

Stevens & Lee

17 N. Second Street, 16th Floor
Harrisburg, PA 17101
(717) 234-1090
www.stevenslee.com

Direct Dial: (717) 724-3445
Email: nicholas.stobbe@stevenslee.com
Direct Fax: (610) 236-4915

March 9, 2026

VIA ELECTRONIC FILING

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

**RE: Petition of FirstEnergy Pennsylvania Electric Company for Approval of its Default Service Program for the Period of June 1, 2027 to May 31, 2031
Docket No. P-2026-3060298**

Dear Secretary Homsher:

Enclosed for filing on behalf of Sunrise Airport Road LLC, Sunrise Forrester Road LLC, Sunrise Franklin Road LLC, Sunrise Harlansburg Road LLC, Sunrise Hendersonville Road LLC, Sunrise McCurdy Road LLC, Sunrise Perry Highway LLC, Sunrise Sandy Lake Greenville Road LLC, Sunrise Sandy Lake Polk Road LLC, and Sunrise Springfield Church Road LLC (collectively, the “Customer-Generator Coalition” or “CGC”) is the Joint Petition to Intervene in the above-referenced proceeding.

Copies are being provided in accordance with the enclosed Certificate of Service.

Very truly yours,

STEVENS & LEE



Nicholas A. Stobbe

Enc.

Cc: Deputy Chief Administrative Law Judge Mark A. Hoyer (*via email* - mhoyer@pa.gov)
Administrative Law Judge Erin L. Gannon (*via email* - egannon@pa.gov)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of FirstEnergy Pennsylvania :
Electric Company for Approval of Default : Docket No. P-2026-3060298
Service Program for the Period from :
June 1, 2027 to May 31, 2031 :

**JOINT PETITION TO INTERVENE OF SUNRISE AIRPORT ROAD LLC, SUNRISE
FORRESTER ROAD LLC, SUNRISE FRANKLIN ROAD LLC, SUNRISE
HARLABURG ROAD LLC, SUNRISE HENDERSONVILLE ROAD LLC, SUNRISE
MCCURDY ROAD LLC, SUNRISE PERRY HIGHWAY LLC, SUNRISE SANDY LAKE
GREENVILLE ROAD LLC, SUNRISE SANDY LAKE POLK ROAD LLC, AND
SUNRISE SPRINGFIELD CHURCH ROAD LLC**

AND NOW COME, Sunrise Airport Road LLC, Sunrise Forrester Road LLC, Sunrise Franklin Road LLC, Sunrise Harlabsburg Road LLC, Sunrise Hendersonville Road LLC, Sunrise McCurdy Road LLC, Sunrise Perry Highway LLC, Sunrise Sandy Lake Greenville Road LLC, Sunrise Sandy Lake Polk Road LLC, and Sunrise Springfield Church Road LLC (collectively, the “Customer-Generator Coalition” or “CGC”), by and through their counsel, pursuant to 52 Pa. Code § 5.71. *et. seq.*, and file this Joint Petition to Intervene (“Petition”) in the above-captioned proceeding before the Pennsylvania Public Utility Commission (“Commission”). In support of this Petition, the CGC avers as follows:

I. BACKGROUND

1. On February 3, 2026, FirstEnergy Pennsylvania Electric Company (“FirstEnergy” or the “Company”) filed a Petition for Approval of Default Service Plan (“DSP Petition”) at the above-referenced docket which contained proposed terms and conditions under which FirstEnergy would procure and supply default electric service between June 1, 2027, and May 31, 2031.¹

¹ *Petition of FirstEnergy Pennsylvania Electric Company for Approval of its Default Service Program for the Period June 1, 2027 to May 31, 2031*, Docket No. P-2026-3060298 (Petition filed Feb. 3, 2026).

2. On February 10, 2026, the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania (“CAUSE-PA”) filed a Petition to Intervene and Answer.

3. Also on February 10, 2026, the Commission issued a Call-In Telephonic Prehearing Conference Notice, scheduling a Telephonic Prehearing Conference for March 19, 2026, at 10:00 a.m.

4. On February 11, 2026, the Office of Small Business Advocate (“OSBA”) filed a Notice of Appearance.

5. On February 12, 2026, the Office of Consumer Advocate (“OCA”) filed a Notice of Appearance.

6. On February 18, 2026, the OSBA filed a Withdrawal of Appearance.

7. On or around February 18, 2026, Deputy Chief Administrative Law Judge Mark A. Hoyer and Administrative Law Judge Erin L. Gannon (collectively, the “ALJs”) issued a Prehearing Conference Order.

