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March 20, 2026

**VIA ELECTRONIC FILING**

Matthew L. Homsher, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, Filing Room  
Harrisburg, PA 17120

**RE: Pennsylvania Public Utility Commission v. PPL Electric Utilities Corporation;  
Docket No. R-2025-3057164, et al.**

Dear Secretary Homsher:

Attached for filing with the Pennsylvania Public Utility Commission is Convergent Energy and Power LP's ("Convergent") Statement in Support of the Joint Petition for Non-Unanimous Settlement, in the above-referenced proceeding.

As evidenced by the attached Certificate of Service, all parties to this proceeding are being duly served with a copy of this document. Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Rebecca Kimmel'.

Rebecca Kimmel  
MCNEES WALLACE & NURICK LLC

Counsel to Convergent Energy and Power LP

c: The Honorable Barbara Shadie Nause (via email w/ enclosure)  
The Honorable Christopher Pell (via email w/ enclosure) Legal Assistant  
Eric Ball (via email w/ enclosure)  
Legal Assistant Pamela McNeal (via email w/ enclosure)  
Certificate of Service

## CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing documents upon the participants, listed below, in accordance with the requirements of Section 1.54 (relating to service by a participant).

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Rebeca Kimmel

*Counsel to Convergent Energy and Power LP*

Dated this 20<sup>th</sup> day of March, 2026, in Harrisburg, Pennsylvania.



(“CEO”), the Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania (“CAUSE-PA”), Convergent, Dimension PA 1 LLC (“Dimension”), U.S. Department of Defense and all other Federal Executive Agencies (“DOD/FEA”), Eric Joseph Epstein, the Environmental Intervenors (“EI” or “Environmental Intervenors”), the Energy Justice Advocates (“EJA”), the Joint Solar Advocates (“JSA”), PP&L Industrial Customer Alliance (“PPLICA”), the Retail Energy Supply Association (“RESA”), the Sustainable Energy Fund (“SEF”), and Walmart Inc. (“Walmart”) (collectively, the “Joint Petitioners”), have agreed upon the terms embodied in the aforementioned Joint Petition. Convergent offers this Statement in Support to demonstrate that the Settlement is in the public interest with respect to the issues Convergent raised in this proceeding and should be approved without modification.

## **I. INTRODUCTION**

On September 30, 2025, PPL Electric filed Original Tariff Electric – Pa. PUC No. 202 (“Tariff No. 202”) and Original Tariff Electric – Pa. P.U.C. No. 2S (“Tariff No. 2S”) with the Commission, requesting approval of an increase in annual base electric distribution revenue of \$356,271,443. PPL Electric provided supporting information, including prepared direct testimony and exhibits.

On October 31, 2025, Convergent filed a Complaint in response to PPL’s proposed tariffs. As noted in its Complaint, Convergent specializes in energy storage development, construction, and operation, focusing on customer-side, non-exporting behind-the-meter battery energy storage systems (“Non-exporting Battery Storage”) in PPL service territory and throughout the Commonwealth. Convergent was interested in clarity from PPL regarding its Tariff rules for customer-side development of behind-the-meter Non-exporting Battery Storage,

consistent with industry best practices, as well as evidence that the proposed tariff changes were just, reasonable, and not unduly discriminatory.

A Prehearing Conference was held on November 5, 2025, at which time various procedural matters were discussed, and a litigation schedule was established. Pursuant to that schedule, Convergent submitted Convergent Statement No. 1, Direct Testimony of Katie Guerry, and Convergent Statement No. SR-1, Surrebuttal Testimony of Katie Guerry.

The focus of Convergent’s Direct and Surrebuttal Testimony was to assess PPL’s implementation of its responsibilities to effectuate just and reasonable rates for customers in its service territory as PPL customers seek to deploy non-exporting battery storage systems behind the customer meter to support their reliability objectives and control their energy costs.

Administrative Law Judges (“ALJs”) Pell and Nause held an evidentiary hearing on February 17, 2026, as well as an additional telephonic evidentiary hearing specifically regarding the Maximum Registered Peak Load (“MRPL”) proposal on March 9, 2026.

In accordance with the Commission’s policy encouraging negotiated settlement of contested proceedings, the Joint Petitioners engaged in discussions to resolve the issues raised by the various parties. On March 6, 2026, the ALJs approved a procedural schedule for the filing of the Joint Petition, Statements in Support, Main Briefs, and Reply Briefs to address the non-settling party issues.

