

Morgan Lewis

Kenneth M. Kulak

Partner
+1.215.963.5384
ken.kulak@morganlewis.com

June 26, 2024

VIA ELECTRONIC FILING

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

**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:

PECO Energy Company (“PECO” or “the Company”) hereby provides notice in the above-captioned default service proceeding that the Company has voluntarily agreed to extend the applicable nine-month statutory deadline for approval of default service programs by the Pennsylvania Public Utility Commission (the “Commission”) under 66 Pa.C.S. § 2807(e)(3.6) from November 2, 2024 to November 18, 2024.

PECO initiated this proceeding by filing its Petition for Approval of Its Default Service Program for the Period from June 1, 2025 through May 31, 2029 (the “Petition”) on February 2, 2024. In light of the filing date of the Petition, the Pennsylvania Public Utility Commission’s last public meeting scheduled prior to the original nine-month statutory deadline in this case is on October 10, 2024. After hearings on June 5, 2024, presiding Administrative Law Judges (“ALJs”) Eranda Vero and Arlene Ashton issued a Briefing Order requiring Main Briefs to be filed on July 21, 2024 and Reply Briefs to be filed on July 9, 2024.

On June 17, 2024, PECO notified the ALJs that several parties had reached a non-unanimous settlement of all issues in this default service proceeding and requested a three-week deferral of the original deadlines for Initial and Reply Briefs until after the filing of a Joint Petition for Non-Unanimous Settlement on July 5, 2024. To accommodate the requested extension of the procedural schedule in this case, PECO informed the ALJs that

Morgan, Lewis & Bockius LLP

2222 Market Street
Philadelphia, PA 19103-3007
United States

T +1.215.963.5000
F +1.215.963.5001

PECO would agree to extend the statutory nine-month statutory deadline under Section 2807(e)(3.6) of the Public Utility Code to permit consideration of the ALJs' Recommended Decision and issuance of a final order in this proceeding at the Commission's public meeting scheduled for November 7, 2024.

On June 20, 2024, the ALJs granted PECO's request to extend the time for briefing in this matter and directed the Company to file this Letter regarding its agreement to extend the statutory deadline from November 2, 2024 to November 18, 2024.

As evidenced by the attached Certificate of Service, a copy of this Letter has been served upon the ALJs and all parties of record.

Should you have any questions, please contact me directly at 215.963.5384. Thank you.

Very truly yours,



Kenneth M. Kulak

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

**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 **Letter to Secretary Chiavetta regarding Voluntary Extension of the Statutory Deadline** on the following persons in the manner specified in accordance with the requirements of 52 Pa. Code § 1.54:

VIA ELECTRONIC MAIL

The Honorable Arlene Ashton
Philadelphia Administrative Law Judge
Pennsylvania Public Utility Commission
801 Market Street, Suite 4063
Philadelphia, PA 19107
aashton@pa.gov

The Honorable Eranda Vero
Philadelphia Administrative Law Judge
Pennsylvania Public Utility Commission
801 Market Street, Suite 4063
Philadelphia, PA 19107
evero@pa.gov

Barrett C. Sheridan
Andrew J. Zerby
Office of Consumer Advocate
Forum Place, 5th Floor
555 Walnut Street
Philadelphia, PA 17101-1923
OCA2024PECODSP@paoca.org
*Counsel for Office of Consumer
Advocate (OCA)*

Steven C. Gray
Rebecca Lyttle
Office of Small Business Advocate
Forum Place
555 Walnut Street, 1st Floor
Harrisburg, PA 17101
sgray@pa.gov
relyttle@pa.gov
*Counsel for Office of Small
Business Advocate (OSBA)*

Charis Mincavage
Adeolu A. Bakare
McNees, Wallace & Nurick LLC
100 Pine Street
Harrisburg, PA 17108-1166
cmincavage@mcneeslaw.com
abakare@mcneeslaw.com
lcharleton@mcneeslaw.com
*Counsel for Philadelphia Area
Industrial Energy Users Group*

Lauren M. Burge
Eckert Seamans Cherin & Mellott, LLC
600 Grant Street, 44th Floor
Pittsburgh, PA 15219
lburge@eckertseamans.com
*Counsel for Retail Energy Supply
Association and NRG Energy, Inc.*