8. On February 19, 2026, Penn Renewables LLC (“Penn Renewables”) filed a Petition to Intervene.

9. On February 20, 2026, the OSBA filed a Notice of Intervention, Public Statement, and Verification.

10. On February 23, 2026, Shipley Choice, LLC d/b/a Shipley Energy and Interstate Gas Supply, LC d/b/a IGS Energy filed a Petition to Intervene.

11. On February 24, 2026, the Met-Ed Industrial Users Group (“MEIUG”), the Penelec Industrial Customer Alliance (“PICA”), and the West Penn Power Industrial Intervenors (“WPPII”) filed a Joint Petition to Intervene.

12. On March 5, 2026, Dimension PA 1 LLC (“Dimension”) filed a Petition to Intervene.

II. PROPOSED INTERVENOR

13. The CGC is a group of customer-generators engaged in the development, ownership, and operation of solar photovoltaic (“PV”) power generation throughout the Commonwealth of Pennsylvania, including within FirstEnergy’s service territory.

14. The attorney for the CGC in this matter is:

Nicholas A. Stobbe, Esq.
Attorney I.D. 329583
Stevens & Lee, P.C.
17 N. 2nd St., 16th Fl.
Harrisburg, PA 17101
Tel. (717) 724-3445
Fax (610) 236-4915
nicholas.stobbe@stevenslee.com

III. THE CGC MEETS THE STANDARDS FOR INTERVENTION

15. The CGC meets the standards for intervention set forth in 52 Pa. Code § 5.72(a). The CGC possesses an “interest 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).

16. The Commission’s regulations also allow intervention where participation of person may be in the public interest. 52 Pa. Code § 5.72(a)(3). A “person” includes a corporation and an association. 52 Pa. Code § 5.72(a)(c).

17. The CGC’s members actively own and operate solar photovoltaic generation projects in FirstEnergy’s service territory that are eligible for net-metering under 52 Pa. Code § 75.13 and have executed Interconnection Service Agreements (“ISAs”) under FirstEnergy’s Commission-approved interconnection rules.

18. Specifically, members of the CGC have constructed and are currently operating the following net-metering PV installations in FirstEnergy service territory:

Entity	County	Generation Capacity
Sunrise Airport Road LLC	Mercer County	3 MWac
Sunrise Forrester Road LLC	Mercer County	3 MWac
Sunrise Franklin Road LLC	Mercer County	3 MWac
Sunrise Harlansburg Road LLC	Lawrence County	3 MWac
Sunrise Hendersonville Road LLC	Mercer County	3 MWac
Sunrise McCurdy Road LLC	Mercer County	3 MWac
Sunrise Perry Highway LLC	Mercer County	3 MWac
Sunrise Sandy Lake Greenville Road LLC	Mercer County	3 MWac
Sunrise Sandy Lake Polk Road LLC	Mercer County	3 MWac
Sunrise Springfield Church Road LLC	Mercer County	3 MWac
Total Generation of all Active Projects:	30 MWac	

19. The CGC is directly affected by FirstEnergy’s Maximum Registered Peak Load (“MRPL”) proposal, which seeks to classify customers’ net demand contribution impact to FirstEnergy’s default service procurement activity based upon the “net power flow from or into the Company’s distribution system.”²

20. FirstEnergy’s MRPL proposal, if approved, would alter the method of assigning rate classes for customer-generators like the members of the CGC.

² See FirstEnergy Exhibit DMY-6.

21. More specifically, for customer-generators with an MRPL of 100 kW and above – which all the installations noted above would classify under FirstEnergy’s proposal – excess generation would be paid out on FirstEnergy HP Rider Rate, rather than the now-applicable Price to Compare (“PTC”) Rider rate.

22. Unlike the currently applicable PTC Rider rate, moving the CGC’s ten (10) existing installations to the HP Rider rate would result in these projects being compensated for excess generation at the real-time Locational Marginal Price (“LMP”).

23. For existing net-metering generation, like the installations noted in Paragraph 18, *supra*, FirstEnergy proposes to reclassify those customers beginning on June 1, 2029.

24. This change will materially and adversely affect the CGC’s existing and planned projects in several ways including but not limited to: (1) reducing the compensation value of exported excess generation; (2) increasing expected revenue volatility; and (c) wholly undermining the economic modelling and assumptions used by the CGC in financing and contractual arrangements.

25. The CGC further submits that FirstEnergy’s MRPL proposal violates the Alternative Energy Portfolio Standards (“AEPS”) Act, 73 P.S. § 1648.1, *et seq.*, the Commission’s regulations, and the Public Utility Code.

