



Utility Workers Union of America
Local 126
AFL-CIO

May 10th 2023

Public Utilities Commission of Ohio
PUCO Docketing
180 E. Broad Street, 10th Floor
Columbus, Ohio 43215

In re: Case No 22-0704-EL-UNC

Dear Sir/Madam:

Please find our PETITION TO INTERVENE enclosed pursuant to R.C. 4903.221 and Ohio Adm. Code 4901-1-11, THE UTILITY WORKERS UNION OF AMERICA, LOCAL NUMBER 126 (UWUA Local 126) respectfully moves the Public Utilities Commission of Ohio (Commission) for leave to intervene in the above-captioned proceeding with the full powers and rights granted to intervening parties.

UWUA Local 126 has a real and substantial interest in these proceedings which may be adversely affected by the outcome herein, and which cannot be adequately represented by any other existing parties. The rates set by the PUCO have an impact on internal staffing levels. Rates and cost directly affect the use of a contracted workforce to perform work normally performed by this Unions workforce. Rates also impact the purchasing of equipment used by the Union's members in the construction and maintenance and of the electric grid.

UWUA Local 126 believes to have substantiating evidence to provide the Commission that FirstEnergy has misused rate payers money for the use of Grid Mod, Smart Grid, TREP and ETF through the use of a contracted workforce. In the past 15 years, UWUA Local 126's membership has declined over 100 members which we believe to be a

systematic depletion of workforce. Every year, this Local urges FirstEnergy to utilize its own workforce for these projects most important to a new and defined grid modernization for its customers. As a Local, we have seen an increased use of contractors every year which has been disclosed to us by FirstEnergy as three times the cost of its own workforce.

Further, it is this Union and its membership which has had to return to contracted projects to either complete, repair or re-do after the contractor has already billed FirstEnergy for its services. These examples of operations cannot be deemed as fiscally responsible to the rate payers or customers we serve and reside.

The Union's intervention can only lead to a safer, more well equipped workforce. UWUA, Local 126 has a vested interest in performing infrastructure improvements in a safe and cost effective manner in the communities where its members are customers and residents.

Further, UWUA Local 126 participation will not unduly delay the proceedings or prejudice any other party. Accordingly, UWUA Local 126 satisfies the standard for intervention set forth in Ohio statutes and regulations.

Therefore, UWUA Local 126 respectfully requests that the Commission grant this motion to intervene for these reasons and those set forth in more detail in the Memorandum of Support and submits the attached Comments for the Commission's consideration.

Sincerely,

Todd C. Schafer.
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"For all those whose cares have been our concern, the work goes on, the cause endures, the hope still lives, and the dream shall never die."

CERTIFICATE OF SERVICE

The Public Utilities Commission of Ohio's e-filing system will electronically serve notice of the filing of this document on the parties referenced on the service list of the docket card who have electronically subscribed to the case. In addition, the undersigned hereby certifies that a copy of the foregoing document also is being served via electronic mail on May 10th, 2023 upon the parties listed below

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Todd C. Schafer
Vice-President of Local 126
UWUA, AFL-CIO

**BEFORE THE
PUBLIC UTILITY COMMISSION OF OHIO**

**In the Matter of the Review of the Non
Market-Based Services Rider Pilot Program
Established By Ohio Edison Company, The
Cleveland Electric Illuminating Company, and
The Toledo Edison Company**

Case No. 22-0704-EL-UNC

**UTILITY WORKERS UNION OF AMERICA, LOCAL NUMBER 126
MOTION FOR LEAVE TO INTERVENE**

Pursuant to the Ohio Revised Code §4903.22.1 and Ohio Administrative Code §4901-1-11, the Utility Workers Union of America, Local Number 126 (“UWUA Local 126”) moves for leave to intervene in this proceeding.

UWUA Local 126 has a real and substantial interest in these proceedings which may be adversely affected by the outcome herein, and which cannot be adequately represented by any other existing parties. The rates set by the PUCO have an impact on internal staffing levels. Rates and cost directly affect the use of a contracted workforce to perform work normally performed by this Unions workforce. Rates also impact the purchasing of equipment used by the Union’s members in the construction and maintenance and of the electric grid.

UWUA Local 126 believes to have substantiating evidence to provide the Commission that FirstEnergy has misused rate payers money for the use of Grid Mod, Smart Grid, TREP and ETF through the use of a contracted workforce. In the past 15 years, UWUA Local 126’s membership has declined over 100 members which we believe to be a systematic depletion of workforce. Every year, this Local urges FirstEnergy to utilize its own workforce for these projects most important to a new and defined grid modernization for its customers. As a Local, we have seen an increased use of contractors every year which has been disclosed to us by FirstEnergy as three times the cost of its own workforce.

Further, it is this Union and its membership which has had to return to contracted projects to either complete, repair or re-do after the contractor has already billed FirstEnergy

for its services. These examples of operations cannot be deemed as fiscally responsible to the rate payers or customers we serve and reside.

The Union's intervention can only lead to a safer, more well equipped workforce. UWUA, Local 126 has a vested interest in performing infrastructure improvements in a safe and cost effective manner in the communities where its members are customers and residents.

The Public Utility Commission of Ohio ("Commission") should grant UWUA Local 126 leave to intervene because UWUA Local 126 has a real and substantial interest in the proceeding.

Respectfully submitted,

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**MEMORANDUM IN SUPPORT OF MOTION TO INTERVENE OF THE
UTILITY WORKERS UNION OF AMERICA,
LOCAL NUMBER 126**

Pursuant to Ohio Revised Code §4903.22.1 and Ohio Administrative Code §4901-01-11, the Public Utility Commission of Ohio ("Commission") should grant leave to intervene of the Utility Workers Union of America, Local Number 126 ("UWUA Local 126") in this proceeding.

UWUA Local 126 has a real and substantial interest in these proceedings. Local 126 is the collective bargaining representatives that represent over 300 employees of The Ohio Edison Company.

The members of UWUA Local 126 perform a wide variety of tasks including the operation and maintenance of Substations, Distribution Lines/Facilities, Transmission/Construction, Meter Reading and more. As the employees of The Ohio Edison Company, UWUA Local 126 and its membership have installed, maintained and integrated Grid Mod applications such as Smart Meters, Regulators, Capacitors, Reclosers and others in pursuit of a more efficient regulated system. UWUA Local 126 and its membership have a strong interest in ensuring that the proceedings initiated by FirstEnergy before the Commission do not adversely affect the membership of Local 126, do not interfere with the proper and safe performance of their job duties and do not result

in unfair or inappropriate charges being passed on to the consumer. The interests of UWUA Local 126 members may be directly affected by the outcome of this proceeding.

UWUA Local 126 intends to play a constructive role in these proceedings and this intervention will not unduly delay these proceedings. In fact, UWUA Local 126 submits that intervention granted to it will enhance these proceedings and ensure that the proceedings are fair and equitable to its membership, other employees of FirstEnergy and to the consuming public.

UWUA Local 126 further submits that no other party to these proceedings can adequately represent the interests of UWUA Local 126 and its membership.

Accordingly, UWUA Local 126 respectfully submits that the Commission should grant its Motion to Intervene.

Respectfully submitted,

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5/10/2023 3:04:12 PM

in

Case No(s). 22-0704-EL-UNC

Summary: Motion Motion to intervene and memorandum of support. electronically
filed by Mr. Todd C Schafer on behalf of Utility Workers Union of America Local 126
and Schafer, Todd C Mr. and Petroff, James Mr..