## **II. STANDARDS FOR APPROVAL OF SETTLEMENT**

The Commission has a strong policy favoring settlements. As set forth in the Commission’s regulations, “[t]he Commission encourages parties to seek negotiated settlements of contested proceedings in lieu of incurring the time, expense and uncertainty of litigation.” 52 Pa. Code § 69.391; *see also* 52 Pa. Code § 5.231. Consistent with the Commission’s policy,

the Joint Petitioners engaged in negotiations to resolve the issues raised in this proceeding. These ongoing discussions produced the foregoing Settlement.

The Joint Petitioners agree that approval of the proposed Settlement is in the best interest of PPL Electric's customers and of the Company, and, therefore, is in the public interest.

### **III. SETTLEMENT TERMS**

#### **A. Through N. – NOT APPLICABLE**

#### **O. BEHIND-THE-METER NON-EXPORTING BATTERY ENERGY STORAGE SYSTEMS**

The Settlement consists of various terms and conditions, including the following of particular concern to Convergent:

- a. Through negotiations, the Joint Petitioners were able to agree that PPL Electric will review within 120 days of the entry date of the Commission's Final Order any behind-the-meter non-exporting battery energy storage projects currently being reviewed for interconnection behind a customer's meter to determine if the requirements being imposed are in line with industry best practices and available studies, Joint Petition at ¶ 123.

The Joint Petition is in the public interest for the following reasons:

- a. As a result of the Joint Petition, a number of important and potentially contentious issues have been resolved expeditiously and amicably, thereby lessening the costs and burdens that would have been incurred to litigate these matters to conclusion.
- b. The Joint Petition reflects compromises on various positions presented without prejudice to any position any Joint Petitioner may have advanced so far in this proceeding.
- c. The Joint Petition furthers Convergent's efforts as a battery storage developer seeking to work with PPL Electric customers to support projects that will assist customers in controlling their energy costs and providing reliability benefits.
- d. The Joint Petition is a step toward increased transparency into PPL Electric's interconnection process and improving alignment with best practices and available studies, to the benefit of PPL Electric customers.

#### **IV. VICE CHAIR BARROW'S OCTOBER 23, 2025 STATEMENT**

In her October 23, 2025 Statement, Vice Chair of the Commission Kimberly Barrow urged parties to this proceeding to critically consider an array of issues specific to PPL's past rate cases and current economic positioning. Of particular importance to Convergent is the suggested consideration of 'Customer Service Issues'.

As explained by Convergent in its testimony in this proceeding, clear rules for the interconnection of Non-Exporting Battery Energy Storage projects that align with industry best practices will reduce customer confusion and support investment in battery projects that could help address resource adequacy and customer reliability concerns. A driving factor behind the construction of behind-the-meter projects is to help customers control/subsidize their own energy costs. Non-Exporting Battery Storage projects are separate and unique from storage projects that interconnect to PPL Electric's grid with the intent to export. As such, Convergent continues to believe that behind-the-meter storage systems that do not export to the PPL Electric grid should have interconnection protocols tailored to their specific position. While more work on these issues is necessary in the Commission's upcoming interconnection docket at Docket No. L-2025-3059032, Convergent views the terms of this Joint Petition as a valuable step forward in the interim to confirm PPL's approach to Non-Exporting Battery Energy Storage projects, with the objective of seeking alignment with industry best practices.

#### **V. CONCLUSION**

Convergent supports the foregoing Joint Petition because it is in the public interest; however, in the event the Administrative Law Judges or the Commission disapprove the Settlement or modify any terms or conditions herein, Convergent will resume its litigation position, which differs from the terms of the Joint Petition.

As set forth above, Convergent submits that the Settlement is in the public interest and adheres to Commission policies promoting negotiated settlements. The Settlement was achieved after numerous negotiations, resulting in terms that are fair, just, reasonable, non-discriminatory, lawful, and in the public interest.

**WHEREFORE**, Convergent Energy and Power LP respectfully requests that Administrative Law Judges Christopher Pell and Shadie Nause and the Pennsylvania Public Utility Commission approve the foregoing Joint Petition for Non-Unanimous Settlement without modification.

Respectfully submitted,

McNEES WALLACE & NURICK LLC



By \_\_\_\_\_

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