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April 17, 2023

*Via Electronic Filing*

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2<sup>nd</sup> Floor (filing room)  
PO Box 3265  
Harrisburg, PA 17105-3265

Re: Joint Petition of Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, West Penn Power Company, Keystone Appalachian Transmission Company, Mid-Atlantic Interstate Transmission, LLC and FirstEnergy Pennsylvania Electric Company for Approval of Their Consolidation and Acquisitions; Docket Nos. A-2023-3038771, A-2023-3038792, A-2023-3038793, A-2023-3038794, A-2023-3038795, A-2023-3038807, A-2023-3038808, G-2023-3038818, G-2023-3038819, G-2023-3038820, G-2023-3038821 and G-00020956; **PETITION TO INTERVENE OF THE PENNSYLVANIA STATE UNIVERSITY**

Dear Secretary Chiavetta:

Enclosed you will find The Pennsylvania State University's Petition to Intervene in the above-captioned matters. Copies have been served in accordance with the attached Certificate of Service.

If you have any questions regarding this filing, please contact me.

Very truly yours,

*/s/ Whitney E. Snyder*

Whitney E. Snyder  
Thomas J. Sniscak

*Counsel for The Pennsylvania State University*

WES/das

Enclosures

cc: Honorable Conrad A. Johnson ([cojohnson@pa.gov](mailto:cojohnson@pa.gov))  
Honorable Emily L. DeVoe ([edevoe@pa.gov](mailto:edevoe@pa.gov))  
Nick Miskanic ([nmiskanic@pa.gov](mailto:nmiskanic@pa.gov))  
Per the Certificate of Service

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Joint Application of Metropolitan Edison	:	
Company, Pennsylvania Electric Company,	:	
Pennsylvania Power Company, West Penn	:	
Power Company, Keystone Appalachian	:	
Transmission Company, Mid-Atlantic	:	
Interstate Transmission, LLC, and FirstEnergy	:	
Pennsylvania Electric Company for All of the	:	
Necessary Authority, Approvals, and	:	
Certificates of Public Convenience for (1) the	:	
Agreements and Plans of Merger; (2) the	:	
Establishment of FirstEnergy Pennsylvania	:	Docket Nos. A-2023-3038771
Holding Company LLC as an Intermediate	:	A-2023-3038792
Holding Company in the Chain of Ownership	:	A-2023-3038793
of FirstEnergy Pennsylvania Electric Company;	:	A-2023-3038794
(3) the Merger of Metropolitan Edison	:	A-2023-3038795
Company, Pennsylvania Electric Company,	:	A-2023-3038807
Pennsylvania Power Company, and West Penn	:	A-2023-3038808
Power Company with and into FirstEnergy	:	G-2023-3038818
Pennsylvania Electric Company; (4) the	:	G-2023-3038819
Initiation by FirstEnergy Pennsylvania Electric	:	G-2023-3038820
Company of Electric Service in All Territories	:	G-2023-3038821
in this Commonwealth where Metropolitan	:	G-00020956
Edison Company, Pennsylvania Electric	:	
Company, Pennsylvania Power Company, and	:	
West Penn Power Company Do or May Provide	:	
Electric Service; (5) the Abandonment by	:	
Metropolitan Edison Company, Pennsylvania	:	
Electric Company, Pennsylvania Power	:	
Company, and West Penn Power Company of	:	
All Electric Service in this Commonwealth; (6)	:	
the Adoption by FirstEnergy Pennsylvania	:	
Electric Company of Metropolitan Edison	:	
Company, Pennsylvania Electric Company,	:	
Pennsylvania Power Company, and West Penn	:	
Power Company's Existing Tariffs and their	:	
Application within New Service and Rate	:	
Districts of FirstEnergy Pennsylvania Electric	:	
Company Corresponding to their Existing	:	
Service Territories as the Met-Ed Rate District,	:	
Penelec Rate District, Penn Power Rate District,	:	
West Penn Rate District, and The Pennsylvania	:	
State University Rate District, Respectively; (7)	:	
the sale of Class B Membership Interests in	:	
Mid-Atlantic Interstate Transmission, LLC held	:	
by MetEd and Penelec to FirstEnergy Corp.;	:	
(8) the Contribution of West Penn Power	:	

Company’s Transmission Assets to Keystone :  
Appalachian Transmission Company; (9) a :  
Certificate of Public Convenience Conferring :  
Upon Keystone Appalachian Transmission :  
Company the Status of a Pennsylvania Public :  
Utility; (10) Where Necessary, Associated :  
Affiliated Interest Agreements; and (11) Any :  
Other Approvals Necessary to Complete the :  
Contemplated Transaction :

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**PETITION TO INTERVENE OF  
THE PENNSYLVANIA STATE UNIVERSITY**

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Pursuant to 52 Pa Code §§ 5.71-5.74, The Pennsylvania State University (“PSU”), by and through its attorneys, Hawke McKeon & Sniscak LLP, and files this Petition to Intervene in the above-captioned proceeding before the Pennsylvania Public Utility Commission (“Commission”).

