



September 28, 2022

Via Efiling

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

Re: Petition of PECO Energy Company to Defer Implementation of Customer Assistance Program Participant Shopping in Its Service Area, Docket No. P-2022-3035092

Dear Secretary Chiavetta:

Enclosed for electronic filing please find the **Petition to Intervene of the Tenant Union Representative Network (TURN)** in the above referenced proceeding.

A copy of this petition is being served via email, as indicated on the attached Certificate of Service.

Sincerely,

Joline R. Price, Esquire
Attorney ID No. 315405

Enclosures

Cc: Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company :
to Defer Implementation of Customer : **Docket No. P-2022-3035092**
Assistance Program Participant Shopping :
in Its Service Area :

CERTIFICATE OF SERVICE

I hereby certify that I have, on this day, served copies of the **Petition to Intervene of the Tenant Union Representative Network (TURN)**, in the above captioned matter upon the following persons and in accordance with the requirements of 52 Pa. Code § 1.54.

SERVICE BY EMAIL ONLY	
Jennedy S. Johnson, Esq. PECO Energy Company 2301 Market Street/ S23-1 Philadelphia, PA 19103 Jennedy.Johnson@exeloncorp.com	Richard Kanaskie, Esq. Bureau of Investigation and Enforcement Pennsylvania Public Utility Commission P.O. 3265 Harrisburg, PA 17105-3265 rkanaskie@pa.gov
Darryl A. Lawrence Christy Appleby Aron Beatty David Evrard Office of Consumer Advocate 555 Walnut Street 5th Floor, Forum Place Harrisburg, PA 17101-1923 CAappleby@paoca.org DLawrence@paoca.org abeatty@paoca.org devrard@paoca.org	Elizabeth R. Marx Ria Pereira John Sweet Pennsylvania Utility Law Project 118 Locust Street Harrisburg, PA 17101 pulp@pautilitylawproject.org
Steven C. Gray Erin K. Fure Office of the Small Business Advocate 555 Walnut Street 1 st Floor, Forum Place Harrisburg, PA 17101 sgray@pa.gov efure@pa.gov	Kenneth M. Kulak Brooke E. McGlinn Morgan, Lewis & Bockius LLP 1701 Market Street Philadelphia, PA 19103-2921 Ken.kulak@morganlewis.com brooke.mcglinn@morganlewis.com

<p>John F. Lushis, Jr. Norris McLaughlin, P.A. 515 W. Hamilton Street, Suite 502 Allentown, Pa 18101 jlushis@norris-law.com</p>	<p>Karen O. Moury, Esq. Deanne M. O’Dell, Esq. Eckert Seamans Cherin & Mellott, LLC 213 Market Street, 8th Fl. Harrisburg, PA 17101 kmoury@eckertseamans.com dodell@eckertseamans.com</p>
<p>Charis Mincavage, Esq. Adeolu A Bakare, Esq. McNees Wallace & Nurick LLC 100 Pine Street P.O. Box 1166 Harrisburg, Pennsylvania 17108 cmincavage@mcneeslaw.com abakare@mcneeslaw.com</p>	<p>Gregory L. Peterson Kevin Blake Thomas Puchner 201 West Third Street, Suite 205 Jamestown, NY 14701-4907 gpeterson@phillipslytle.com kblake@phillipslytle.com tpuchner@phillipslytle.com</p>
<p>Joseph Otis Minott, Esq. Ernest Logan Welde, Esq. Clean Air Council 135 S. 19th Street, Suite 300 Philadelphia, PA 19103 joe_minott@cleanair.org lwelde@cleanair.org</p>	<p>Devin McDougall, Esq. 1617 John F. Kennedy Blvd., Suite 1130 Philadelphia, PA 19103 dmcdougall@earthjustice.org</p>
<p>James H. Laskey Norris McLaughlin, P.A. P.O. Box 5933 400 Crossing Boulevard, 8th Floor Bridgewater, NJ 08807-5933 jlasky@norris-law.com</p>	

Respectfully submitted,



September 28, 2022

Joline R. Price, Esquire (Attorney ID: 315405)
Community Legal Services, Inc.
1410 W. Erie Ave
Philadelphia, PA 19140

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company :
to Defer Implementation of Customer : **Docket No. P-2022-3035092**
Assistance Program Participant Shopping :
in Its Service Area :

PETITION TO INTERVENE OF TENANT UNION REPRESENTATIVE NETWORK

The Tenant Union Representative Network (TURN), through counsel Community Legal Services, Inc., hereby files this Petition to Intervene in the above-captioned proceeding, pursuant to the provisions of the Rules of Practice and Procedure of the Pennsylvania Public Utility Commission (PUC or Commission), 52 Pa. Code §§ 5.71-5.76, and in support, state as follows:

1. Petitioner TURN is a Philadelphia based consumer membership and advocacy organization, which advocates on behalf of low- and moderate-income residential tenants in Philadelphia. TURN is located at 100 South Broad Street, Suite 800, Philadelphia, PA 19110.

