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October 30, 2025

Via Electronic Filing

Matthew Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Pennsylvania Public Utility Commission, Coalition For Affordable Utility Services and Energy Efficiency in Pennsylvania, Office of Small Business Advocate, Brad and Jennifer Wooley v. PPL Electric Utilities Corporation

Docket Nos. R-2025-3057164, C-2025-3057844, C-2025-3057889, C-2025-3057946

Dear Secretary Homsher:

Enclosed for electronic filing please find the Prehearing Conference Memorandum of Aspen Power, 38 Degrees, CVE North America, Syncarpha Capital, LLC, Twilight Renewables, Bollinger Solar, and CEP Renewables, LLC, collectively as the Customer-Generator Coalition ("CGC" or "Coalition"), by and through its undersigned counsel, with regard to the above-referenced matters. Copies to be served in accordance with the attached Certificate of Service.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Daniel Garcia', written over a horizontal line.

Daniel Garcia, Of Counsel
STEPTOE & JOHNSON PLLC

Attachments

CC: Hon. Christopher P. Pell, (email only)
Hon. Barbara Shadie Nause, (email only)
Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	R-2025-3057164
Coalition For Affordable Utility Services	:	
and Energy Efficiency in Pennsylvania	:	C-2025-3057844
Office of Small Business Advocate	:	C-2025-3057889
Brad and Jennifer Wooley	:	C-2025-3057946
	:	
v.	:	
	:	
PPL Electric Utilities Corporation	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day filed electronically on the Commission’s electronic filing system the foregoing Prehearing Memorandum and that I have served a true and correct copy of the same upon the following parties of record in accordance with 52 Pa. Code § 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

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Dated: October 30, 2025



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Counsel for Customer-Generator Coalition

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	R-2025-3057164
Coalition For Affordable Utility Services	:	
and Energy Efficiency in Pennsylvania	:	C-2025-3057844
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Brad and Jennifer Wooley	:	C-2025-3057946
	:	
v.	:	
	:	
PPL Electric Utilities Corporation	:	

**PREHEARING CONFERENCE MEMORANDUM OF
ASPEN POWER, 38 DEGREES, CVE NORTH AMERICA, SYNCARPHA CAPITAL,
LLC, TWILIGHT RENEWABLES, BOLLINGER SOLAR, AND CEP RENEWABLES**

Pursuant to the Prehearing Conference Order of Deputy Chief Administrative Law Judge Christopher P. Pell and Administrative Law Judge Barbara Shadie Nause issued on October 23, 2025, Section 333 of the Public Utility Code, 66 Pa. C. S. § 333, and in anticipation of the telephonic Prehearing Conference scheduled for November 5, 2025, Aspen Power, 38, CVE North America, Syncarpha Capital, LLC, Twilight Renewables, Bollinger Solar, and CEP Renewables, LLC, collectively as the Customer-Generator Coalition (“CGC” or “Coalition”), by and through its undersigned counsel, Steptoe & Johnson PLLC, respectfully provides the following information:

I. INTRODUCTION AND PROCEDURAL HISTORY

1. On September 30, 2025, PPL Electric Utilities Corporation (“PPL”) filed Original Tariff Electric – Pa. P.U.C. No. 202 (“Tariff No. 202”) seeking a general rate increase pursuant to 66 Pa. C.S. § 1308(d) of the Public Utility Code and Original Tariff Electric – Pa. P.U.C. No. 2S (“Tariff No. 2S”), which is PPL’s proposed Electric Generation Supplier Coordination Tariff and

sets forth PPL's rules, regulations, charges, and riders for its provision of coordination services to electric generation suppliers ("EGSs").

2. On October 2, 2025, Steven C. Gray, Esq. and Rebecca Lyttle, Esq. entered a Notice of Appearance on behalf of the Office of Small Business Advocate ("OSBA").

3. On October 6, 2025, the Commission on Economic Opportunity ("CEO") filed a Petition to Intervene in this proceeding.

4. Also on October 6, 2025, the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania ("CAUSE-PA") filed a Formal Complaint. The Complaint was docketed at C-2025-3057844.

5. On October 9, 2025, the OSBA filed a Formal Complaint, Public Statement, and Verification. The Complaint was docketed at C-2025-3057889.

6. Also on October 9, 2025, Michael A. Podsoch, Jr. and Adam J. Williams entered a Notice of Appearance on behalf of the Commission's Bureau of Investigation and Enforcement ("I&E").

7. On October 12, 2025, Brad and Jennifer Wooley filed a Formal Complaint against the proposed rate increase. The Complaint was docketed at C-2025-3057946.

8. On October 16, 2025, Aspen Power, 38 Degrees, CVE North America, Syncarpha Capital, LLC, Twilight Renewables, Bollinger Solar, and CEP Renewables, LLC, (collectively, the "Customer-Generator Coalition," "CGC" or the "Coalition") filed a Petition to Intervene in this proceeding.

