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December 3, 2024

VIA ELECTRONIC FILING

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

Re: Application of PECO Energy Company Filed Pursuant to Pa, Code § 57.71 *et seq.* for Approval of the Siting and Construction of the Brandon Shores Retirement Mitigation Project Located in Peach Bottom Township, York County, Pennsylvania and Petition for Waiver of 52 Pa Code § 57.72(c)(10) - Docket No. A- 2024-3051467

Dear Secretary Chiavetta:

Enclosed for filing please find a Petition to Intervene in Support of Transource Pennsylvania, LLC in the above-captioned proceeding.

Copies are being served in accordance with the attached Certificate of Service. Please contact me with any questions or concerns.

Very truly yours,



John F. Povilaitis

JFP/jls
Enclosure
cc: Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of PECO Energy Company Filed Pursuant :
to Pa, Code § 57.71 *et seq.* for Approval of the Siting :
and Construction of the Brandon Shores Retirement : Docket No. A- 2024-3051467
Mitigation Project Located in Peach Bottom Township, :
York County, Pennsylvania and Petition for Waiver :
of 52 Pa Code § 57.72(c)(10) :

PETITION TO INTERVENE IN SUPPORT OF TRANSOURCE PENNSYLVANIA, LLC.

Pursuant to Sections 5.71-5.74 of the Pennsylvania Public Utility Commission's ("PaPUC" or "Commission") regulations, 52 Pa. Code § 5.71-5.74, Transource Pennsylvania, LLC ("Transource PA") hereby files this Petition to Intervene in Support of PECO Energy Company's ("PECO") recently filed Application for Approval of the Siting and Construction of the Brandon Shores Retirement Mitigation Project Located in Peach Bottom Township, York County, Pennsylvania and Petition for Waiver of 52 Pa. Code § 57.72(c)(10) ("Application").

In support thereof, Transource PA represents as follows:

I. Petition to Intervene and Transource PA Interest

1. The proposed Intervenor is Transource PA, with the following address:

Transource Pennsylvania, LLC
1 Riverside Plaza
Columbus, Ohio 43215-2372

2. Transource PA's attorneys who are designated to receive service on behalf of

Transource PA are:

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3. Transource PA is a limited liability company, organized and existing under the laws of Delaware. Transource PA is a wholly owned subsidiary of Transource Energy, LLC (“Transource Energy”), a partnership between two investor-owned utilities, American Electric Power Company, Inc. (“AEP”) and Evergy, Inc., formed to develop and invest in competitive electric transmission projects across the United States.

4. Transource PA was formed to construct, own, operate and maintain transmission facilities within the Commonwealth of Pennsylvania. Substations are a necessary component of electric transmission systems.

5. As will be described further below, Transource PA has a direct, immediate and substantial interest in the relief requested by PECO in the Application, largely to ensure timely coordination and approval, consistency and accuracy with Transource PA’s pending application before the PaPUC at Docket No. A-2024- 3049272 seeking, among other things, a Certificate of Public Convenience (“CPC”) to commence the provision of transmission-only electric service in Peach Bottom Township, York County, Pennsylvania in connection with the construction and operation of the proposed Bramah electric transmission substation (“CPC Proceeding”). Some of the transmission lines that are the subject of the Application are being designed to interconnect with Transource PA’s proposed substation that will be constructed as requested in the CPC

Proceeding. Transource PA therefore seeks to protect its interests in the CPC Proceeding by intervening in this proceeding.

6. Transource PA has been selected by a competitive process initiated by the New Jersey Board of Public Utilities, with support from PJM Interconnection, L.L.C. (“PJM”)¹, under PJM’s Federal Energy Regulatory Commission (“FERC”)-approved State Agreement Approach (“SAA”)², to construct an electric transmission substation, originally known as the North Delta Substation and later changed to the "Bramah Substation," as a baseline upgrade as part of PJM’s 2021 Regional Transmission Expansion Plan (“RTEP”). PJM’s RTEP identifies transmission system upgrades and enhancements to provide for the operational, economic and reliability requirements of PJM customers. <https://www.pjm.com/planning/rtep-development>. The work scope for the Bramah Substation was expanded by PJM in 2023 as part of the 2022 RTEP “Window 3” due to the planned retirement of the Brandon Shores Generating Station in Maryland, and changes in generation flow patterns and numerous reliability issues associated with increased load (including from data centers) in the PJM footprint.

II. Background

7. On September 30, 2024, PECO filed with the PaPUC the Application seeking, among other things, PaPUC authorization to site and construct various transmission lines and related facilities associated with the proposed Brandon Shores Retirement Mitigation (“Project”).

