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April 21, 2023

Via Electronic Filing

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd 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; **PREHEARING CONFERENCE MEMORANDUM OF THE PENNSYLVANIA STATE UNIVERSITY**

Dear Secretary Chiavetta:

Enclosed you will find The Pennsylvania State University's Prehearing Conference Memorandum 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)
Honorable Emily L. DeVoe (edevoe@pa.gov)
Nick Miskanic (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	:	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
	:		G-00020956
	:		
	:		

**PREHEARING CONFERENCE MEMORANDUM OF
THE PENNSYLVANIA STATE UNIVERSITY**

TO: HONORABLE CONRAD A. JOHNSON AND HONORABLE EMILY L. DEVOE

Pursuant to the Pennsylvania Public Utility Commission’s (“PUC” or “Commission”) Initial Telephonic Prehearing Conference Notice, the Commission’s regulations at 52 Pa. Code § 5.222(d)(1), and the April 13, 2023 Prehearing Conference Order, The Pennsylvania State University (“PSU”), by and through its counsel in this matter, hereby submits this Prehearing Conference Memorandum in the above-captioned proceeding for the initial telephonic prehearing conference scheduled for April 25, 2023.

I. PROCEDURAL HISTORY

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.

Various interventions and protests were filed. On March 16, 2023, CAUSE-PA filed a Petition to Intervene. On March 23, 2023, the Office of Small Business Advocate ("OSBA") filed a Protest and Notice of Intervention. On March 29, 2023, the Bureau of Investigation and Enforcement filed a Notice of Appearance for Scott B. Granger. On April 4, 2023, the Office of Consumer Advocate ("OCA") filed a Protest. On April 5, 2023, the Industrial Energy Consumers of Pennsylvania ("IECPA") filed a Petition to Intervene. On April 14, 2023 Met-Ed Industrial Users Group ("MEIUG"), Penelec Industrial Customer Alliance ("PICA") and West Penn Power Industrial Intervenors ("WPPII")(collectively, "Industrial Customer Groups") filed a Joint Petition to Intervene and Protest. On April 17, 2023, Calpine Retail Holdings, LLC filed a Petition to

Intervene. On April 17, 2023, the Retail Energy Supply Association filed a Petition to Intervene. On April 17, 2023, the Pennsylvania State University filed a Petition to Intervene.

II. SERVICE

In accordance with the Commission's Order entered April 13, 2023, e-mail service is acceptable for PSU Counsel. Hard copy service is not required at this time. E-mail service of documents in this proceeding shall be accepted on behalf of PSU by the following:

Whitney E. Snyder, Attorney I.D. No. 316625
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Should hard copy service become necessary as this proceeding progresses, hard copy service can be sent to the attorneys at the address listed above. For purposes of the prehearing conference, Whitney Snyder will be speaking on behalf of PSU.

III. SETTLEMENT

There have been no substantive settlement discussions to date, but PSU is willing to participate in settlement discussions with the other parties.

IV. DISCOVERY MODIFICATIONS

PSU takes no position on modification of the discovery schedule at this time but is willing to work with the parties on mutually agreeable modifications.

V. SCHEDULE

PSU is working with the other parties to develop a mutually satisfactory schedule for consideration by Your Honor at the Prehearing Conference. PSU has agreed to the below schedule,

which appears to be a consensus schedule among the parties. PSU is willing to further cooperate with the parties if changes are required to this schedule.

Event	Proposed Dates
Joint Application Filed with the Commission	March 6, 2023
Publication in Pennsylvania Bulletin	March 18, 2023
Pre-hearing Conference	April 25, 2023
Intervenor's Direct Testimony	June 15, 2023
Rebuttal Testimony	July 14, 2023
Surrebuttal Testimony	August 1, 2023
Oral Rejoinder and Hearings	August 8-9, 2023
Main Briefs	August 30, 2023
Reply Briefs	September 15, 2023

VI. WITNESSES

PSU reserves the right to offer the Direct Testimony of James L. Crist, P.E., in support of its positions. Mr. Crist's business address, telephone number and e-mail address are:

James L. Crist, P.E.
Lumen Group, Inc.
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JLCrist@aol.com

PSU requests that copies of all interrogatories, answers to interrogatories, testimony and exhibits submitted (other than Columbia's initial filing materials) be e-mailed directly to Mr. Crist at JLCrist@aol.com.

If called, Mr. Crist may present testimony regarding any issue raised in this proceeding.

VII. ISSUES

PSU is continuing to review the Application and First Energy's direct testimony. PSU reserves its right to address any issues raised by any party in this proceeding.

VIII. EVIDENCE, EXHIBITS AND DOCUMENTS TO BE PRESENTED AT HEARING

PSU reserves the right to submit pre-filed direct testimony and associated exhibits addressing the issues identified in the preceding section. PSU may also present additional testimony and exhibits after discovery or in response to testimony or exhibits introduced by any party or witness in this proceeding.

WHEREFORE, The Pennsylvania State University respectfully submits this Prehearing Conference Memorandum.

Respectfully Submitted,

/s/ Whitney E. Snyder

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*Counsel for
The Pennsylvania State University*

Dated: April 21, 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).

VIA ELECTRONIC MAIL ONLY

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the West Penn Power Industrial Intervenors
(Industrial Customer Groups)*

/s/ Whitney E. Snyder
Whitney E. Snyder
Thomas J. Sniscak

Dated this 21st day of April 2023.