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October 28, 2024

VIA eFILING

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

**Re: Pennsylvania Public Utility Commission v. PECO Energy Company-Gas Div.
Docket No. R-2024-3046932
Internal File No. 1974-004**

Dear Secretary Chiavetta:

Attached for electronic filing please find Local 614 of the International Brotherhood of Electrical Workers, AFL-CIO's Replies to PECO's Exceptions in the above referenced proceeding. Copies have been served on the parties as indicated on the attached Certificate of Service and a courtesy copy has been emailed to the Commission's Office of Special Assistants (OSA) at ra-OSA@pa.gov.

Respectfully submitted,

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Enclosure

cc:

Lawrence Anastasi (Via email only this date to lawrenceanastasi@614ibew.com)

Office of Special Assistants

Certificate of Service

PENNSYLVANIA PUBLIC UTILITY
COMMISSION

Docket No. R-2024-3046932

v.

PECO ENERGY COMPANY-GAS
DIVISION

CERTIFICATE OF SERVICE

I hereby certify that I have this day filed electronically on the Commission's electronic filing system and served a true copy of the following document, the Office of Consumer Advocate's Exceptions, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

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City of Philadelphia and Philadelphia Energy Authority

Dated this 28th day of October 2024.

/s/ Sheri Estrada

PENNSYLVANIA PUBLIC UTILITY
COMMISSION

Docket No. R-2024-3046932

v.

PECO ENERGY COMPANY-GAS
DIVISION

REPLIES TO PECO'S EXCEPTIONS BY

LOCAL 614 OF THE INTERNATIONAL BROTHERHOOD

OF ELECTRICAL WORKERS, AFL-CIO

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TABLE OF CONTENTS

	<u>Page(s)</u>
I. INTRODUCTION	1
II. IBEW LOCAL 614 JOINS PECO’S EXCEPTION NO. 1	1
III. IBEW LOCAL 614 OPPOSES PECO’S EXCEPTION NO. 2 AS IT IS LEGALLY UNSUPPORTED AND IMPOSES UNNECESSARY BARRIERS TO THE COMMISSION’S BROAD AUTHORITY.....	1-2
IV. CONCLUSION.....	2

TABLE OF AUTHORITIES

	<u>Page(s)</u>
Statute	
66 Pa.C.S. § 504.....	2

I. INTRODUCTION

On October 15, 2024, Administrative Law Judges Darlene Davis Heep and Marta Guhl (“ALJs”) issued their Recommended Decision (“Recommended Decision” or “RD”). On October 22, 2024, Local 614 of the International Brotherhood of Electrical Workers (“IBEW Local 614” or “the Union”) and PECO Energy Company-Gas Division (“PECO”) filed its Exceptions.

As addressed herein, IBEW Local 614 (1) reiterates its support for PECO’s Weather Normalization Adjustment (“WNA”) and (2) takes issue with PECO’s insistence on adding unnecessary barriers to the Commission’s reporting authority.

II. IBEW LOCAL 614 JOINS PECO’S EXCEPTION NO. 1.

On pages 4–18 of its Exceptions, PECO requests that the Commission adopt its proposed WNA as an alternative rate mechanism that will reduce the financial impact of extreme weather on ratepayers and stabilize PECO’s revenues. As the record supports that the WNA is a just and reasonable alternative rate mechanism, similar to those already approved by the Commission in other matters, IBEW Local 614 reaffirms its support of the same and joins PECO’s Exception No. 1.

III. IBEW LOCAL 614 OPPOSES PECO’S EXCEPTION NO. 2 AS IT IS LEGALLY UNSUPPORTED AND IMPOSES UNNECESSARY BARRIERS TO THE COMMISSION’S BROAD AUTHORITY.

On page 18 of its Exceptions, PECO requests that the Commission reject the ALJ’s recommendation that the Technical Utility Services (“TUS”) consider the benefits to the schedule of affiliate transactions as requested by IBEW Local 614.

In its Exception No. 9, IBEW Local 614 argued that the ALJs erred in requiring the unnecessary legal hurdle of having TUS review the benefits of the schedule affiliate transactions prior to the Commission simply adopting the same. In its Exception No. 2, PECO has only added more barriers to the same. Just as the ALJs provided no legal support for the prerequisite of having

TUS review the schedule of affiliate transactions, PECO has added *another* unnecessary barrier to the Commission's reporting requirements. Specifically, PECO states the parties needed to also have been able to brief TUS's review of the schedule of affiliate transactions, or alternatively, that the obligation should be addressed through a generic, statewide proceeding that encompasses all utilities in Pennsylvania. There is no legal support for such specific requirements prior to the implementation of a reporting requirement. 66 Pa.C.S. § 504 plainly provides that the Commission can require periodical filing on topics "concerning *any matter whatsoever* which the Commission is authorized to inquire or to keep itself informed, or which it is required to enforce." (Emphasis added). There are no prerequisites regarding *which* arm of the Commission implements or reviews the reporting requirement or that its bogged down in a statewide generic docket. PECO's insistence on such requirements will only serves to undermine the Commission's broad authority under 66 Pa.C.S. § 504.

IV. CONCLUSION

Based on the foregoing and for the reasons articulated in IBEW Local 614's Exceptions, IBEW Local 614 respectfully requests that the Commission grant IBEW Local 614's Exceptions and grant PECO's Exception No. 1, and reject PECO's Exception No. 2.

Respectfully submitted,

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