

**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
Rik Bhattacharyya	:	C-2025-3058846
Safiyah Junaid	:	C-2025-3058982
Stacey Kimmel-Smith	:	C-2025-3059151
John Gadomski	:	C-2025-3059330
v.	:	
	:	
	:	
PPL Electric Utilities Corporation	:	

**SECOND INTERIM ORDER ESTABLISHING THE PARTIES' PROPOSED
MODIFICATIONS TO THE LITIGATION SCHEDULE TO ADDRESS THE
MAXIMUM REGISTERED PEAK LOAD ISSUE**

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.

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.

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 §§ 1.22 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*.

On November 14, 2025, we issued Prehearing Order #1 for this proceeding.

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

On November 17, 2025, the Commission issued a public input hearing notice for a series of six public input hearings to be held as follows:

- December 8, 2025 – one evening in-person public input hearing in Scranton, PA;
- December 9, 2025 – one evening in-person public input hearing in Catasauqua, PA;
- December 10, 2025 – one evening in-person public input hearing in Harrisburg, PA;
- December 11, 2025 – one evening in-person public input hearing in Lancaster, PA; and
- December 15, 2025 – two telephonic public input hearings.

On December 4, 2025, the Commission issued a second public input hearing notice reflecting the addition of an evening public input hearing on December 18, 2025, in Wilkes Barre, PA.

On December 16, 2025, we issued Prehearing Order #2 directing that Supplemental Direct testimony in this proceeding to address public input hearing testimony provided during the December 18, 2025, public input hearing was due on or before December 30, 2025.

On December 18, 2025, the Commission issued an In-Person Evidentiary Hearing Notice for evidentiary hearings on February 17, 18, 19, and 20, 2026.

The public input hearings were held as scheduled. A total of 97 people testified during the public input hearings.

The active parties to this proceeding submitted testimony in accordance with the litigation scheduled adopted during the November 5, 2025, Prehearing Conference and memorialized in our Prehearing Order #1.

On January 12, 2026, we issued Prehearing Order #3, granting the CGC's October 29, 2025, Motion to Amend Petition to Intervene and December 2, 2025, Motion to Amend Petition to Intervene.

On February 3, 2026, we issued our Interim Order Granting Protective Order in this proceeding.

On the morning of Friday, February 13, 2026, Devin Ryan, Esq., Counsel for PPL, emailed us and the parties to alert us to errors contained within the exhibits submitted with the Direct Testimony of PPL witness Andrew Castanaro. Mr. Ryan explained that PPL Electric Exhibit AC-1 used the wrong cancellation rate, as the underlying formula should have discounted the expected generation by 36% but instead did not discount the expected generation at all. Mr. Ryan explained that this mistake effectively overstated the amount of expected generation in the modeled scenario.

Mr. Ryan further indicated that the Company undercounted the amount of generation expected from no-load customer-generators in PPL Exhibits AC-1 through AC-3. Specifically, the original exhibits only included the excess generation from distribution Rate GS-3 no-load customer-generators served under default service Rate GSC-1 and failed to include the excess generation from distribution Rate LP-4 no-load customer-generators served under default service Rate GSC-1. Per Mr. Ryan, the Rate LP-4 no-load customer-generators were mistakenly excluded because they are Large C&I customers for the purposes of distribution rates but Small C&I customers for default service. The Rate LP-4 no-load customer-generators should have been included in the excess generation figures because these customers currently have less than 100kW of peak demand, and their excess generation costs would be recovered through the Rate GSC-1 default service rate. According to Mr. Ryan, this error resulted in a large understatement of the kWh generation data and the related PTC and compensation figures.

Mr. Ryan acknowledged that these errors were discovered on Tuesday, February 10, 2026, that PPL made the other parties who submitted testimony on the MRPL issue aware of these errors, and also that the Company would be preparing corrected and updated analyses. Mr. Ryan indicated that the Company prepared the corrected and updated analyses and distributed those analyses to all parties on the evening of Thursday, February 12, 2026.

Lastly, Mr. Ryan noted that the Company recognizes the other parties must have an opportunity to review and respond to the Company's corrections and updates so that there are not any due process concerns. Mr. Ryan advised that the Company is committed to developing a proposed process that will ensure no parties' due process rights are violated, and that the Company would continue to work with the parties to develop a consensus on that process.

