC1344 W HAMILTON STALLENTOWN PA 18102610.477.0155Accepts EService

ERIN FUREOFFICE OF SMALL BUSINESS ADVOCATEFORUM PLACE555 WALNUT STREET 1ST FLOORHARRISBURG PA 17101**717.783.2525**EFURE@PA.GOV

JAMES H LASKEY ESQUIRE

NORRIS MCLAUGHLIN

400 CROSSING BLVD

BRIDGEWATER TOWNSHIP NJ 08807

**908.252.4221**

[Jlaskey@norris-law.com](mailto:Jlaskey@norris-law.com)

*Representing Calpine Retail Holdings LLC*

BRIAN R GREEN ESQUIRE

4908 MONUMENT AVENUE

RICHMOND VA 23230

**804.672.4542**

[bgreene@greenehhurlocker.com](mailto:bgreene@greenehhurlocker.com)

*Representing Enerwise Global Technologies LLC d/b/a CPower Energy Management*

1. Joint Petition of Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company and West Penn Power Company for Approval of Their Default Service Programs, Docket Nos.

   P-2021-3030012, et al. (Dec. 14, 2021) (Joint Petition or DSP VI). [↑](#footnote-ref-1)