¹ PJM Interconnection, L.L.C. (“PJM”) is a regional transmission organization that coordinates the movement of wholesale electricity in all or parts of 13 states and the District of Columbia. <https://www.pjm.com/about-pjm>

² The SAA is a supplementary transmission planning and cost allocation mechanism through which one or more state governmental entities authorized by their respective states, individually or jointly, may agree to be responsible for the allocation of all costs of a proposed transmission or expansion or enhancement that addresses state public polity requirements identified or accepted by the state or states in the PJM region. *PJM Interconnection, L.L.C.*, 142 FERC ¶ 61,214, at P 142 (2013) (Compliance Order), *order on reh'g and compliance*, 147 FERC ¶ 61,128 (2014) (Second Compliance Order), *order on reh'g and compliance*, 150 FERC ¶ 61,038, *order on reh'g and compliance*, 151 FERC ¶ 61,250 (2015).

As noted in the Application, “[t]he Project is necessary to mitigate significant and widespread reliability issues that would otherwise result from the planned deactivation of Talen Energy Corporation’s (“Talen’s”) Brandon Shores Generating Station (“Brandon Shores”) located in Anne Arundel County, Maryland, which will have significant effects on the transmission system in the Mid-Atlantic region of PJM Interconnection, L.L.C. (“PJM”), including PECO’s transmission facilities in southeastern Pennsylvania. The Project also supports mitigation of reliability concerns caused by significant load growth in other parts of the PJM footprint.”

8. PECO furnishes electric service to approximately 1.7 million electric customers and also serves over 553,000 natural gas customers throughout its certificated service territory, which encompasses approximately 2,100 square miles in Pennsylvania. PECO owns approximately 1,050 miles of transmission lines, approximately 13,000 miles of aerial distribution facilities, and approximately 9,000 miles of underground distribution facilities. In addition, PECO owns approximately 13,800 miles of natural gas mains and services. Application, ¶ 4.

9. In a letter dated October 8, 2024, the PaPUC acknowledged the filing of the Application and enclosed a copy of the Publication Notice to be published in the October 19, 2024 issue of the Pennsylvania Bulletin. The Publication Notice set the deadline of December 3, 2024 for the filing of formal protests and petitions to intervene in this proceeding.

10. The PaPUC has directed Deputy Chief Administrative Law Judge Christopher P. Pell (“ALJ”) to preside over this proceeding and set December 19, 2024 at 10:00 AM for the initial telephonic prehearing conference.

III. Standards for Intervention

11. Eligibility to intervene in PaPUC proceedings is governed by 52 Pa. Code § 5.72, which provides in relevant part that “[a] petition to intervene may be filed by a person claiming a right to intervene or an interest of such nature that intervention is necessary or appropriate to the administration of the statute under which the proceeding is brought.” 52 Pa. Code § 5.72(a). Section 5.72 further provides that the right or interest may be one “which may be directly affected, and which is not adequately represented by existing participants, and as to which the petitioner may be bound by the action of the Commission in the proceeding.” 52 Pa. Code. § 5.72(a)(2).

IV. Reasons for Intervention

12. Both the Project at issue in the Application and Transource PA’s Bramah Substation project were borne out of the same PJM process to in part ensure regional electric reliability. Both Transource PA and PECO were selected to construct different but related projects as part of this PJM process. Further, the transmission lines proposed to be sited and constructed as part of the Project at issue in the Application will ultimately interconnect with the Bramah Substation to be constructed and operated by Transource PA if the authorizations sought in the CPC Proceeding are granted by the PaPUC.

13. Transource PA’s initial review of the Application has revealed some issues that require clarification associated with the ownership and location of facilities in connection with PECO’s proposed transmission lines and the facilities Transource PA intends to construct and operate as part of the Bramah Substation Project. Transource PA’s intervention in this proceeding is *not* to object to the ultimate relief requested by PECO in the Application but to ensure there is timely coordination and approval of the Application and no confusion or inconsistency between

the ownership and location of the transmission lines PECO proposes to site and construct and the Bramah Substation facilities Transource PA intends to construct and operate.

14. For the reasons noted above, Transource PA has a substantial, immediate and direct interest in the relief granted in this proceeding in order to ensure consistency in the ownership and construction of the transmission lines coming into and out of the Bramah Substation and the facilities to be constructed and operated by Transource PA as part of that electric transmission substation. Therefore, not only will Transource PA be directly affected by the outcome of this proceeding, its interest is also not adequately protected by other participants in this proceeding.

WHEREFORE, Transource PA respectfully requests that the presiding ALJ grant this Petition to Intervene in Support and any other relief that is deemed to be just, reasonable and appropriate under the circumstances.

Respectfully submitted,

Date: December 3, 2024



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Counsel for Transource Pennsylvania, LLC

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Located in Peach Bottom Township, York County, :
Pennsylvania and Petition for Waiver of :
52 Pa. Code § 57.72(c)(10) :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party).

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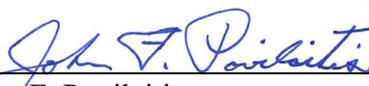
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Date: December 3, 2024



John F. Povilaitis