9. By Order entered on October 23, 2025, the Pennsylvania Public Utility Commission ("Commission") instituted an investigation into the lawfulness, justness, and reasonableness of the proposed rate increase. Pursuant to Section 1308(d) of the Public Utility

Code, 66 Pa. C.S.A. § 1308(d), proposed Original Tariff Electric – Pa. P.U.C. No. 202 and Original Tariff Electric – Pa. P.U.C. No. 2S were suspended by operation of law until July 1, 2026, unless permitted by Commission Order to become effective at an earlier date. In addition, the Commission ordered that the investigation include consideration of the lawfulness, justness, and reasonableness of PPL Electric’s existing rates, rules, and regulations. The matter was assigned to the Office of Administrative Law Judge for the prompt scheduling of hearings culminating in the issuance of a Recommended Decision.

10. On October 27, 2025, the Coalition for Community Solar Access and the Solar Energy Industries Association (the “Joint Solar Advocates”) filed a Joint Petition to Intervene in this proceeding.

11. On October 28, 2025, the Energy Justice Advocates (the “EJA”) filed a Petition to Intervene and Protest in this proceeding.

12. Also on October 28, 2025, Dimension PA 1 LLC (“Dimension”) filed a Petition to Intervene in this proceeding.

13. On October 29, 2025, Aspen Power, 38 Degrees, CVE North America, Syncarpha Capital, LLC, Twilight Renewables, Bollinger Solar, and CEP Renewables, LLC, filed a Motion to Amend Petition to Intervene in this proceeding, to add new CGC members.

II. SERVICE ON CUSTOMER-GENERATOR COALITION

14. The Customer-Generator Coalition is represented by the attorneys at Steptoe & Johnson, PLLC. The Coalition requests service as follows:

Daniel A. Garcia (PA Attorney ID 311503)
Brian Pulito (PA Attorney ID 203952)
Sarah M. Rambin (PA Attorney ID 313717)
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For the purposes of satisfying the in-hand requirements for discovery responses, prepared testimony and briefs, the Coalition will accept electronic delivery of documents with a follow-up hard copy provided by first-class mail.

III. REPRESENTATION AT PREHEARING CONFERENCE

15. The Customer-Generator Coalition will be represented at the Prehearing Conference by Daniel A. Garcia, Esquire, who will serve as lead counsel in this proceeding. He will be joined by Brian Pulito, Esquire, and Sarah M. Rambin, Esquire, who will attend the conference for observational purposes and to assist with subsequent phases of the case.

IV. DISCOVERY

16. The Coalition proposes the following discovery modifications:

- Requests for admission shall be deemed admitted unless answered or objected to within ten calendar days of service.
- Objections to interrogatories and/or requests for production shall be communicated electronically to the propounding party within three calendar

days of service; unresolved objections shall be served on the propounding party in writing within five calendar days of service of the interrogatories and/or requests for production.

- Discovery requests and discovery related pleadings (such as objections, motions, and answers to same) shall be deemed to have been served on the next business day.

17. The Coalition further reserves the right to conduct discovery through written interrogatories, document requests, and expert analysis, and to supplement or amend its discovery responses as additional information becomes available or as issues evolve during the proceeding.

V. SETTLEMENT

18. The Coalition expresses its willingness to engage in settlement discussions at the appropriate stage of these proceedings and encourages all parties to participate in early, good-faith discussions to facilitate the potential for a meaningful and efficient resolution of issues.

VI. ISSUES PRESENTED

19. This proceeding presents multiple issues of critical importance to the Coalition and other similarly situated entities that own or operate distributed renewable generation facilities within PPL service territory. The Coalition's members are customer-generators engaged in the development, ownership, and operation of solar photovoltaic power generation throughout the Commonwealth, including within PPL's service territory, under the Pennsylvania Alternative Energy Portfolio Standards Act ("AEPS Act"), 73 P.S. §§ 1648.1 *et seq.*, and its implementing regulations at 52 Pa. Code §§ 75.1–75.17.

20. The Coalition's argument is that PPL's proposed MRPL and AEC ownership provisions are inconsistent with statutory mandates, discriminatory in application, unsupported by

empirical evidence, and contrary to the Commonwealth's renewable energy policy objectives. The Coalition's through its participation intends to preserve full-retail net-metering protections for customer-generators, maintain equitable treatment among rate classes, and uphold investor confidence in Pennsylvania's distributed generation market.

