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April 1, 2020

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

VIA ELECTRONIC FILING

RE: Petition of PECO Energy Company for Approval of Its Default Service Program for the Period From June 1, 2021 Through May 31, 2025; Docket No. P-2020-3019290

Dear Secretary Chiavetta:

Enclosed for filing with the Pennsylvania Public Utility Commission ("Commission") is the Petition to Intervene of the Philadelphia Area Industrial Energy Users Group ("PAIEUG"), in the above-referenced proceeding.

The attached Affidavit has not been notarized due to the Proclamation of Disaster Emergency resulting from the coronavirus (COVID-19) pandemic. PAIEUG respectfully requests a waiver of the notary rule per the Commission's Emergency Order dated March 20, 2020. We will provide a notarized Affidavit, if requested, upon the lifting of the Emergency Order.

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

Sincerely,

McNEES WALLACE & NURICK LLC

A handwritten signature in black ink, appearing to read 'J. Thompson', written over a white rectangular area.

By

Jo-Anne Thompson

Counsel to the Philadelphia Area Industrial Energy Users Group

c: Chief Administrative Law Judge Charles E. Rainey, Jr. (via e-mail and First-Class Mail)
Certificate of Service

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CERTIFICATE OF SERVICE

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

VIA E-MAIL AND FIRST CLASS MAIL

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Jo-Anne Thompson

Counsel to the Philadelphia Area Industrial
Energy Users Group

Dated this 1st day of April, 2020, in Harrisburg, Pennsylvania.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company :
for Approval of Its Default Service Program : Docket No. P-2020-3019290
for the Period From June 1, 2021 Through :
May 31, 2025 :

**PETITION TO INTERVENE
OF THE PHILADELPHIA AREA INDUSTRIAL
ENERGY USERS GROUP**

Pursuant to Sections 5.71 through 5.74 of the Pennsylvania Public Utility Commission's ("PUC" or "Commission") Regulations, 52 Pa. Code §§ 5.71 - 5.74, the Philadelphia Area Industrial Energy Users Group ("PAIEUG") hereby files this Petition to Intervene in the above-captioned proceeding.

PECO has petitioned the Commission for approval of the Company's fifth Default Service Program ("DSP V"). PECO's Petition for Approval of DSP V ("Petition") outlines the Company's proposed procurement plan, implementation plan, and contingency plan for acquiring default service energy supply for all PECO customers who, upon expiration of DSP IV on May 31, 2021, do not take generation service from an alternative electric generation supplier ("EGS") or who contract for energy with an EGS, which is not delivered.¹ The Company's filing proposes to continue the existing products and programs approved under PECO's DSP Phase IV.²

¹ *Petition of PECO Energy Co. for Approval of its Default Serv. Program for the Period from June 1, 2021 through May 31, 2025*, Docket No. P-2020-3019290, at p. 1.

² *Id.* at 2.

The proposed DSP V would apply to all retail customers in PECO's service territory. PECO is proposing no change to the procurement classes or procurement strategy used in its prior default service programs.³

For Large C&I customers, PECO proposes to continue to procure all default service supply through hourly-priced full requirements contracts as in DSP IV.⁴ The Company is also proposing to maintain a quarterly default service rate filing schedule for the Consolidated Large C&I with semi-annual reconciliation of the over/under collection component of the Generation Supply Adjustment ("GSA") as previously approved in DSP IV.⁵

PECO is proposing to continue to collect certain PJM transmission-related charges through its Non-bypassable Transmission Charge ("NBT"), with PECO continuing to be responsible for Network Integration Transmission Service ("NITS") and Non-Firm-Point-to-Point Transmission costs through its unbundled, bypassable Transmission Service Charge ("TSC").⁶

In support of its Petition to Intervene, PAIEUG asserts the following:

1. PAIEUG is an ad hoc group of energy-intensive customers receiving electric service from PECO under Rate HT. PAIEUG members use substantial volumes of electricity in their manufacturing and operational processes, and these electric costs are a significant element of their respective costs of operation. Any modification to PECO's electric rates may impact PAIEUG members' cost of operations.

³ *Id.* at 8.

⁴ *Id.* at 10.

⁵ *Id.* at 18.

⁶ *Id.* at 11.

2. The names and address of PAIEUG's attorneys are:

Charis Mincavage (I.D. No. 82039)
Adeolu A. Bakare (I.D. No. 208541)
Jo-Anne S. Thompson (I.D. No. 325956)
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3. For purposes of this proceeding, PAIEUG includes the members listed in Attachment A hereto. As necessary, PAIEUG will update Attachment A during the course of this proceeding as needed to reflect any changes in its membership.

4. PAIEUG members are concerned with issues regarding the terms and conditions of their electricity service and are monitoring PECO's proposed DSP V. The Commission's final disposition of this proceeding will directly affect the rates applicable to PAIEUG members for default service. As some of PECO's largest customers, PAIEUG members are in a unique position to comment to the Commission on the customer impact of PECO's filings and their consequences for Large C&I customers.

5. PAIEUG members thus have an interest in this proceeding that is not represented by any other party of record; consequently, PAIEUG satisfies the standards for intervention under Section 5.72 of the Commission's Regulations, 52 Pa. Code § 5.72.

WHEREFORE, the Philadelphia Area Industrial Energy Users Group respectfully requests that the Pennsylvania Public Utility Commission grant this Petition to Intervene, providing PAIEUG with full-party status in this proceeding, as well as any other relief as it deems necessary.

Respectfully submitted,

McNEES WALLACE & NURICK LLC



By _____

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Counsel to the Philadelphia Area Industrial
Energy Users Group

Dated: April 1, 2020

ATTACHMENT A

PHILADELPHIA AREA INDUSTRIAL ENERGY USERS GROUP

Airgas USA, LLC, an Air Liquide Company
The Boeing Company
Drexel University
Einstein Healthcare Network
GlaxoSmithKline
Kimberly-Clark Corporation
Main Line Health
Merck & Co., Inc.
Philadelphia College of Osteopathic Medicine
Saint Joseph's University
Temple University
Thomas Jefferson University
Villanova University