26. FirstEnergy’s MRPL proposal also discriminates against customer-generators in violation of 66 Pa. C. S. § 1502, by imposing costs that are not borne by similarly situated non-generating customers and by effectively reclassifying small businesses, schools, and public institutions with behind-the-meter generation into a higher-cost service group. Such treatment is incompatible with the non-discriminatory access and least-cost procurement principles codified in 66 Pa. C. S. § 2807(e)(3.4).

27. Additionally, FirstEnergy’s MRPL proposal conflicts with the clear requirements of 52 Pa. Code § 75.13, which mandates that “[a]n EDC and DSP shall credit a customer-generator at the full retail kilowatt-hour rate, which shall include generation, transmission and distribution charges, for each kilowatt-hour produced by a Tier I or Tier II resource installed on the customer-generator’s side of the electric revenue meter.” Under this framework, customer-generators must receive credit at the full retail rate—including all bundled components—for every kilowatt-hour produced and supplied to the grid, with any excess generation carried forward and credited in subsequent billing periods at the same retail value. FirstEnergy’s MRPL proposal, if approved, would violate this requirement by compensating customer-generators at a wholesale LMP rate, not the full retail rate, which is inclusive of distribution and transmission components.

28. The CGC is seeking intervenor status in this proceeding because FirstEnergy’s MRPL proposal, if approved, would radically alter the compensation framework for the CGC’s existing and future projects, which are premised on the plain reading of AEPS Act’s standards and FirstEnergy’s Tariff at the time the ISAs were executed.

29. The CGC also has a concerted interest in ensuring that the proposals of other parties advanced in this proceeding do not affect the CGC’s ability to viably operate within FirstEnergy service territory.

30. The CGC also seeks to ensure that the outcome in this proceeding comports with the AEPS Act’s statutory requirements, 73 P.S. §§ 1648.1, *et seq.*, the Commission’s net-metering regulations, 52 Pa. Code §§ 75.11-75.14, and the Commission’s non-discriminatory access and least-cost procurement principles codified in 66 Pa. C.S. § 2807(e)(3.4).

31. The CGC’s interests in this proceeding are unique and not adequately represented by existing or prospective intervenors, including other renewable energy developers who have

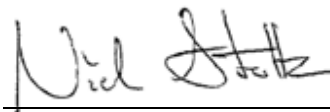
different numbers of projects, projects in different stages of development, and/or whose experience differs from those of the CGC.

32. Customer-generators like members of the CGC will be bound by the conclusions of the Commission in this proceeding, as well as whatever version of FirstEnergy's revised Tariff is approved. Thus, the CGC will be directly and substantially affected by the Commission's actions, which could reduce or eliminate the viability of the CGC's ten (10) existing projects currently operating in FirstEnergy's service territory.

33. The participation of the CGC in this proceeding is also in the public interest because its participation throughout the administrative process will enable it to contribute the valuable and unique insights of its members and offer a comprehensive presentation of the issues affecting it. Enabling the CGC to participate as an intervenor in this proceeding would also effectuate the development of a more complete record.

34. For the reasons set forth above, the CGC submits that it meets the requirements of 52 Pa. Code § 5.72, as both it and its individual members will be governed by the Commission's action in this proceeding, and its interests are not currently and cannot be effectively or accurately represented by any other party. As such, the CGC respectfully requests that its intervention be granted and that it be afforded full active party status in this proceeding.

WHEREFORE, Sunrise Airport Road LLC, Sunrise Forrester Road LLC, Sunrise Franklin Road LLC, Sunrise Harlansburg Road LLC, Sunrise Hendersonville Road LLC, Sunrise McCurdy Road LLC, Sunrise Perry Highway LLC, Sunrise Sandy Lake Greenville Road LLC, Sunrise Sandy Lake Polk Road LLC, and Sunrise Springfield Church Road LLC respectfully request that Deputy Chief Administrative Law Judge Mark A. Hoyer and Administrative Law Judge Erin L. Gannon, and the Pennsylvania Public Utility Commission grant the Joint Petition to Intervene in the above-captioned matter and afford full active party status throughout the pendency of this proceeding.



Nicholas A. Stobbe, Esq.
Attorney I.D. 329583
17 N. 2nd St., 16th Fl.
Harrisburg, PA 17101
Tel. (717) 724-3445
Fax (610) 235-4915
nicholas.stobbe@stevenslee.com

Dated: March 9, 2026

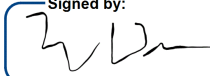
**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of FirstEnergy Pennsylvania :
Electric Company for Approval of Default : Docket No. P-2026-3060298
Service Program for the Period from :
June 1, 2027 to May 31, 2031 :

VERIFICATION

I, Bill DeLong, holding the position of Chief Financial Officer with Aspen Power Partners LLC, verify that the factual allegations contained in the foregoing Joint Petition to Intervene are true and correct to the best of my knowledge, information, and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsifications to authorities.

