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MaGrann is a consulting and engineering firm with more than 20 years of extensive experience and knowledge in energy efficiency design and implementation of market transforming programs in residential buildings.

## **II. Motion to Intervene Out-Of-Time**

Properly designed and administered energy efficiency and demand side management programs can effectively reduce load demand, especially at peak demand load times. Such reductions in load can reduce the need for additional built capacity. MaGrann has extensive experience with development and implementation of energy efficiency and demand side programs. As the PJM moves forward in capacity and reliability discussions, energy efficiency and demand response measures are critical for load shifting and peak management.

MaGrann works with utilities and programs to optimize demand strategies through energy efficiency to best meet the reliability needs of the PJM control area. Any decision on the capacity market that affects utilities and the energy market will significantly affect MaGrann. As a key participant in the energy efficiency market of PJM, MaGrann has a direct and substantial interest in this case. Yet as an energy efficiency and demand side management provider, MaGrann has not been privy to the

PJM capacity discussions. Once MaGrann became aware of the equal treatment energy efficiency and demand side management providers received in the LICAP settlement discussion in New England, likewise we strongly believe that energy efficient interests, such as ours, should be awarded adequate representation in this proceeding as well.

Because of the late status of this Motion, MaGrann accepts the record in this proceeding as it exists. MaGrann will not disrupt nor unduly prejudice any party to this proceeding and will conform to all procedures of this proceeding. MaGrann will dutifully and diligently conform to the requirements of the Commission regarding the filing of all motions in this case.

### **III CONCLUSION**

Based on the abovementioned reasons, MaGrann moves to intervene because it has a direct and substantial interest in this proceeding that will not be adequately represented by any other party.

**WHEREFORE**, MaGrann respectfully requests that it be granted leave to intervene out of time in the above-referenced proceeding and that it be made a party hereto, with full right to participate herein.

Respectfully submitted,

MaGrann Associates

By \_\_\_\_\_

Bruce Ballard  
President

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Dated: July 26, 2006

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a copy of the foregoing document upon each party of the official service list compiled by the Secretary in this proceeding

Dated at Moorestown, New Jersey, this 26<sup>th</sup> day of July, 2006.

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Bruce Ballard