

**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
Office of Consumer Advocate	:	C-2025-3058130
Brad and Jennifer Wooley	:	C-2025-3057946
PP&L Industrial Customer Alliance	:	C-2025-3058271
Convergent Energy and Power LP	:	C-2025-3058300
Solar Energy Industries Association and The Coalition for Community Solar Access	:	C-2025-3058251
v.	:	
PPL Electric Utilities Corporation	:	

PREHEARING ORDER #1

On September 30, 2025, PPL Electric Utilities Corporation (PPL Electric), filed proposed Original Tariff Electric – Pa. P.U.C. No. 202 and Original Tariff Electric – Pa. P.U.C. No. 2S, containing proposed changes in rates, rules, and regulations calculated to produce \$356.3 million (33.4%) in additional annual revenues, an increase in residential customer’s bills using 918 kWh per month from \$177.01 to \$189.40 (7%), to become effective December 1, 2025.

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).

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

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.

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

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

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

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.

On October 17, 2025, Eric Epstein filed a Petition to Intervene in this proceeding.

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.

Also on October 23, 2025, Vice Chair Kimberly Barrow issued a Statement urging the parties to this proceeding to take a critical look at, *inter alia*, the following issues: PPL Electric's extended stay out; PPL Electric's capital structure; tracking capital from parent company; customer service issues and impact on ROE; cost allocation; and universal service. Active parties to this proceeding are directed to the Vice Chair's Statement for additional information.

In accordance with the Commission's October 23, 2025, Order, the matter was assigned to Deputy Chief Administrative Law Judge Christopher P. Pell and Administrative Law Judge Barbara Shadie Nause.

Separately on October 23, 2025, the Office of Consumer Advocate (OCA) filed a Formal Complaint and a Public Statement. The Formal Complaint was docketed at C-2025-3058130.

Further, on October 23, 2025, a Hearing Notice was issued which established a telephonic prehearing conference for this matter on Wednesday, November 5, 2025, at 9:00 a.m. In addition, a Prehearing Conference Order, which set forth rules that would govern the prehearing conference, was also issued.

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

On October 28, 2025, Energy Justice Advocates (EJA) filed a Petition to Intervene in this proceeding.

On October 29, 2025, Petitions to Intervene were filed by Dimension PA 1, LLC (Dimension) and the Environmental Defense Fund (EDF), Natural Resources Defense Council (NRDF) and Pennsylvania Future (PennFuture) (Collectively, Environmental Petitioners). In

addition, on October 29, 2025, the CGC filed a Motion for Leave to Amend Petition for the purpose of updating the list of participating entities.

On October 30, 2025, the CGC filed a Prehearing Memorandum.

On October 31, 2025, Petitions to Intervene were filed by the following parties: Retail Energy Supply Association (RESA), Professional Dairy Managers of PA (PDMP), Walmart, and Sustainable Energy Fund (SEF).

Additionally, on October 31, 2025, Formal Complaints were filed by PP&L Industrial Compliance Alliance (PPLICA) and Convergent Energy and Power LP (Convergent), which were docketed at C-2025-3058271 and C-2025-3058300 respectively.

On October 31, 2025, prehearing memoranda were filed by the following parties: PPL, I&E, OCA, OSBA, CAUSE-PA, CEO, EJA, Joint Solar Advocates, Environmental Petitioners, Dimension, RESA, PDMP, Walmart, PPLICA, Convergent, and Mr. Epstein.

On November 3, 2025, POWER Interfaith and Physicians for Social Responsibility Pennsylvania (PSRPA) filed a Petition to Intervene in this proceeding.¹

On November 4, 2025, the United States Department of Defense and all other Federal Executive Agencies (DOD) filed a Petition to Intervene in this proceeding. Separately on that date, Lt. Colonel Carlos S. Ramirez-Vazquez, Esq., on behalf of the DOD, filed a Motion for Admission *Pro Hac Vice*, pursuant to 52 Pa.Code §§ 1.22 and 1.23 and Pa. B.A.R. 301(a), on behalf of John J. McNutt, Esq, requesting that he be admitted for purposes of representing the DOD in this proceeding.

