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May 14, 2012

**VIA HAND DELIVERY**

Hon. Silvan B. Lutkewitte, III, Chairman  
Pennsylvania Independent Regulatory Review Commission  
333 Market Street, 14th Floor  
Harrisburg, PA 17101

RE: Default Service Regulations IRRC No. 2837  
Pennsylvania Public Utility Commission  
Final Regulation No. 57-273

Chairman Lutkewitte,

On behalf of the Retail Energy Supply Association ("RESA"),<sup>1</sup> this letter is intended to support the resubmission (without changes) of the above regulations by the Pennsylvania Public Utility Commission ("PaPUC"). RESA is a trade association of power marketers, independent power producers, and a broad range of companies within the Mid-Atlantic marketplace, each of whom support the electric services industry and seek to develop a more competitive power industry. RESA members are licensed to sell electric energy in the markets of Pennsylvania's major electric distribution companies ("EDCs") and are directly affected by the structure of default service which is the subject matter of this rulemaking.

In the PaPUC's current Retail Markets Investigation, RESA has consistently advocated for an end-state default service design that better serves the public interest by transitioning to a market model that results in default service prices that are competitive and most reflective of the market price, where there are numerous "non default service" competitive alternatives from which consumers can choose and the incumbent electric distribution company ("EDC") is better able to focus its resources on providing reliable service to all ratepayers. RESA has provided a

<sup>1</sup> RESA's members include: Champion Energy Services, LLC; ConEdison *Solutions*; Constellation NewEnergy, Inc.; Direct Energy Services, LLC; Energetix, Inc.; Energy Plus Holdings LLC; Exelon Energy Company; GDF SUEZ Energy Resources NA, Inc.; Green Mountain Energy Company; Hess Corporation; Integrys Energy Services, Inc.; Just Energy; Liberty Power; MC Squared Energy Services, LLC; Mint Energy, LLC; NextEra Energy Services; Noble Americas Energy Solutions LLC; PPL EnergyPlus, LLC; Reliant; Stream Energy; TransCanada Power Marketing Ltd. and TriEagle Energy, L.P.. The comments expressed in this filing represent the position of RESA as an organization but may not represent the views of any particular member of RESA.

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significant amount of input in that proceeding as to how its vision can be largely accomplished within the current statutory framework.

In this proceeding, the PaPUC proposes to incorporate the statutory changes made to the Competition Act as a result of the implementation of Act House Bill 2200, Act 129 which became effective in November 2008. Because the changes proposed by the PaPUC are narrowly tailored to incorporate the statutory changes in the statute and not to address the larger policy issues that are being considered in the Retail Markets Investigation, RESA can support the adoption of the regulations.

Sincerely,



Deanne M. O'Dell

DMO/lww

cc: George D. Bedwick, IRRRC Vice Chairman  
Arthur Coccodrilli, IRRRC Commissioner  
John Mizner, Esq., IRRRC Commissioner  
Lawrence J. Tabas, Esq., IRRRC Commissioner  
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