

**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	:	

BRIEFING ORDER

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*.

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

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:

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

- 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 February 17, 2026, the first day of the evidentiary hearing 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, PPLICA, SEF, Convergent and IGS Solar. A modified litigation schedule was adopted at the outset of the hearing to address problems that arose with PPL's Maximum Registered Peak Load (MRPL) proposal which provides for two additional rounds of pre-served testimony on the MRPL issue, and a one-day hearing on March 9, 2026.

Also during the February 17, 2026, hearing, the following occurred: PPL, I&E, OCA, OSBA, CEO, CAUSE-PA, CGC, EJA, Environmental Intervenors, RESA, Walmart, PPLICA, SEF, Convergent, and IGS Solar moved for the admission of their pre-served testimony and exhibits into the record;³ one witness each for PPL and OCA were cross-examined; and various housekeeping matters were discussed. Included in those housekeeping matters, the parties were reminded that briefs must be filed according to the schedule established in our Prehearing Order #1, subject to modifications adopted during the evidentiary hearing. We also advised the parties that we would subsequently issue a briefing order.

ORDER

THEREFORE,

IT IS ORDERED:

1. That Main Briefs of the parties addressing all issues except the MRPL issue are due on or before Tuesday, March 10, 2026;

³ JSA and PDMP will move for the admission of their respective witnesses' testimony and exhibits, which relate to the MRPL issue, during the further hearing on March 9, 2026. Additionally, Walmart entered its witness' Direct Testimony but will move for the admission of the witness' Rebuttal and Surrebuttal Testimony during the March 9, 2026, hearing.

2. That Main Briefs addressing only the MRPL issue are due on or before Monday, March 16, 2026.
3. That Reply Briefs are due on or before Friday, March 20, 2026;
4. That Main Briefs filed on Tuesday March 10, 2026, and March 16, 2026, combined, may not exceed 110 pages in length;
5. That Reply Briefs may not exceed 85 pages in length;
6. That the briefs must substantially comply with the Commission's regulations at 52 Pa.Code §§ 5.501, 5.502;
7. That the briefs must contain: (a) a concise statement or counter-statement of the case; (b) an argument, with sufficient citations to record evidence, preceded by a summary; and (c) a conclusion with requested relief;
8. That Main Briefs shall include (a) proposed Findings of Fact, together with page references to statements of testimony and exhibits; (b) proposed Conclusions of Law, together with legal citations and (c) proposed Ordering Paragraphs;
9. That Proposed Findings of Fact, proposed Conclusions of Law, and proposed Ordering Paragraphs do not count towards the combined 110 page limit for Main Briefs;
10. That all parties must use a common outline for Main and Reply Briefs;
11. That all parties must complete the Excel tables provided by email on November 21, 2025, and submit the tables along with the Main Briefs;

12. That if a party submits a brief containing confidential information, the party must submit two versions of the brief: (1) one version conspicuously marked as containing confidential information, only to be served to the ALJs and those active parties that have executed Appendices A and/or B to the Protective Order issued in this proceeding; and (2) a second, public version with all confidential information redacted. When filing a brief containing confidential information, parties must clearly indicate to the Commission's Secretary's Bureau that the brief contains confidential information to ensure that the brief is not published on the Commission's website, and to ensure that it is appropriately filed.

13. That the parties shall file the original copy of the Main Brief addressing Non-MRPL Issues with the Commission no later than 4:30 p.m. on March 10, 2026;

14. That the parties shall file the original copy of the Main Brief addressing the MRPL issue only with the Commission no later than 4:30 p.m. on March 16, 2026;

15. That the parties shall file the original copy of the Reply Brief with the Commission no later than 4:30 p.m. on the date due;

16. That any brief not filed and served on or before the dates set forth above will not be accepted except by special permission;

17. That if a brief contains a citation to an unreported decision which is not available on LEXIS or the Commission's website, a copy of that unreported decision must be appended to the brief;

18. That the parties are reminded that they are to e-mail us a copy of their as-filed briefs in a WORD-formatted document in addition to ADOBE or other compatible PDF format;

19. That the parties are advised not to include any extra-record evidence in their briefs; and

20. That if any party fails to follow these instructions in the smallest detail, that party's position will not be considered, regardless of where the record may support it or the position of any other party to this proceeding.

Date: February 19, 2026

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

/s/
Barbara Shadie Nause
Administrative Law Judge

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

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