

# Morgan Lewis

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June 4, 2024

**VIA eFILING**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17105-3265

**Re: Petition of PECO Energy Company for Approval of Its Default  
Service Program for the Period from June 1, 2025 through May 31, 2029  
Docket No. P-2024-3046008**

Dear Secretary Chiavetta:

Enclosed for filing in the above-captioned matter is the **Errata to PECO Statement No. 4-R, Rebuttal Testimony of Katie Orlandi**, which was served on May 15, 2024 (the “Errata”).

As indicated on the enclosed Certificate of Service, copies of the Errata have been served upon Administrative Law Judges Arlene Ashton and Eranda Vero, and all parties of record.

If you have any questions regarding this filing, please contact me at 215.963.5384.

Very truly yours,



Kenneth M. Kulak

KMK/tp  
Enclosure

c: Per Certificate of Service (w/encls.)

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**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**PETITION OF PECO ENERGY** :  
**COMPANY FOR APPROVAL OF ITS** :  
**DEFAULT SERVICE PROGRAM FOR** : **Docket No. P-2024-3046008**  
**THE PERIOD FROM JUNE 1, 2025** :  
**THROUGH MAY 31, 2029** :

**CERTIFICATE OF SERVICE**

I hereby certify and affirm that I have this day served a copy of the **the Errata to PECO Statement No. 4-R, Rebuttal Testimony of Katie Orlandi**, which was served on May 15, 2024, on the following persons in the manner specified in accordance with the requirements of 52 Pa. Code § 1.54:

**VIA ELECTRONIC MAIL**

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Dated: June 4, 2024

*Counsel for PECO Energy Company*

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**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**PETITION OF PECO ENERGY :  
COMPANY FOR APPROVAL OF ITS : DOCKET NO. P-2024-3046008  
DEFAULT SERVICE PROGRAM FOR :  
THE PERIOD FROM JUNE 1, 2025 :  
THROUGH MAY 31, 2029 :**

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**ERRATA**

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On May 15, 2024, PECO Energy Company (“PECO” or the “Company”) submitted its Rebuttal Testimony and Exhibits in the referenced matter, including the Rebuttal Testimony of Katie Orlandi (PECO Statement No. 4-R). PECO submits the following errata with a replacement page (included as Attachment A) that incorporates the revision:

**Rebuttal Testimony of Katie Orlandi**

1. The sentence on page 6, lines 15-18, that reads: “Also, in the Final Report, NERA provides a careful analysis of the results, including specific metrics for each product, to assist the Commission in assessing the competitiveness of the solicitation.” should be deleted.

Respectfully submitted,



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Dated: June 4, 2024

*Counsel for PECO Energy Company*

## **ATTACHMENT A**

1 **10. Q. Does Dr. Ogur believe there are potential benefits to using reserve prices?**

2 A. Dr. Ogur states that reserve prices can serve “as an effective tool for mitigating  
3 the market power of bidders in an imperfectly competitive bidding process, and  
4 for preventing bidders from exercising their unilateral market power or attempting  
5 to raise prices through collusion.”<sup>1</sup> For this purpose, Dr. Ogur conducted an  
6 analysis of participation and of market concentration trends to determine whether  
7 the reserve price proposal was justified because of increasing market  
8 concentration.

9 **11. Q. How do you respond to Dr. Ogur?**

10 A. I agree with Dr. Ogur that there is no need for reserve prices to address market  
11 concentration issues in PECO’s solicitations at this time. However, I must  
12 emphasize that the reserve price proposal was not developed to address concerns  
13 relating to market concentration. There are controls in place, including load caps  
14 and required certifications during the qualification process, to protect customers  
15 from issues relating to market power of bidders. When the Commission has  
16 rejected bids in PECO’s default service solicitations or in other default service  
17 procurements held in Pennsylvania, the Commission typically points to a lack of  
18 sufficient competition as the reason for

<sup>1</sup> OCA St. 1, p. 20, lines 18-22.