

April 22, 2024

**E-FILE**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor  
Harrisburg, PA 17120

**RE: Petition of PPL Electric Utilities Corporation for Approval of Its Default Service Plan for the Period from June 1, 2025 Through May 31, 2029; Docket No. P-2024-3047290**

Dear Secretary Chiavetta:

Attached for filing with the Pennsylvania Public Utility Commission is the Prehearing Conference Memorandum of Calpine Retail Holdings, LLC ("Calpine") in the above proceeding.

The parties shown on the attached Certificate of Service are being duly served with a copy of Calpine's Prehearing Conference Memorandum by e-mail.

If you have any questions, please contact me.

Thank you.

Sincerely,

NORRIS McLAUGHLIN, P.A.

*/s/ John F. Lushis, Jr.*

John F. Lushis, Jr.

cc: Administrative Law Judge Eranda Vero (via e-mail)  
Administrative Law Judge Arlene Ashton (via e-mail)  
Certificate of Service

### CERTIFICATE OF SERVICE

I hereby certify that I am this day serving a true copy of the foregoing document upon the participants listed below in accordance with the requirements of Section 1.54 (relating to service by a participant).

Christy Appleby, Esquire  
Office of Consumer Advocate  
555 Walnut Street, 5<sup>th</sup> Floor  
Harrisburg, PA 17101-1923  
[cappleby@paoca.org](mailto:cappleby@paoca.org)  
[abeatty@paoca.org](mailto:abeatty@paoca.org)

Allison Kaster, Esquire  
PA Public Utility Commission  
Bureau of Investigation & Enforcement  
400 North Street, 2<sup>nd</sup> Floor West  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
[akaster@pa.gov](mailto:akaster@pa.gov)

Steven C. Gray, Esquire  
Office of Small Business Advocate  
555 Walnut Street, 1<sup>st</sup> Floor  
Harrisburg, PA 17101  
[sgray@pa.gov](mailto:sgray@pa.gov)

Adeolu A. Bakare, Esquire  
JoAnne S. Thompson, Esquire  
Harrison Ryan Block, Esquire  
McNees, Wallace & Nurick LLC  
100 Pine Street  
Harrisburg, PA 17108-1166  
[abakare@mcneeslaw.com](mailto:abakare@mcneeslaw.com)  
[jthompson@mcneeslaw.com](mailto:jthompson@mcneeslaw.com)  
[rblock@mcneeslaw.com](mailto:rblock@mcneeslaw.com)  
*Counsel for PPLICA*

Elizabeth R. Marx, Esquire  
John W. Sweet, Esquire  
Ria Pereira, Esquire  
Lauren Berman, Esq.  
Pennsylvania Utility Law Project 118  
Locust Street  
Harrisburg, PA 17101  
[emarx@pautilitylawproject.org](mailto:emarx@pautilitylawproject.org)  
[jsweet@pautilitylawproject.org](mailto:jsweet@pautilitylawproject.org)  
[rpereira@pautilitylawproject.org](mailto:rpereira@pautilitylawproject.org)  
[lberman@pautilitylawproject.org](mailto:lberman@pautilitylawproject.org)

Deanne M. O'Dell, Esquire  
Kristine E. Marsilio, Esquire  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8th Floor  
Harrisburg, PA 17101  
[dodell@eckertseamans.com](mailto:dodell@eckertseamans.com)  
[kmarsilio@eckertseamans.com](mailto:kmarsilio@eckertseamans.com)  
*Counsel for Starion Energy PA, Inc.*

Todd S. Stewart, Esquire  
Hawke McKeon & Sniscak LLP  
100 N. 10<sup>th</sup> Street  
Harrisburg, PA 17101  
[tsstewart@hmslegal.com](mailto:tsstewart@hmslegal.com)  
*Counsel for EGS Parties*

Gregory L. Peterson, Esquire  
Thomas F. Puchner, Esquire  
Kevin C. Blake, Esquire  
Phillips Lytle LLP  
201 West Third Street, Suite 205  
Jamestown, NY 14701-4907  
[gpeterson@phillipslytle.com](mailto:gpeterson@phillipslytle.com)  
*Counsel for StateWise*

Lauren M. Burge, Esquire  
Deanne M. O'Dell, Esquire  
Eckert Seamans Cherin & Mellott, LLC  
600 Grant Street, 44<sup>th</sup> Floor  
Pittsburg, PA 15219  
[lburge@eckertseamans.com](mailto:lburge@eckertseamans.com)  
[dodell@eckertseamans.com](mailto:dodell@eckertseamans.com)  
*Counsel for Inspire Energy*

David B. McGregor, Esq.  
Michael W. Hassell, Esq.  
Megan Rulli, Esq.  
Post & Schell, P.C.  
17 North Second Street,  
12th Floor Harrisburg, PA 17101  
[mhassell@postschell.com](mailto:mhassell@postschell.com)  
[dmacgregor@postschell.com](mailto:dmacgregor@postschell.com)  
[mrulli@postschell.com](mailto:mrulli@postschell.com)

Gregory L. Peterson, Esq.  
Thomas F. Puchner, Esq.  
Kevin C. Blake, Esq.  
Phillips Lytle LLP  
201 W. Third Street, Suite 205  
Jamestown, NY 14701-4907  
[gpeterson@phillioslytle.com](mailto:gpeterson@phillioslytle.com)

