

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:) Chapter 11
)
Eastern Outfitters, LLC, <i>et al.</i> ,) Case No. 17-10243 (LSS)
)
Debtors.) (Jointly Administered)
)
) Re: Docket Nos. 18, 54 & 132
)
) Obj. Deadline: 2/27/17, 4:00 p.m.
) Hearing Date: 3/6/17, 2:00 p.m.

**JOINDER OF JERSEY CENTRAL POWER & LIGHT COMPANY
TO THE OBJECTION OF CERTAIN UTILITY COMPANIES TO THE DEBTORS’
MOTION FOR ENTRY OF INTERIM AND FINAL ORDERS (I) APPROVING THE
DEBTORS’ PROPOSED ADEQUATE ASSURANCE OF PAYMENT FOR FUTURE
UTILITY SERVICES, (II) PROHIBITING UTILITY COMPANIES FROM ALTERING,
REFUSING, OR DISCONTINUING SERVICES, (III) APPROVING THE DEBTORS’
PROPOSED PROCEDURES FOR RESOLVING ADEQUATE ASSURANCE
REQUESTS, AND (IV) GRANTING RELATED RELIEF**

Jersey Central Power & Light Company (“JCP&L”), by counsel, hereby joins in the *Objection of Certain Utility Companies to the Debtors’ Motion For Entry of Interim and Final Orders (I) Approving the Debtors’ Proposed Adequate Assurance of Payment For Future Utility Services, (II) Prohibiting Utility Companies From Altering, Refusing, or Discontinuing Services, (III) Approving the Debtors’ Proposed Procedures For Resolving Adequate Assurance Requests, and (IV) Granting Related Relief* (the “Objection”) (Docket No.132), and sets forth the following:

Introduction

1. JCP&L adopts and incorporates by reference herein the *Introduction* section set forth in the Objection.



Facts

2. JCP&L adopts and incorporates by reference herein the *Facts* section set forth in the Objection.

Facts Concerning the Utilities

3. JCP&L adopts and incorporates by reference herein the *Facts Concerning the Utilities* section set forth in the Objection.

4. In order to avoid the need to bring witnesses and have lengthy testimony regarding JCP&L's regulated billing cycle, JCP&L requests that this Court, pursuant to Rule 201 of the Federal Rules of Evidence, take judicial notice of JCP&L's billing cycle. Pursuant to the foregoing request and based on the voluminous size of the applicable documents, JCP&L is providing the following web site link to its tariffs:

JCP&L:

https://www.firstenergycorp.com/content/customer/customer_choice/new_jersey/new_jersey_tariffs.html

5. Subject to a reservation of JCP&L's right to supplement its post-petition deposit request if additional accounts belonging to the Debtor are subsequently identified, JCP&L's estimated prepetition debt and post-petition deposit request is as follows:

<u>Utility</u>	<u>No. of Accts.</u>	<u>Est. Prepet. Debt</u>	<u>Dep. Request</u>
JCP&L	2	\$653.39	\$22,778 (2-month)

Discussion

6. JCP&L incorporates and adopts by reference the legal and factual arguments set forth in the Objection.

WHEREFORE, the JCP&L respectfully requests that this Court enter an order:

1. Denying the Utility Motion as to JCP&L;
2. Awarding JCP&L the post-petition adequate assurance of payment pursuant to Section 366 in the amount and form satisfactory to JCP&L; and
3. Providing such other and further relief as the Court deems just and appropriate.

Dated: February 23, 2017

McCARTER & ENGLISH, LLP

/s/ William F. Taylor, Jr.

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CERTIFICATE OF SERVICE

I hereby certify that in addition to the notice and service provided through the Court's ECF system, on February 23, 2017, I caused a true and correct copy of the joinder to the (i) *Objection of Certain Utility Companies To the Debtors' Motion For Entry of Interim and Final Orders (I) Approving the Debtors' Proposed Adequate Assurance of Payment For Future Utility Services, (II) Prohibiting Utility Companies From Altering, Refusing, or Discontinuing Services, (III) Approving the Debtors' Proposed Procedures For Resolving Adequate Assurance Requests, and (IV) Granting Related Relief* to be served by email on:

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