Also on November 4, 2025 Daniel B. Markind, Esq., on behalf of Dimension PA 1 LLC, filed a Motion of Admission of Mitchell Kizner *Pro Hac Vice*, pursuant to 52 Pa.Code

¹ In the Petition, Power Interfaith and PSRPA advised that if their Petition is granted, they intended to join the EJA client group, participating in the presentation of a single set of testimony and briefing from EJA.

§§ 1.22 and 1.23 and Pa. B.A.R. 301(a), on behalf of Mitchell H. Kizner, Esq, requesting that he be admitted for purposes of representing Dimension PA1 LLC in this proceeding.

On November 5, 2025, IGS Solar filed a Petition to Intervene in this proceeding.

The prehearing conference convened as scheduled on November 5, 2025. The following parties were present and represented by the following counsel: Devin T. Ryan, Esquire, Alice A. Wade, Esquire, Hayley E. Wilburn, Esquire, Kimberly A. Klock, Esquire Michael J. Shafer, Esquire, David B. MacGregor, Esquire, for PPL; Michael A. Podskoch, Jr., Esquire, Adam J. Williams, Esquire, for I&E; Steven C. Gray, Esquire for OSBA; Christy M. Appleby, Esquire, Harrison W. Breitman, Esquire, Jacob D. Guthrie, Esquire, Josiah B. Harmar, Esquire, Jonathan Longhurst, Esquire for OCA; Joseph L. Vullo, Esquire for CEO; Ria M. Pereira, Esquire for CAUSE-PA; Daniel Garcia, Esquire, Brian Pulito, Esquire, Sarah M. Rambin, Esquire for CGC; Alan M. Selzter, Esquire, John F. Povilaitis, Esquire for Joint Solar Advocates; Devin McDougall, Esquire for EJA; Daniel B. Markind, Esquire for Dimension PA 1; Emma H. Bast, Esquire, Jessica R. O'Neill, Esquire, Michael Zimmerman, Esquire² for Environmental Petitioners; Lauren M. Burge, Esquire for RESA; Todd S. Stewart, Esquire for PDMP; Barry A. Naum, Esquire, Jamie L. Martines, Esquire for Walmart; Adeolu A. Bakare, Esquire, Victoria Geddis, Esquire for PPLICA; Judith Cassel, Esquire, Micah Bucy, Esquire, Whitney Snyder, Esquire, Kathryn Read-Fisher, Esquire for SEF; Susan E. Bruce, Esquire, Rebecca Kimmel, Esquire for Convergent; Lt. Colonel Carlos S. Ramirez-Vazquez, John J McNutt, Esquire for DOD; Renardo L. Hicks, Esquire, Bryce Beard, Esquire for IGS Solar; and Eric Joseph Epstein, *pro se*.

This Prehearing Order sets forth the procedural matters addressed during the Prehearing Conference.

² Although Michael Zimmerman, Esquire is listed as counsel with the Environmental Petitioners, he solely represents the EDF

ORDER

THEREFORE,

IT IS ORDERED:

1. That all Formal Complaints filed against the pending general rate increase are consolidated with docket number R-2025-3057164 for purposes of Commission investigation and disposition.

2. That the Petitions to Intervene filed by the Customer-Generator Coalition, the Commission on Economic Opportunity, Dimension PA 1, LLC, the Coalition for Community Solar Access and the Solar Energy Industries Association, the Energy Justice Advocates, including POWER Interfaith and Physicians for Social Responsibility Pennsylvania, the Environmental Defense Fund, the Natural Resources Defense Council, and Citizens' for Pennsylvania's Future, the Retail Energy Supply Association, the Professional Dairy Managers of PA, Walmart, the Sustainable Energy Fund, IGS Solar³ and Mr. Epstein, are granted.

3. That going forward, petitions to intervene, if not defective on their face, shall be deemed granted if not objected to within three business days after filing. If objected to, such pleadings will be addressed by order.

4. That the Motion for Admission *Pro Hac Vice* filed on November 4, 2025 by Lt. Colonel Carlos S. Ramirez-Vazquez, Esq., on behalf of John Joseph McNutt, Esq. is granted.

