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April 12, 2018

President Donald J. Trump  
The White House  
Washington, D.C. 20500

Dear Mr. President:

This letter is prompted by the unprecedented and unjustified request for an "emergency order" under Federal Power Act Section 202(c) from FirstEnergy Solutions (FES). The Electric Power Supply Association (EPSA) appreciates that your Administration is taking the time to carefully review this request given the widespread negative ramifications were it to be granted, or other steps taken to disadvantage FES's competitors and the businesses and consumers reliably served by them. There is simply no emergency.

EPSA members are independent power producers that compete with utility-affiliated entities such as FES to generate electricity. The PJM regional grid that would be negatively impacted by the 202(c) request, or other forms of intervention, is the largest in the country and where most EPSA assets are located. EPSA members own far more generation in PJM than FES, primarily through members' coal and natural gas plants.

EPSA joined in a recent filing submitted to the U.S. Department of Energy (DOE) asking for public comment on the FES application and pointing out its legal flaws. EPSA writes to you today because granting the FES request, or providing other forms of assistance to a subset of competitors, is fundamentally at odds with the wise course you have charted for our country. This includes your goals for robust economic growth, improving U.S. competitiveness, and modernizing infrastructure including the power grid.

Electricity is a major input cost for manufacturers, small businesses and households. Under your leadership, U.S. domestic energy is bringing tangible economic benefits through abundant energy supplies at affordable prices. Measures such as 202(c) orders, or other steps to place thumbs on the scale, would needlessly raise electricity costs by billions of dollars annually. This is why DOE has heard from so many who represent the 65 million customers in the PJM region that would be adversely affected.

Since all electricity suppliers face the challenges of current market conditions and the ongoing exciting transformation of how electricity is produced and consumed, federal and state policies should be pursued on a fuel neutral basis to best serve consumers.

Sincerely,

A handwritten signature in blue ink that reads "John E. Shelk".

John E. Shelk  
President & CEO