

September 27, 2024

Via E-Filing

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:

Please find attached for filing the Joint Solar Parties Petition for Leave to Withdraw their Petition for Certification for Interlocutory Review and Stay of Order.

The Parties will be served in accordance with the attached Certificate of Service.

If you have any questions, please contact me at (202) 213-1672.

Respectfully submitted,



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Attachments

cc: The Honorable John M. Coogan
Service List

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of a Petition to Withdraw upon the parties listed below via electronic mail and/or hand-delivery, in accordance with the requirements of 52 Pa. Code § 154 (relating to service by a party):

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Dated this 27th day of September, 2024

/s/ Bernice I. Corman

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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

**PETITION BY THE
JOINT SOLAR PARTIES
FOR
LEAVE TO WITHDRAW
PETITION FOR CERTIFICATION FOR INTERLOCUTORY REVIEW
AND STAY OF ORDER**

Before Presiding Administrative Law Judge John M. Coogan

AND NOW, American Home Contractors, Inc. (“AHC”), Enphase Energy, Inc. (“Enphase”), the Solar Energy Industries Association (“SEIA”), SolarEdge Technologies, Inc. (“SolarEdge”), Sun Directed, Tesla, Inc. (“Tesla”), and Trinity Solar, LLC (“Trinity Solar”) (collectively, the “Joint Solar Parties,” “JSPs”), submit this petition to withdraw (“Petition to Withdraw”) their pending petition for Certification for Interlocutory Review and Stay of Your Honor’s September 24, 2024 Order Granting Motion to Compel. In support of this Petition to Withdraw, the JSPs state as follows:

1. On September 13, 2024, PPL Electric Utilities Corporation (“PPL”) filed a Motion to Dismiss Objections and Compel Responses to Interrogatories and Requests for Production of Documents Propounded on the Joint Solar Parties – Set 1.
2. On September 16, 2024, the JSPs filed their Answer to PPL’s Motion to Compel.
3. In particular, PPL’s Motion, the JSPs’ objections to discovery, and their Answer to the motion focused on the highly sensitive nature of the commercial confidential and trade secret

information requested by PPL, and the JSPs' concern with uses and management of same. In their Answer, the JSPs also noted that the parties in this proceeding were diligently negotiating the terms of a Protective Order that would assist in resolving their concerns.

4. On September 24, 2024, Your Honor issued an Order directing the Joint Solar Parties to answer PPL Electric Utilities Corporation's Interrogatories JSP-I-1(a)(3), I-2(a)(7), I-23, I-2(a)(4), I-4(a)(4), I-4(a)(5), I-14, I-16, I-17 and I-19 by no later than September 27, 2024.
5. On the morning of September 26, 2024, the Joint Solar Parties filed a Petition for Certification for Interlocutory Review and Stay of the September 24, 2024 Order ("Petition for Certification"), and again noted that the parties were still that day negotiating the terms of a protective order which, if entered would provide an appropriate structure with which to protect the disclosure of trade secret and confidential commercial information.
6. Several hours later, on September 26, 2024, PPL filed a Motion for Protective Order. As stated in Paragraph 8, all parties supported or did not oppose the requested Protective Order.
7. The JSPs supported the requested Protective Order.
8. At 11:10 A.M. on September 27, 2024, the JSPs produced Trade Secret and Confidential Commercial Information in sealed envelopes to Counsel of Record via hand-delivery, and Counsel not to disclose the information received to any person other than the counsel to whom the information was produced or to use it for any purpose other than review by such counsel.
9. At 11:23 A.M. on September 27, 2024, Your Honor issued the Protective Order.

10. The issuance of the Protective Order will resolve the JSPs' concerns that there be the appropriate structure in place with which to manage the disclosure of their Trade Secret and Confidential Commercial information.

11. The JSPs submit that granting this Petition to Withdraw their Petition for Certification is in the public interest because it promotes administrative comity, resolves the JSPs' concerns that gave rise to their Petition for Certification, and helps conserve the resources of the Commission and the parties to this proceeding. Because no party has responded to the JSPs' Petition for Certification, no parties to this proceeding will be prejudiced or harmed if the Petition to Withdraw is granted.

WHEREFORE, the Joint Solar Parties respectfully request that their Petition to Withdraw be granted.

Respectfully submitted,

The Joint Solar Parties

By their Attorney:



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Dated: September 27, 2024