Date: 3/9/2026

Signed by:

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Bill DeLong

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PETITION OF FIRSTENERGY :
PENNSYLVANIA ELECTRIC :
COMPANY FOR APPROVAL OF ITS :
DEFAULT SERVICE PROGRAM FOR : Docket No. P-2026-3060298
THE PERIOD JUNE 1, 2027 TO MAY 31, :
2031 :
:

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing Joint Petition to Intervene upon the parties listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

VIA E-MAIL

<p>Kenneth M. Kulak, Esq. Brooke E. McGlinn, Esq. Morgan, Lewis & Bockius LLP 1701 Market Street Philadelphia, PA 19103-2921 ken.kulak@morganlewis.com brooke.mcglinn@morganlewis.com</p> <p><i>Counsel for FirstEnergy Pennsylvania Electric Co.</i></p>	<p>Tori L. Giesler, Esq. Angelina Umstead, Esq. FirstEnergy Service Company 2800 Pottsville Pike Reading, PA 19612-6001 tgiesler@firstenergycorp.com aumstead@firstenergycorp.com</p> <p><i>Counsel for FirstEnergy Pennsylvania Electric Co.</i></p>
<p>Harrison W. Breitman, Esq. Olivia M. Spergel, Esq. Katherine M. Kennedy, Esq. Office of Consumer Advocate 5th Floor Forum Place 555 Walnut Street Harrisburg, PA 17101-1923 HBreitman@paoca.org OSpergel@paoca.org KKennedy@paoca.org</p> <p><i>Counsel for OCA</i></p>	<p>Allison C. Kaster, Esq. Director & Chief Prosecutor Pennsylvania Public Utility Commission Bureau of Investigation and Enforcement Commonwealth Keystone Building 400 North Street Harrisburg, PA 17120 akaster@pa.gov</p> <p><i>Counsel for I&E</i></p>
<p>Rebecca Lyttle, Esq. Assistant Small Business Advocate Office of Small Business Advocate Forum Place 555 Walnut Street, 1st Floor</p>	<p>Susan E. Bruce, Esq. Charis Mincavage, Esq. Matthew Garber, Esq. Rebecca Kimmel, Esq. McNees Wallace & Nurick LLC</p>

<p>Harrisburg, Pennsylvania 17101 relyttle@pa.gov</p> <p><i>Counsel for OSBA</i></p>	<p>100 Pine Street P.O. Box 1166 Harrisburg, PA 17108 sbruce@mcneeslaw.com cmincavage@mcneeslaw.com mgarber@mcneeslaw.com rkimmel@mcneeslaw.com</p> <p><i>Counsel to MEIUG, PICA, and WPPH</i></p>
<p>Melissa A Chapaska, Esq. HMS Legal LLP 501 Corporate Circle, Suite 302 Harrisburg, PA 17110 machapaska@hmslegal.com</p> <p><i>Counsel for Penn Renewables LLC</i></p>	<p>Daniel B. Markind, Esq, Flaster Greenberg, PC 1717 Arch Street, Suite 3300 Philadelphia, PA 19103 Daniel.markind@flastergreenberg.com</p> <p><i>Counsel to Dimension PA 1 LLC</i></p>
<p>Elizabeth R. Marx, Esq. Lauren N. Berman, Esq. Ria M. Pereira, Esq. John W. Sweet, Esq. Levi A. Phillips, Esq. Pennsylvania Utility Law Project 118 Locust Street Harrisburg, PA pulp@pautilitylawproject.org</p> <p><i>Counsel for CAUSE-PA</i></p>	<p>Todd S. Stewart, Esq. HMS Legal LLP 501 Corporate Circle, Suite 302 Harrisburg, PA 17110 tsstewart@hmslegal.com</p> <p><i>Counsel for Shipley Choice, LLC and Interstate Gas Supply, LLC</i></p>
<p>Mitchell H. Kizner, Esq. Flaster Greenberg, PC Commerce Center 1810 Chapel Avenue W Cherry Hill, NJ 08002 mitchell.kizner@flastergreenberg.com</p> <p><i>Counsel to Dimension PA 1 LLC</i></p>	



Nicholas A. Stobbe

Dated: March 9, 2026