5. That John Joseph McNutt, Esq. is admitted *Pro Hac Vice* to represent the United States Department of Defense and all other Federal Executive Agencies in this proceeding pursuant to 52 Pa.Code §§ 1.22 and 1.23 and Pa. B.A.R. 301(a).

³ Counsel for IGS Solar appeared at the Prehearing Conference and submitted the Petition to Intervene at that time. No party has opposed IGS Solar's Petition to Intervene.

6. That the Motion for Admission *Pro Hac Vice* filed on November 4, 2025, by Daniel B. Markind, Esq., on behalf of Mitchell Kizner, Esq. is granted.

7. That Mitchell Kizner, Esq. is admitted *Pro Hac Vice* to represent Dimension PA 1 LLC in this proceeding pursuant to 52 Pa.Code §§ 1.22 and 1.23 and Pa. B.A.R. 301(a).

8. That the active parties of record as of the date of this Prehearing Order are PPL, I&E, OSBA, OCA, CEO, CAUSE-PA, CGC, Joint Solar Advocates, EJA, Dimension, Environmental Petitioners, RESA, Walmart, PPLICIA, PDMP, SEF, Convergent, DOD, IGS Solar, and Eric Epstein, *pro se*.

9. That any party that did not appear at the November 5, 2025 Prehearing Conference will be treated as an inactive participant to this proceeding. Inactive participants will receive our written orders, notices of hearings and copies of any Commission decisions and orders. Inactive participants will not participate in discovery, testify at the evidentiary hearing, cross-examine witnesses, or file briefs. Inactive parties may testify at public input hearings. Inactive participants will not receive copies of the hearing exhibits or briefs filed by the active participants. Any participant entering their appearance after the November 5, 2025, Prehearing Conference must designate whether they want to be treated as an active participant in writing to us and the current participants of record; otherwise, said party will be treated as an inactive participant.

10. That the active parties shall receive all documents and shall copy all other active parties on documents they file with the Commission or serve on us. The active parties are expected to conduct discovery, attend hearings, or present or cross-examine witnesses, as appropriate. The active parties shall serve the documents so that the documents are received in-hand by the active parties and us no later than 4:30 p.m. on the dates listed. Active parties may serve the documents via e-mail to meet this requirement. Active parties shall not file testimony with the Commission but shall file a certificate of service.

11. That the active parties are reminded to address in this proceeding the issues identified in the Statement of Vice Chair Kimberly Barrow dated October 23, 2025.

12. That our informal e-mail distribution list for the active parties in this proceeding is as follows. Any changes or corrections should be communicated to us, via e-mail, as soon as possible. Please include our legal assistants, Pamela McNeal and Eric Ball, on anything you send to us.

Party	Counsel	e-mail
PPL	Kimberly A. Klock, Esquire	kklock@pplweb.com
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OALJ	Pamela McNeal	pmcneal@pa.gov
OALJ	Eric Ball	eball@pa.gov

13. That the following schedule is adopted for this proceeding:

Non-Company Direct Testimony	December 22, 2025
Settlement Conference	January 6, 2026
All parties' Rebuttal Testimony	January 23, 2026
Settlement Conference	January 27, 2026
Settlement Conference	February 3, 2026
All parties' Surrebuttal Testimony	February 9, 2026
Written Rejoinder or Outlines	February 13, 2026
Evidentiary Hearings	February 17-20, 2026
Main Briefs	March 10, 2026
Reply Briefs	March 20, 2026

14. That the February 17, 2026 – February 20, 2026 evidentiary hearings will be held in-person in Harrisburg. The initial day will commence at 10:00 a.m.; the subsequent days will commence at 9:00 a.m. An evidentiary hearing notice will be issued and published on the Commission's website. Parties will complete the daily witness listing and cross-examination grid as directed.

15. That four in-person public input hearings and two telephonic public input hearings are tentatively scheduled for the weeks of December 8, 2025, and December 15, 2025. Detailed notice of the public input hearings will be issued once the times, dates, and locations for the public input hearings are set.

16. That any evidentiary hearing in this matter constitutes a formal legal proceeding and will be conducted in accordance with the Commission's Rules of Administrative Practice and Procedure, as well as the rules of evidence as applied to administrative hearings.

