



May 6, 2024

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VIA E-FILING AND E-MAIL

Administrative Law Judges
Marta Guhl and Darlene Heep
Pennsylvania Public Utility Commission
Office of Administrative Law Judge
801 Market Street, Suite 4063
Philadelphia, PA 19107

**Re: *Pennsylvania Public Utility Commission v. PECO Energy Company – Electric Div.*
Docket Nos. R-2024-3046931, et al.
Prehearing Conference Memorandum of Electrify America, LLC**

Dear Judge Guhl and Judge Heep:

Please see attached for filing the Prehearing Conference Memorandum of Electrify America, LLC in the above-referenced matter. Copies of this pleading have been served on the parties to this proceeding in accordance with the attached Certificate of Service. We kindly ask you to direct any questions concerning this filing to me. Thank you for your attention to this matter.

Respectfully submitted,

COZEN O'CONNOR

A handwritten signature in blue ink, appearing to read "William Lesser".

By: William Lesser (PA I.D. No. 332951)
Counsel for Electrify America, LLC

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Enclosures

3. Pursuant to 66 Pa. C.S. § 1308(d), the Commission ordered that the Proposed Tariff be suspended by operation of law until December 27, 2024, unless permitted by Commission Order to become effective at an earlier date.

4. The matter was assigned to the Office of Administrative Law Judge for the prompt scheduling of such hearings as may be necessary culminating in the issue of a Recommended Decision.

5. On May 2, 2024, Electrify America petitioned to intervene in this proceeding.

6. The April 29, 2024 Prehearing Conference Order requires that a prehearing memorandum be filed by Monday, May 6, 2024 at 11:00 am. Therefore, this filing is timely.

7. Electrify America operates the largest open direct current fast charging (“DCFC”) network in the United States, including DCFC stations in PECO’s service territory, and as such is directly affected by the Commission’s findings on electric vehicle related issues, including PECO’s proposed Electric Vehicle Fast Charging Pilot Rider (“EV-FC Rider”).

II. COUNSEL

8. The name and address of Electrify America’s attorneys are:

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-and-

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

III. EXPECTED ISSUES

9. Electrify America’s participation in this proceeding will principally focus on PECO’s proposed EV-FC Rider, as well as other issues related to electric vehicles and rates for public charging infrastructure. Electrify America’s expertise on the impacts of electric utility tariffs on the development and operation of electric vehicle charging stations will help elucidate crucial issues in this proceeding, and support the Commission’s investigation of the Proposed Tariff.

IV. LITIGATION SCHEDULE

10. Electrify America is supportive of the proposed schedule set forth in the April 29, 2024 Prehearing Conference Order, and will cooperate with the parties and the Presiding Officers to agree upon a reasonable litigation schedule to adjudicate this proceeding.

V. SETTLEMENT

11. Electrify America is willing to engage in settlement discussions with any and all parties at any time during this proceeding.

VI. DISCOVERY

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

VII. PROPOSED WITNESSES AND TESTIMONY

13. Electrify America has not yet determined if or whom it will present as witnesses or the specific subject matter of any testimony to address the issues identified in this Prehearing Conference Memorandum, or the issues that may be raised by other parties. Electrify America reserves the right to offer witnesses as necessitated by the issues.

VIII. AMOUNT OF HEARING TIME NEEDED

14. Electrify America takes no position at this time.

IX. OTHER MATTERS THAT MAY AID IN EXPEDITING THE ORDERLY CONDUCT AND DISPOSITION OF THE PROCEEDING

15. Electrify America takes no position at this time.

WHEREFORE, Electrify America, LLC respectfully submits this Prehearing Conference Memorandum in accordance with 52 Pa. Code § 5.222(d)(1) and the Prehearing Conference Order issued in the above-referenced proceeding.

Respectfully submitted,



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Dated: May 6, 2024

Counsel for Electrify America, LLC

CERTIFICATE OF SERVICE

I hereby certify that I have this 6th day of May 2024 served a true copy of the following Prehearing Conference Memorandum of Electrify America, LLC on 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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