Daniela Rakhlina-Powsner
Robert W. Ballenger
Joline R. Price
Vikram A. Patel
Community Legal Services, Inc.
1424 Chestnut Street
Philadelphia, PA 19102
drakhlinapowsner@clsphila.org
rballenger@clsphila.org
jprice@clsphila.org
vpatel@clsphila.org
*Counsel for Tenant Union Representative
Network (TURN) and Coalition for
Affordable Utility Services and Energy
Efficiency in Pennsylvania (CAUSE-PA)*

Logan Welde
Senior Staff Attorney
Clean Air Council
1617 John F. Kennedy Boulevard, Suite 1130
Philadelphia, PA 19103
lwelde@cleanair.org
Counsel for Energy Justice Advocates

John F. Lushis, Jr.
Norris McLaughlin, P.A.
515 W. Hamilton Street, Suite 502
Allentown, PA 18101
jlushis@norris-law.com
*Counsel for Calpine Retail Holdings, LLC
(Calpine)*

Deanne M. O'Dell
Karen O. Moury
Eckert Seamans Cherin & Mellott, LLC
213 Market Street, 8th Floor
Harrisburg, PA 17101
dodell@eckertseamans.com
kmoury@eckertseamans.com
*Counsel for Retail Energy Supply
Association and NRG Energy, Inc.*

Zachary M. Fabish
Senior Attorney
Sierra Club
50 F Street, NW, 8th Floor
Washington, D.C. 20001
zachary.fabish@sierraclub.org
Counsel for Energy Justice Advocates

Devin McDougall
Clean Energy Program
Earthjustice
1617 John F. Kennedy Boulevard, Suite 2020
Philadelphia, PA 19103
dmcdougall@earthjustice.org
cweinberg@earthjustice.org
mdegasperi@earthjustice.org
Counsel for Earth Justice Advocates

Yenna Lee
Assistant General Counsel
1310 Point Street
Baltimore, MD 21231
yenna.lee@constellation.com
*Counsel for Constellation NewEnergy, Inc.
and Constellation Energy Generation, LLC*

Alexander Judd
Day Pitney LLP
225 Asylum Street
Hartford, CT 06103
ajudd@daypitney.com
*Counsel for Constellation NewEnergy, Inc.
and Constellation Energy Generation, LLC*

Elizabeth J. Sher
Day Pitney LLP
One Jefferson Road
Parsippany, NJ 07054-2891
esher@daypitney.com
*Counsel for Constellation NewEnergy, Inc. and
Constellation Energy Generation, LLC*

Sophia Browning
Day Pitney LLP
555 11th Street NW
Washington, DC 20004
sbrowning@daypitney.com
*Counsel for Constellation NewEnergy, Inc.
and Constellation Energy
Generation, LLC*

CONSULTANTS

Serhan Ogur
Exeter Associates, Inc.
10480 Little Patuxent Parkway, Suite 300
Columbia, MD 21044
OCA2024PECODSP@paoca.org
Consultant for OCA

Barbara R. Alexander
Barbara Alexander Consulting, LLC
44 Beech Street
Hallowell, ME 04347
OCA2024PECODSP@paoca.org
Consultant for OCA

Mr. Mark D. Ewen
Industrial Economics, Incorporated
2067 Massachusetts Avenue
Cambridge, MA 02140
mewen@indecon.com
Consultant for OSBA

Elizabeth Marx
Pennsylvania Utility Law Project
118 Locust Street
Harrisburg, PA 17101
emarx@pautilitylawproject.org
Consultant for TURN and CAUSE-PA

Karl R. Rábago
Rábago Energy
1350 Gaylord Street
Denver, CO 80206
karl@rabagoenergy.com
Consultant for Energy Justice Advocates

Becky Merola
Director of Government & Regulatory Affairs
Calpine Retail Holdings, LLC
becky.merola@calpinesolutions.com
Consultant for Calpine



Kenneth M. Kulak (Pa. No. 75509)
Brooke E. McGlinn (Pa. No. 204918)
Maggie E. Curran (Pa. No. 330545)
Morgan, Lewis & Bockius LLP
2222 Market Street
Philadelphia, PA 19103-3007
215.963.5384 (bus)
215.963.5001 (fax)
ken.kulak@morganlewis.com
brooke.mcglinn@morganlewis.com
maggie.curran@morganlewis.com

Dated: June 26, 2024

Counsel for PECO Energy Company