17. That written testimony shall comply with the requirements of 52 Pa.Code § 5.412 and shall be marked with numerical, sequential statement numbers.

18. That any motions with respect to, or objections to, written testimony must be presented in writing no later than three days prior to the day that the witness sponsoring that testimony is scheduled to testify. Answers to such motions or objections may be filed within three days or sooner if circumstances warrant. Oral motions, other than for good cause, shall not be accepted.

19. That all parties shall comply with the provisions of 52 Pa.Code § 5.243(e) which prohibits the introduction of evidence during rebuttal which should have been included in the party's case-in-chief or which substantially varies from the party's case-in-chief, unless the party is introducing evidence in support of a proposed settlement.

20. That discovery shall be conducted according to the Commission's rules and regulations at 52 Pa. Code § 5.321 *et seq*, subject to the following modifications:

Effective November 5, 2025:

- A. Answers to written interrogatories and requests for document production, entry for inspection, or other purposes shall be served in-hand within ten (10) calendar days of service.

- B. Objections to interrogatories and/or requests for production shall be communicated orally to the propounding party within three (3) calendar days of service of the interrogatories; unresolved objections shall be served in writing to the propounding party within five (5) calendar days of service of the interrogatories and/or requests for production.

- C. Motions to dismiss objections and/or direct the answering of interrogatories and/or requests for production shall be filed within five (5) business days of service of written objections.

- D. Answers to motions to dismiss objections and/or answering of interrogatories and/or requests for production shall be filed within three (3) business days of service of such motions.

- E. Requests for admissions will be deemed admitted unless answered within ten (10) calendar days or objected to within five (5) calendar days of service.

- F. Answers to on-the-record data requests shall be served in-hand within five (5) calendar days of the requests.

- G. Any discovery or discovery-related pleadings (such as objections, motions, and answers to same) served after 4:30 p.m. Monday through Thursday or after 1:30 p.m. on a Friday or the day before a holiday will be deemed to have been served on the next business day for purposes of calculating the due date for any responsive filing.

- H. A party desiring to take the deposition of a person upon oral examination shall give ten (10) days notice in writing to the active party and the presiding officer.
- I. An objection to the notice of deposition may be filed within five (5) days of service of the notice.

After rebuttal is served:

- A. Answers to interrogatories and responses to requests for document production, entry for inspection, or other purposes shall be served within five (5) calendar days of service of the interrogatories or requests for production.
- B. Objections to interrogatories and/or requests for production shall be communicated orally to the propounding party within two (2) calendar days of service; unresolved objections shall be served on the propounding party in writing within three (3) calendar days of service of the interrogatories and/or requests for production.
- C. Motions to dismiss objections and/or direct the answering of interrogatories and/or requests for production shall be filed within three (3) business days of service of written objections.
- D. Answers to motions to dismiss objections and/or direct the answering of interrogatories and/or requests for production shall be filed within three (3) business days of service of such motions.

- E. Requests for admission shall be deemed admitted unless answered or objected to within three (3) calendar days of service.
- F. Discovery requests and discovery related pleadings (such as objections, motions, and answers to same) served after 4:30 p.m. Monday through Thursday or after 1:30 p.m. on a Friday or the day preceding a holiday shall be deemed to have been served on the next business day.

21. That the parties shall conduct discovery pursuant to 52 Pa.Code §§ 5.321-5.373, as modified above. The parties are encouraged to cooperate and exchange information on an informal basis. The parties shall cooperate rather than engage in numerous or protracted discovery disagreements that require formal resolution. All motions to compel shall contain a certification by counsel setting forth the informal discovery undertaken and their efforts to resolve their discovery disputes informally. If a motion to compel does not contain this certification, the parties will be directed to pursue informal discovery. There are limitations on discovery and sanctions for abuse of the discovery process. 52 Pa.Code §§ 5.361, 5.371-5.372.

22. That the parties shall stipulate to any matters they reasonably can to expedite this proceeding, lessen the burden of time and expenses in litigation on all parties and conserve administrative hearing resources. 52 Pa.Code §§ 5.232 and 5.234.