Mr. Ryan submitted a follow-up email on the afternoon of February 13, 2026, advising that the active parties had been discussing a potential Motion to Sever the Maximum Registered Peak Load (MRPL) proposal from the base rate case. Mr. Ryan advised doing so would establish a separate proceeding where the parties would have a full and fair opportunity to engage in discovery, submit testimony, and litigate the MRPL proposal in light of Mr. Castanaro's corrections and updates. Mr. Ryan further advised that the MRPL issue does not affect the Company's base rate revenue increase, so it can be adjudicated in a separate proceeding. However, Mr. Ryan indicated that, while several parties either support or do not oppose this proposal, not all parties had taken a position on this proposal.

By email issued to the parties on the evening of February 13, 2026, we advised Mr. Ryan and the parties that we would need to know the position of all parties on the request. Moreover, we asked if the MRPL would be more appropriately addressed as part of PPL's next Default Service Proceeding. Lastly, we asked if addressing the MRPL as the subject of its own separate proceeding raises any possibility or concern that a separate proceeding on this single issue might be considered single issue ratemaking.

Also on February 14, 2026, Mr. Ryan advised that nearly all the active parties in this case either support or do not oppose the request to sever the MRPL issue from the case, including several parties who submitted testimony on the MRPL issue, specifically, PPL, OCA, OSBA, CAUSE-PA, JSA, and Walmart. Mr. Ryan further advised that the only parties who had expressed opposition as of the time of his email were CGC and Dimension, as PDMP had not yet taken a position.

Subsequent to Mr. Ryan's email, we received an email from Mitchell Kizner, Esq., Counsel for Dimension, who advised that Dimension will not oppose a Motion to Sever. Mr. Kizner advised that Dimension takes no position on the matter.

During the late afternoon of February 14, 2026, PPL filed its Motion to Sever the MPRL from the Rate Case. Due to the evidentiary hearings commencing on February 17, 2026, PPL requested an expedited answer deadline of February 15, 2026.

By email issued on February 14, 2026, we advised the active parties that answers to PPL's Motion to Sever were due by 3:00 p.m. on February 15, 2026. Responses were submitted by CAUSE-PA, OCA, OSBA, Walmart, JSA, PDMP, and CGC.

By email issued to the parties on February 16, 2026, we advised the parties that we would hear brief oral argument from the interested parties on the Motion to Sever the MPRL from the Rate Case at the outset of the hearing on Tuesday, and that we would address the Motion following oral argument.

On February 17, 2026, the first day of the evidentiary hearings commenced. The following parties, with their respective counsel, were present: PPL, I&E, OSBA, OCA, CEO, CAUSE-PA, CGC, JSA, EJA; Dimension PA 1, Environmental Intervenors, RESA, PDMP, Walmart, PPLICIA, SEF, Convergent and IGS Solar.

Following discussion on how to address the MRPL issue going forward, the parties agreed to a modified litigation schedule that would allow the parties to address the issue and keep the Reply Brief deadline intact. Also, the parties proposed a modification to the discovery rules that would require answers to interrogatories and requests for production of documents to be due within two days of service. Moreover, PPL committed to be responsive to informal discovery requests to help expedite the discovery process. As all parties agreed with these proposed modifications, and since the proposal preserved our Reply Brief deadline, we adopted the modified litigation schedule and discovery rule modification.

This Second Interim Order sets forth the procedural modifications adopted during the February 17, 2026, hearing.

ORDER

THEREFORE,

IT IS ORDERED:

1. That the procedural schedule in this matter is modified, as follows, to address the MRPL issue:

Surrejoinder Testimony	March 2, 2026
Sur-Surrejoinder Testimony	March 6, 2026
Hearing	March 9, 2026
Main Brief on Non-MRPL Issues	March 10, 2026
Main Brief on MRPL Only	March 16, 2026
Reply Briefs on All Issues	March 20, 2026

2. That answers to interrogatories and requests for production of documents will be due within two days of service.

3. That briefing instructions related to the MRPL issue will be addressed in a separate Briefing Order applicable to all issues in this proceeding.

**R-2025-3057164 – PENNSYLVANIA PUBLIC UTILITY COMMISSION v. PPL
ELECTRIC UTILITIES CORPORATION** Revised (February 4, 2026)

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