The following issues are of primary concern to the Coalition:

- Whether the proposed MRPL construct violates the AEPS Act and 52 Pa. Code § 75.13 by depriving customer-generators of full-retail value crediting.
- Whether PPL's tariff revisions unlawfully discriminate among similarly situated customers by reclassifying high-export, low-load systems into large commercial classes.
- Whether the proposed Net Metering construct for GSC-2 customers violates the AEPS Act and 52 Pa. Code § 75.13 by depriving customer-generators of full-retail value crediting.
- Whether the proposed transfer of AEC ownership to PPL contravenes 73 P.S. § 1648.1 and established market principles.
- Whether the MRPL and AEC proposals are unjust, unreasonable, or contrary to public policy under 66 Pa. C.S. § 1301.
- The retroactive and chilling effect these proposals would have on existing and planned distributed generation projects.
- Whether, pending resolution of this case, the Commission should exercise its authority under 52 Pa. Code §§ 75.51 and 5.431 to suspend required interconnection milestone payments for commercial-class customer-generators (≤ 3 MW) and preserve their queue positions, to prevent irreparable financial harm.

- Broader implications for rate design, cost allocation, affiliate transactions, and default-service procurement.

The Coalition reserves the right to raise other relevant issues and respond to other issues that may arise in the course of this proceeding.

VII. WITNESSES

21. At this time, the Customer-Generator Coalition is in the process of identifying and interviewing suitable expert witnesses for this proceeding. The Coalition respectfully reserves the right to supplement this Prehearing Conference Memorandum to identify its witnesses once they have been formally retained and their scope of testimony confirmed. The Coalition anticipates that its witness, or witnesses, will include individuals with specialized expertise in utility-rate design, distributed generation economics, renewable energy policy, or cost-of-service analysis. The Coalition will supplement the record with witness identification and resumes once engagements are finalized. The Coalition also intends to participate in this proceeding through the submission of discovery, cross-examination of other parties' witnesses, and the submission of briefs, exceptions, and reply exceptions, if necessary.

VIII. EVIDENCE

22. The Customer-Generator Coalition anticipates presenting the following written testimony: direct, rebuttal, and, if necessary, surrebuttal, along with accompanying exhibits, analyses, and supporting documentation during the evidentiary phase of this proceeding. The Coalition's evidence will include, but is not limited to, data obtained through discovery, relevant tariff provisions, applicable statutes and regulations under the AEPS Act and 52 Pa. Code Chapter 75, as well as Commission precedent, cost-of-service studies, financial and economic modeling, and other public filings relevant to the issues raised herein.

23. The Coalition reserves the option of relying upon materials produced by other parties, including PPL Electric Utilities Corporation's filings, supporting testimony, discovery responses, and other relevant submissions to the Commission.

24. However, the Coalition recognizes that certain issues may involve questions of law or Commission policy that are not properly the subject of testimony. In such cases, or where the facts are clearly established on the record, the Coalition reserves the right to address those matters through legal briefing rather than through testimony.

25. Finally, the Coalition expressly reserves the right to supplement or modify its evidentiary presentation as the record develops, consistent with the procedural schedule established by the presiding Administrative Law Judges.

IX. PUBLIC INPUT HEARINGS

26. Given the scope of the changes and the customer impact it may cause, the Coalition respectfully requests that public input hearings be both in-person and telephonic in this matter.

X. PROCEDURAL SCHEDULE

27. The Coalition respectfully submits that an expedited procedural schedule is warranted in this proceeding. The outcome of this case will directly impact the continued development and operation of distributed renewable generation throughout the Commonwealth, including facilities that serve critical community functions such as educational, agricultural, and public-sector institutions. Prolonged uncertainty surrounding the proposed tariff revisions risks disrupting interconnection planning, halting project advancement, and undermining the policy objectives of the AEPS, which expressly encourages the development and use of alternative energy resources within Pennsylvania. Prompt resolution will promote regulatory certainty, allow all parties

to plan and allocate resources responsibly, and ensure the Commission fulfills its statutory duty to administer its proceedings “as speedily as possible.” 66 Pa. C. S. § 315(a).

28. If an expedited procedural schedule cannot be accommodated, the Coalition respectfully requests that the Commission require public input hearings in early December rather than later in the month. This adjustment would enable affected community participants, many of whom are both ratepayers and distributed-generation customer-generators, to provide timely and meaningful input while the evidentiary record is still being developed. Advancing the public input hearings by even a modest interval would ensure that the Commission and the parties receive a fuller and more representative evidentiary foundation without prejudicing any participant’s ability to conduct discovery or prepare testimony. The Coalition believes that early inclusion of these perspectives is consistent with the Commission’s longstanding commitment to transparency, public participation, and the equitable treatment of all customer classes in matters of statewide energy policy.

WHEREFORE, Aspen Power, 38 Degrees, CVE North America, Syncarpha Capital, LLC, Twilight Renewables, Bollinger Solar, and CEP Renewables, LLC, collectively as the Customer-Generator Coalition, respectfully submits this Prehearing Conference Memorandum.

Respectfully submitted on behalf of the
Customer-Generator Coalition,



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Date: October 30, 2025

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