2. Petitioner is represented by:

Joline R. Price, Esq. (Pa. ID: 315405)
Robert W. Ballenger, Esq. (Pa. ID: 93434)
Kintéshia S. Scott, Esq. (Pa. ID: 328600)
COMMUNITY LEGAL SERVICES, INC.
1410 W. Erie Ave
Philadelphia, PA 19140

Telephone: 215-227-4378
Facsimile: 215-981-0434
jprice@clsphila.org
rballenger@clsphila.org
kscott@clsphila.org

3. The Respondent utility is:

PECO Energy Company
2301 Market Street
Philadelphia, PA 19103

4. On September 8, 2022, PECO filed a Petition to Defer Implementation of Customer Assistance Program Participant Shopping in its Service Area.

5. PECO's Petition seeks to maintain the status quo, which is that participants in PECO's Customer Assistance Program (CAP) must remain with default service and cannot shop. Petition at ¶7.

6. Specifically, PECO proposes to defer any implementation of CAP participant shopping until after the Commission issues a final policy statement on CAP Shopping. Petition at ¶14.

7. Affordability of PECO service is critical to the low-income members of TURN who pay for electric service directly as customers or indirectly through rents. Any implementation of CAP participant shopping will have an impact on the rates paid by CAP participants and all ratepayers who pay for PECO's CAP.¹

8. TURN was a party to prior Commission proceedings involving PECO Energy, including, but not limited to:

- a. PECO Energy Company Universal Service and Energy Conservation Plan for 2019-2024 Submitted in Compliance with 52 Pa. Code §§ 54.74 and 62.4, Docket No. M-2018-3005795;
- b. Petition of PECO Energy Company for Approval of its Default Service Plan (DSP V), Docket No. P-2020-3019290;
- c. Petition of PECO Energy Company for Approval of its Default Service Plan (DSP IV), Docket No. P-2016-2534980;

¹ TURN is filing a Letter in Lieu of Answer to PECO's Petition concurrently with this Petition to Intervene.

- d. In the Matter of PECO Energy Company Universal Service and Energy Conservation Plan for 2016-2018 Submitted in Compliance with 52 Pa. Code §§54.74 and 62.4, Docket No. M-2015-2507139; and
- e. Petition of PECO Energy Company for Approval of its Default Service Plan (DSP II), Docket No. P-2012-2283641, including appeal to Commonwealth Court and Petition for Allocatur to the Supreme Court of Pennsylvania.

9. Petitioner TURN seeks to intervene on behalf of its membership of low- and moderate-income tenants, a substantial number of whom are customers of PECO or dependent on PECO electric service and all residing in PECO service territory. In those capacities, TURN's members have a direct, immediate, substantial and distinct interest in PECO's policies regarding CAP participant shopping and the impact on rates for both CAP customers and all PECO ratepayers. Petitioner TURN therefore has interests in this proceeding, which may be directly affected and which are not adequately represented by other participants, and as to which Petitioner may be bound by the action of the Commission in this proceeding.

WHEREFORE, TURN respectfully requests that the Commission grant this Petition to Intervene providing TURN with full-party status in this proceeding.

Respectfully submitted,



Joline R. Price, Esq. (Pa. ID: 315405)
Robert W. Ballenger, Esq. (Pa. ID: 93434)
Kintéshia S. Scott, Esq. (Pa. ID: 328600)
Attorneys for TURN
COMMUNITY LEGAL SERVICES, INC.

1410 W. Erie Ave
Philadelphia, PA 19140

Telephone: 215-227-4378
Facsimile: 215-981-0434

September 28, 2022

VERIFICATION

I, Nicole Lawrence, on behalf of Tenant Union Representative Network (TURN), hereby state that the facts contained in the foregoing pleading are true and correct to the best of my knowledge, information and belief, that I am duly authorized to make this Verification, and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. §4904 (relating to unsworn falsification to authorities).

Date: September 28, 2022


Title: Executive Director, TURN