In support of its Petition, PSU avers as follows:

1. On March 6, 2023, Metropolitan Edison Company (“Met-Ed”), Pennsylvania Electric Company (“Penelec”), Pennsylvania Power Company (“Penn Power”), West Penn Power Company (“West Penn”), Keystone Appalachian Transmission Company (“Keystone”), Mid-Atlantic Interstate Transmission, LLC (“MAIT”) and FirstEnergy Pennsylvania Electric Company (“FirstEnergy”) (collectively the “Joint Applicants”) filed a Joint Application for the necessary authority, approvals, and certificates of public convenience for (1) Agreements and Plans of Merger; (2) The establishment of FirstEnergy Pennsylvania Holding Company LLC as an intermediate holding company in the chain of ownership of FE PA; (3) The merger of Met-Ed, Penelec, Penn Power, and West Penn with and into FE PA; (4) The initiation by FE PA of electric service in all territories in this Commonwealth where Met-Ed, Penelec, Penn Power, and West Penn do or may provide electric service; (5) The abandonment by Met-Ed, Penelec, Penn Power, and West Penn of all electric service in this Commonwealth; (6) The adoption by FE PA of Met-

Ed, Penelec, Penn Power, and West Penn's existing Tariffs and their application within new service and Rate Districts of FE PA corresponding to their existing service territories as the Met-Ed Rate District, Penelec Rate District, Penn Power Rate District, West Penn Rate District, and The Pennsylvania State University Rate District, respectively; (7) The sale of Class B Membership Interests in MAIT held by Met-Ed and Penelec to FirstEnergy Corp.; (8) The transfer of West Penn's Transmission Assets to KATCo; (9) A certificate of public convenience conferring upon KATCo the status of a Pennsylvania public utility under 66 Pa.C.S. § 102; and, (10) Where necessary, associated affiliated interest agreements.

2. All correspondence and pleadings in this docket should be directed to PSU's counsel in this matter:

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3. 52 Pa. Code § 5.72 sets forth eligibility requirements to intervene in Commission proceedings. The Commission's regulations state that to intervene, a party must have "a right or an interest" sufficient to warrant intervention, which includes "[a]n interest that may be directly affected and which is not adequately represented by existing participants, and as to which the petitioner may be bound by the action of the Commission in the proceeding" or "[a]nother interest of such nature that participation of the petition may be in the public interest." *Id.*

4. PSU has such an interest. PSU is a customer of all four of the FirstEnergy companies. More specifically, PSU is a major generation, transmission, and distribution service customer of West Penn at its University Park campus receiving service through West Penn's Tariff Electric – Pa. P.U.C. No. 38 ("Tariff 38"). PSU is the only customer taking service under Tariff

38. PSU also receives generation, transmission and distribution service from West Penn under rate schedules on Tariff 40 for approximately 160 additional accounts at the University Park campus, including the airport and campuses at New Kensington, Mont Alto, and Fayette, The Eberly Campus. PSU is also a customer of Penelec taking service at Penn State Erie, The Behrend College and the Altoona and Dubois campuses, along with some accounts near University Park. PSU also receives service from Met-Ed at its campuses at York and at the Fruit Research and Extension Center in Biglerville. The Shenango campus receives service from Penn Power.

5. PSU also participates in FirstEnergy's Energy Efficiency and Conservation programs.

6. As a large customer of FirstEnergy and a unique customer that takes service under its own tariff in the West Penn service territory, PSU will be substantially and directly affected by a decision, final order, or settlement in this matter and will be bound thereby. Moreover, no other party can represent PSU's interest under these circumstances.

7. For the reasons stated above, PSU's intervention in this matter meets the intervention standards of 52 Pa. Code § 5.72 and is otherwise in the public interest. Accordingly, PSU requests that this intervention be granted and that it be allowed full party status in this matter.

WHEREFORE, The Pennsylvania State University respectfully requests that this Petition be granted and that the Pennsylvania Public Utility Commission grant it full party status in the above-captioned matter.

Respectfully Submitted,

*/s/ Whitney E. Snyder* \_\_\_\_\_

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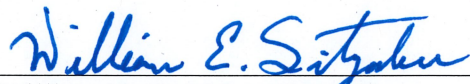
*Counsel for  
The Pennsylvania State University*

Dated: April 17, 2023

## VERIFICATION

I, William E. Sitzabee, PhD, PE, Vice President of Facilities Management and Planning & Chief Facilities Officer, on behalf of petitioner The Pennsylvania State University ("PSU"), hereby state that the facts set forth in the foregoing Petition to Intervene in Docket Nos. A-2023-3038771 *et al*, are true and correct to the best of my knowledge, information and belief and that I or any representative or witness on behalf of PSU expect to be able to prove the same at any 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).

Signature:



Name:

William E. Sitzabee, PhD, PE

Position:

Vice President of Facilities  
Management and Planning & Chief  
Facilities Officer

On behalf of: The Pennsylvania State University

Date: April 13, 2023

## CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

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*Counsel for Intervenors, Industrial  
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/s/ Whitney E. Snyder  
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Dated this 17<sup>th</sup> day of April 2023.