23. That the parties should do their best to avoid the use of **Confidential Security Information (CSI)**, as defined by 35 P.S. § 2141 et seq., in this proceeding. Where possible, the parties should develop alternative means of introducing information into the record, such as joint stipulations or redaction when proposing testimony or exhibits. If the parties cannot avoid the use of CSI, the parties are to contact the presiding ALJs in advance of any submission, and prior to the evidentiary hearing.

24. That the parties must comply with 52 Pa. Code §§ 5.501, *et seq.*, regarding the preparation and filing of briefs. 52 Pa. Code § 5.501(e) requires that “[b]riefs shall be as concise as possible.” **All briefs must be written pursuant to an identical outline.** Service of briefs can be made electronically by no later than 4:30 p.m. on the dates listed. Parties are directed to e-mail to us a copy of their as-filed briefs in ADOBE or other compatible PDF format in addition to a WORD-formatted document. The format of the briefs served electronically on the parties may be as requested by the parties.

25. That all briefs, regardless of length, must contain:

- A. A table of contents;
- B. A history of the proceeding;
- C. A discussion;
- D. Proposed findings of fact (with record citations to transcript pages or exhibits where supporting evidence appears);
- E. Proposed conclusions of law (with citations to supporting statutes, regulations or relevant case law);
and
- F. Proposed ordering paragraphs specifically identifying the relief sought.

26. That all briefs are to comply with the “Instructions for Briefs” attached as Appendix A to this Order. Also, **Rate Case Tables** will be electronically provided to the parties. These Tables **must** be used by PPL and all active parties in this proceeding. A party’s failure to follow these instructions in the smallest detail will result in non-consideration of that party’s position, regardless of where the record may support it or the position of any other party to this proceeding.

27. That we will issue a briefing order with further instructions following the evidentiary hearings in this case.

28. That the parties are to confer amongst themselves in an attempt to resolve all or some of the issues associated with this proceeding. The parties are reminded it is the Commission's policy to encourage settlements. 52 Pa. Code §5.231(a). The parties are strongly urged to seriously explore this possibility. If a settlement is reached, a joint settlement petition executed by representatives of all parties to be bound thereby, together with statements in support of settlement by all signatory parties, must be filed with the Secretary for the Commission and served on us.

29. That the parties shall comply with the procedural rules and regulations discussed herein.

30. That any provision of this order may be modified upon motion and good cause shown by any party in interest in accordance with 52 Pa.Code § 5.223(a).

Date: November 14, 2025

/s/
Christopher P. Pell
Deputy Chief Administrative Law Judge

/s/
Barbara Shadie Nause
Administrative Law Judge

APPENDIX A

APPENDIX A INSTRUCTIONS FOR BRIEFS

Each brief shall follow the general organization shown herein.

Adjustments contained in each brief shall:

- a. Be based on a specific test year, to be selected before the close of record;
- b. be complete and self-contained;
- c. include accurate reference to the appropriate record sources;
- d. be on a before-income-tax basis;
- e. be detailed to demonstrate the step-by-step calculation of that adjustment together with appropriate accurate record references;
- f. include concomitant rate base, revenue, expense, depreciation expense, and tax adjustments set forth, together with the details of their calculation;
- g. include with the brief those calculations which are the basis for proposed adjustments but which are incomplete on the record.

Tables showing all proposed rate base and income adjustments shall be submitted with each brief which includes such adjustments.

STANDARD FORMAT

- I. Introduction
- II. Summary of Argument
- III. Rate Base
 - A. Fair Value
 - B. Plant in Service
 - C. Depreciation Reserve
 - D. Additions to Rate Base
 - E. Conclusion
- IV. Revenues
- V. Expenses
- VI. Taxes
- VII. Rate of Return
- VIII. Miscellaneous Issue(s)
- IX. Rate Structure
 - A. Cost of Service
 - B. Revenue Allocation
 - C. Tariff Structure
 - D. Summary and Alternatives

Conclusion

R-2025-3057164 – PENNSYLVANIA PUBLIC UTILITY COMMISSION v. PPL ELECTRIC UTILITIES CORPORATION Revised (November 14, 2025)

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