



COMMONWEALTH OF PENNSYLVANIA

August 2, 2024

E-FILED

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

Re: Petition of PPL Electric Utilities Corporation for Approval of its Second Distributed Energy Resources Management Plan / Docket No. P-2024-3049223

Dear Secretary Chiavetta:

Enclosed please find the Prehearing Memorandum, on behalf of the Office of Small Business Advocate (“OSBA”), in the above-captioned proceeding.

Copies will be served on all known parties in this proceeding, as indicated on the attached Certificate of Service.

If you have any questions, please do not hesitate to contact me.

Sincerely,

/s/ Steven C. Gray

Steven C. Gray
Senior Attorney
Assistant Small Business Advocate
Attorney ID No. 77538

Enclosures

cc: Kevin Higgins
Parties of Record

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PPL Electric Utilities : **Docket No. P-2024-3049223**
Corporation for Approval of its Second :
Distributed Energy Resources Management :
Plan :

**PREHEARING MEMORANDUM
OF THE OFFICE OF SMALL BUSINESS ADVOCATE**

I. INTRODUCTION

The Office of Small Business Advocate (“OSBA”) is authorized to represent the interests of small business customers of utility services before the Pennsylvania Public Utility Commission (“Commission”) pursuant to the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 – 399.50 (“the Act”). To discharge this statutory duty, the Small Business Advocate deems it necessary to participate as a party to this proceeding. Representing the OSBA in the above-referenced matter is Assistant Small Business Advocate Steven Gray. Please address all correspondence in that matter as follows:

Steven Gray, Esq.
Senior Attorney
Assistant Small Business Advocate
Office of Small Business Advocate
Forum Place
555 Walnut Street, 1st Floor
Harrisburg, PA 17101
(717) 783-0253
sgray@pa.gov

II. FILING BACKGROUND

On May 20, 2024, PPL Electric Utilities Corporation (“PPL” or the “Company”) filed its Petition for Approval of its Second Distributed Energy Resources (“DER”) Management Plan (“*Petition*”).

On June 7, 2024, the OSBA filed a Notice of Intervention in response to the *Petition*.

III. IDENTIFICATION OF WITNESS AND TENTATIVE ISSUES

Assisting in the development and presentation of the OSBA’s case in this proceeding will be:

Kevin C. Higgins
Energy Strategies
111 East Broadway, Suite 1200
Salt Lake City, Utah 84111
(801) 355-4365
khiggins@energystrat.com

Justin Farr
Energy Strategies
111 East Broadway, Suite 1200
Salt Lake City, Utah 84111
(801) 355-4365
jfarr@energystrat.com

The OSBA will participate in this proceeding to ensure that the interests of small business customers are adequately represented and protected. After an initial review of the materials submitted by PPL, the OSBA has identified the following issues that it will evaluate in this proceeding:

- (1) Whether PPL’s proposal to monitor and control the DER’s of the Company’s ratepayers is appropriate, just, and reasonable;
- (2) Whether PPL’s proposal to restrict inverters used by DER ratepayers to only those that are approved by the Company is appropriate, just, and reasonable;
- (3) Whether PPL’s proposal to require DER ratepayers, who installed their solar systems prior to the commencement of PPL’s 1st DER Plan, to install only Company-approved inverters is just and reasonable;

- (4) Whether PPL's 2nd DER Plan should be made permanent;
- (5) Whether the alleged benefits of the DER Management Plan justify its continuation;
- (6) Whether the impacts of the DER Management Plan on customers with affected installations is reasonable.

The OSBA reserves the right to pursue additional issues that may arise throughout this proceeding.

IV. SERVICE OF DOCUMENTS

In accordance with 52 Pa. Code § 1.54(b)(3)(i), the OSBA agrees to accept electronic mail delivery of documents on the due date¹ as satisfying the in-hand requirement.

The OSBA requests that email delivery of documents also be provided to its witness, identified above.

In addition to email copies of pleadings, briefs, and exceptions, the OSBA requests email copies of responses to discovery propounded by the OSBA or any other party.

V. SETTLEMENT

The OSBA notes its willingness to enter settlement discussions at the appropriate phase of this proceeding.

¹ In accordance with 52 Pa. Code § 1.56(a)(5), documents must be received by 4:30 pm.

VI. HEARING AND BRIEFING SCHEDULE

At the time of this writing, the OSBA is working with the parties to develop a procedural schedule. The OSBA requests that all Hearings be held telephonically.

Respectfully submitted,

/s/ Steven C. Gray _____

Steven C. Gray

Senior Attorney

Assistant Small Business Advocate

Attorney ID # 77538

Commonwealth of Pennsylvania
Office of Small Business Advocate
Forum Place
555 Walnut Street, 1st Floor
Harrisburg, PA 17101
(717) 783-2525

Dated: August 2, 2024

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PPL Electric Utilities : **Docket No. P-2024-3049223**
Corporation for Approval of its Second :
Distributed Energy Resources Management :
Plan :

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing have been served via email (*unless otherwise noted below*) upon the following persons, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

The Honorable John Coogan
Administrative Law Judge
Pennsylvania Public Utility Commission
400 North Street
Commonwealth Keystone Building
Harrisburg, PA 17120
jcoogan@pa.gov

Allison Kaster, Esquire
Director
Bureau of Investigation & Enforcement
400 North Street
Commonwealth Keystone Building
Harrisburg, PA 17120
akaster@pa.gov

Harrison W. Breitman, Esquire
Christy Appleby, Esquire
Office of Consumer Advocate
555 Walnut Street
Forum Place, 5th Floor
Harrisburg, PA 17101
HBreitman@paoca.org
CAappleby@paoca.org

David B. MacGregor, Esquire
Megan E. Rulli, Esquire
Post & Schell, P.C.
17 North Second Street, 12th Floor
Harrisburg, PA 17101-1601
dmacgregor@postschell.com
mrulli@postschell.com

Kimberly A. Klock, Esquire
Michael J. Shafer, Esquire
PPL Services Corporation
645 Hamilton Street, Suite 700
Allentown, PA 18101
kklock@pplweb.com
mjshafer@pplweb.com

Judith Cassel, Esquire
Micah Bucy, Esquire
Hawke McKeon & Sniscak LLP
501 Corporate Circle
Suite 302
Harrisburg, PA 17110
jdcassel@hmslegal.com
mrbcy@hmslegal.com

Devin Ryan, Esquire
Post & Schell, P.C.
One Oxford Centre
301 Grant Street, Suite 3010
Pittsburgh, PA 15219
dryan@postschell.com

Adeolu A. Bakare, Esquire
Rebecca Kimmel, Esquire
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA 17108-1166
abakare@mcneeslaw.com
rkimmel@mcneeslaw.com

Bernice I. Corman, Esquire
Bicky Corman Law, PLLC
1250 Connecticut Ave., NW, Suite 700
Washington, D.C. 20036
bcorman@bickycormanlaw.com

DATE: August 2, 2024

/s/ Steven C. Gray

Steven C. Gray
Senior Attorney
Assistant Small Business Advocate
Attorney I.D. No. 77538