Derrick Price Williamson, Esquire  
Barry A. Naum, Esquire  
Spilman Thomas & Battle  
1100 Bent Creek Boulevard, Suite 101  
Mechanicsburg, PA 17050  
[dwilliamson@spilmanlaw.com](mailto:dwilliamson@spilmanlaw.com)  
[bnaum@spilmanlaw.com](mailto:bnaum@spilmanlaw.com)  
*Counsel for IECPA*

Kimberly A. Klock, Esq.  
Michael J. Shafer, Esq.  
PPL Services Corporation  
Two North Ninth Street  
Allentown, PA 18101  
[kklock@pplweb.com](mailto:kklock@pplweb.com)  
[mjshafer@pplweb.com](mailto:mjshafer@pplweb.com)

Charles E. Thomas, III, Esq.  
Thomas, Niesen & Thomas, LLC  
212 Locust Street, Suite 600  
Harrisburg, PA 17101  
[Cet3@tntlawfirm.com](mailto:Cet3@tntlawfirm.com)

Sharon Webb, Esq  
Rebecca Webb, Esq.  
PA Office of Small Business Advocate  
555 Walnut Street, 1<sup>st</sup> Floor  
Forum Place  
Harrisburg, PA 17101  
[swebb@pa.gov](mailto:swebb@pa.gov)  
[relyttle@pa.gov](mailto:relyttle@pa.gov)

*/s/ John F. Lushis, Jr.*

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John F. Lushis, Jr.  
Counsel to Calpine Retail Holdings, LLC

Dated this 19th day of April 2024 in Allentown, Pennsylvania.

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PPL Electric Utilities Corporation :  
for Approval of Its Default Service Program : Docket No. P-2024-3047290  
for the Period From June 1, 2025 Through :  
May 31, 2029 :

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**PREHEARING CONFERENCE MEMORANDUM  
OF CALPINE RETAIL HOLDINGS, LLC**

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**TO THE HONORABLE F. JOSEPH BRADY AND THE HONORABLE CHARLES  
RAINEY:**

Pursuant to the Prehearing Conference Order dated April 16, 2024, in the above-captioned proceeding and Sections 5.221 of the Pennsylvania Public Utility Commission’s (“PUC” or “Commission”) Regulations, 52 Pa. Code § 5.221, Calpine Retail Holdings, LLC (together with its operating subsidiaries, “Calpine”) hereby files this Prehearing Conference Memorandum.

**I. PROCEDURAL HISTORY**

1. On March 12, 2024, PPL Electric Utilities Corporation (“PPL”) petitioned the Commission for approval of the Company’s sixth Default Service Program (“DSP V”).
2. On April 4, 2024, Calpine petitioned to intervene in this proceeding.
3. Calpine is a provider of competitive electric services and as such is directly affected by the default service programs maintained by PPL and other electric utilities.

**II. COUNSEL**

4. The name and address of Calpine’s attorneys are:

John F. Lushis, Jr. (I.D. No. 32400)  
David C. Berger, (I.D. 311285)  
Norris McLaughlin, P.A.  
515 W. Hamilton Street, Suite 502  
Allentown, PA 1810

Phone: (610) 391-1800  
Fax: (610) 391-1805  
[jlushis@norris-law.com](mailto:jlushis@norris-law.com)  
[dberger@norris-law.com](mailto:dberger@norris-law.com)

All parties are requested to hereafter serve said counsel electronically with all documents served in this proceeding.

### **III. EXPECTED ISSUES**

5. Calpine is concerned with issues that affect competitive markets in Pennsylvania, including the structure of the default service, the procurement and implementation of default service supply, the product mix under the default service program and programs that could potentially harm or become a disincentive to create customized and innovative competitive retail electric products and services for its current and prospective customers.

### **IV. PROPOSED WITNESSES**

6. Calpine does not expect to file direct testimony. Depending on the issues raised in direct testimony by other parties, Calpine reserves the right to call Becky Merola, a Calpine Director of Government & Regulatory Affairs, as a rebuttal witness. Calpine reserves the right to offer additional witnesses as necessitated by the issues.

### **V. LITIGATION SCHEDULE**

7. Calpine will cooperate with the parties and the Presiding Officers to develop and agree upon a reasonable litigation schedule.

### **VI. DISCOVERY**

8. Calpine has not submitted discovery as of the date of this Prehearing Conference Memorandum. Should it conclude that such discovery is necessary, it will submit its requests consistent with the schedule proposed by PPL. Calpine will cooperate with the parties and the Presiding Officers to develop and agree upon discovery procedures including a discovery schedule.

## VII. SETTLEMENT

9. Calpine is willing to engage in settlement discussions with any and all parties at any time during this proceeding.

**WHEREFORE**, Calpine Retail Holdings, LLC respectfully submits this Prehearing Conference Memorandum in anticipation of the Prehearing Conference currently scheduled to be held telephonically on April 26, 2024, at 10:00 am.

Respectfully submitted,  
NORRIS McLAUGHLIN, P.A.

By /s/ John F. Lushis, Jr.  
John F. Lushis, Jr. (I.D. No. 32400)  
David C. Berger (I.D. 311285)  
NORRIS McLAUGHLIN, P.A.  
515 W. Hamilton Street, Suite 502  
Allentown, PA 1810  
Phone: (610) 391-1800  
Fax: (610) 391-1805  
[jlushis@norris-law.com](mailto:jlushis@norris-law.com)  
[dberger@norris-law.com](mailto:dberger@norris-law.com)

Counsel to Calpine Retail Holdings, LLC

Dated: April 22, 2024