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May 1, 2024

VIA Email only

The Honorable Katrina L. Dunderdale
Administrative Law Judge
Pennsylvania Public Utility Commission
Suite 220 Piatt Place
301 Fifth Avenue
Pittsburgh, PA 15222
kdunderdal@pa.gov

**Re: Pa. PUC v. FirstEnergy Pennsylvania Electric Company
Docket No. R-2024-3047068
Prehearing Memorandum of Intervenor IBEW Local 777**

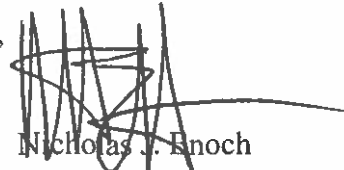
Your Honor,

Please find the attached Prehearing Memorandum of Intervenor IBEW Local 777 in the above-noted proceeding.

As indicated on the attached Certificate of Service, service on the parties was accomplished by email only.


Mark B. Belland

Sincerely yours,


Nicholas J. Enoch

Counsel to Intervenor-Applicant IBEW Local 777

NJE:cgs

cc: Secretary Rosemary Chiavetta (Via efile)
Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission

v.

FirstEnergy Pennsylvania Electric
Company

Docket No. R-2024-3047068

**PREHEARING MEMORANDUM OF LOCAL 777 OF THE INTERNATIONAL
BROTHERHOOD OF ELECTRICAL WORKERS, AFL-CIO**

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May 1, 2024

On April 25, 2024, a Prehearing Conference Order was issued by the Honorable Katrina L. Dunderdale, Administrative Law Judge (ALJ), setting a telephonic prehearing conference for Thursday, May 2, 2024, at 9:00 a.m., and requiring parties to file a Prehearing Memorandum. In response, Local Union 777 of the International Brotherhood of Electrical Workers, AFL-CIO (“IBEW Local 777”), by and through undersigned counsel, hereby files this Prehearing Memorandum.

I. Background

On April 2, 2024, FirstEnergy Pennsylvania Electric Company (“FE PA”) filed with the PUC its Supplement No. 3 to FE PA’s Tariff Electric - Pa. P.U.C. No. 1 (“Filing”), representing a request for a general increase in its electric distribution rates.

On April 30, 2024, IBEW Local 777 filed a Notice of Intervention in the above-captioned proceeding, in which IBEW Local 777 respectfully requests that the Commission enter an order granting IBEW Local 777 full status as an intervenor in this proceeding with active party status.

II. Issues to be Presented

IBEW Local 777 has reviewed FE PA’s proposed tariff changes and testimony and identified the following issues it seeks to address in this proceeding:

1. Pension and OPEB expenses
2. Proposed Mechanism to Normalize Pension and OPEBs
3. Rate Case Expense

4. Vegetation Management
5. Storm Expense, Storm Reserve, and Extraordinary Storm Deferrals
6. Credit Card Fees
7. Electric Vehicle Pilot
8. Payroll, Benefits, and Taxes
9. Customer Experience Initiatives and Care Centers
10. Employee Activity Costs
11. Membership Dues
12. Overall Rate of Return
13. Electric Safety
14. Work Safety/Contractor Safety
15. Electric Vehicle Infrastructure Upgrades

IBEW Local 777 reserves the right to identify additional issues as may arise during the course of the proceeding.

III. Witnesses and Testimony

IBEW Local 777 intends to present the following witness to testify in this matter, but reserves the right to call additional or substitute witnesses as may be warranted upon proper notice to Your Honor and the parties:

Daulph A. Kline
75 Pike Street
Middletown, Pennsylvania 17057
dkline@ibew777.org

Mr. Kline will address the issues identified above, as well as other issues that may arise during this proceeding.

IV. Discovery

IBEW Local 777 does not propose any modifications to the discovery rules at this time. *See* 52 Pa. Code §§ 5.321 et seq.

V. Public Input Hearings

IBEW Local 777 supports FE PA's public input hearing schedule, but recommends the Commission consider the use of telephonic and in-person public input hearings to encourage ratepayer participation.

VI. Settlement

IBEW Local 777 is willing to participate in good faith in any and all settlement discussions, whether to resolve this proceeding in whole or in part.

VII. Service on IBEW Local 777

IBEW Local 777 is represented by the following attorneys and should be served as follows:

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IBEW Local 777 requests that the parties agree to electronic service in this proceeding.

VIII. Representation of IBEW Local 777 at Prehearing Conference

At the Prehearing Conference, IBEW Local 777's attorney Nicholas J. Enoch, Esq. will be present and available to provide feedback if requested. Mr. Enoch's *pro hac vice* application should be filed by the end of next week.

IX. Litigation Schedule

IBEW Local 777 was involved in discussions with the parties to reach a mutually agreeable litigation schedule, and supports the schedule proposed by FE PA in its Prehearing Memorandum.

WHEREFORE, IBEW Local 777 respectfully submits this Prehearing Memorandum.

RESPECTFULLY SUBMITTED this 1st day of May, 2024.

O'BRIEN, BELLAND & BUSHINSKY, LLC
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By: /s/ Mark E. Belland, Esq.
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Counsel to Intervenor-Applicant IBEW Local 777

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the following parties to this proceeding, via email, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by participant).

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RESPECTFULLY SUBMITTED this 1st day of May, 2024.

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