

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

)	
In re:)	Chapter 11
)	
EXIDE TECHNOLOGIES,)	Case No. 13-11482 (KJC)
)	
Debtor.)	Re: Docket Nos. 13, 73 & 182
)	
)	Obj. Deadline: 7/3/13, 4:00 p.m.
)	Hearing Date: 7/11/13, 10:00 a.m.
)	

JOINDER OF METROPOLITAN EDISON COMPANY, WEST PENN POWER COMPANY,
AND THE CLEVELAND ELECTRIC ILLUMINATING COMPANY TO THE OBJECTION
OF CERTAIN UTILITY COMPANIES TO THE TO THE DEBTOR'S MOTION FOR
INTERIM AND FINAL ORDERS PURSUANT TO BANKRUPTCY CODE SECTIONS
105(a) AND 366 (I) APPROVING DEBTOR'S PROPOSED FORM OF ADEQUATE
ASSURANCE OF PAYMENT, (II) ESTABLISHING PROCEDURES FOR RESOLVING
OBJECTIONS BY UTILITY COMPANIES, AND (III) PROHIBITING UTILITY
COMPANIES FROM ALTERING, REFUSING, OR DISCONTINUING SERVICE

Metropolitan Edison Company ("Met-Ed") West Penn Power
Company ("West Penn"), and The Cleveland Electric Illuminating
Company ("CEI") (collectively, the "Joinder Utilities"), by
counsel, hereby join in the *Objection of Certain Utility
Companies* (the "Objection") to the *Debtor's Motion For Interim
and Final Orders Pursuant To Bankruptcy Code Sections 105(a) and
366 (I) Approving Debtor's Proposed Form of Adequate Assurance of
Payment, (II) Establishing Procedures For Resolving Objections By
Utility Companies, and (III) Prohibiting Utility Companies From
Altering, Refusing, or Discontinuing Service* (the "Utility
Motion") (docket item 182), and set forth the following:

Introduction

1. The Joinder Utilities adopt and incorporate by reference herein the *Introduction* section set forth in the Objection.

Facts

2. The Joinder Utilities adopt and incorporate by reference herein the *Facts* section set forth in the Objection.

Facts Concerning the Utilities

3. The Joinder Utilities adopt and incorporate 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 the Utilities' regulated billing cycles, the Joinder Utilities request that this Court, pursuant to Rule 201 of the Federal Rules of Evidence, take judicial notice of the Joinder Utilities' billing cycles. Pursuant to the foregoing request and based on the voluminous size of the applicable documents, the Joinder Utilities are providing the following web site links to their tariffs:

Met-Ed and West Penn:

https://www.firstenergycorp.com/content/customer/customer_choose/pennsylvania/pennsylvania_tariffs.html

CEI:

https://www.firstenergycorp.com/content/customer/customer_choose

ice/ohio /ohio tariffs.html

5. Subject to a reservation of the Joinder Utilities' rights to supplement their post-petition deposit requests if additional accounts belonging to the Debtor are subsequently identified, the Joinder Utilities' estimated prepetition debt and post-petition deposit requests are as follows:

<u>Utility</u>	<u>No. of Accts.</u>	<u>Est. Prepet. Debt</u>	<u>Dep. Request</u>
West Penn	3	\$1,287.54	\$1,982 (2-month)
Met-Ed	13	\$11,347.07	\$46,984 (2-month)
CEI	1	\$176.81	\$756 (2-month)

6. Met-Ed held a prepetition deposit in the amount of \$506 that it recouped against prepetition debt pursuant to Section 366(c)(4) of the Bankruptcy Code. No deposit credit remains after recoupment.

7. West Penn held a prepetition deposit in the amount of \$1,188 that it recouped against prepetition debt pursuant to Section 366(c)(4) of the Bankruptcy Code. No deposit credit remains after recoupment.

Discussion

8. The Joinder Utilities incorporate and adopt by reference the legal and factual arguments set forth in the Objection.

WHEREFORE, the Joinder Utilities respectfully request that

this Court enter an order:


(I) Denying the Utility Motion as to the Joinder Utilities;

(II) Awarding the Joinder Utilities the post-petition adequate assurance of payment pursuant to Section 366 in the amount and form satisfactory to the Joinder Utilities; and

(III) Providing such other and further relief as the Court deems just and appropriate.

Dated: June 25, 2013

McCARTER & ENGLISH, LLP



William F. Taylor, Jr. (DE Bar #2936)
Renaissance Centre
405 North King Street, 8th Floor
Wilmington, DE 19801
Telephone: (302) 984-6300
Facsimile: (302) 984-6399
E-mail: wtaylor@mccarter.com;

and

Russell R. Johnson III
John M. Craig
Law Firm of Russell R. Johnson III, PLC
2258 Wheatlands Drive
Manakin-Sabot, Virginia 23103
Telephone: (804) 749-8861
Facsimile: (804) 749-8862
E-mail: russj4478@aol.com

*Counsel for Metropolitan Edison
Company, West Penn Power Company, and
The Cleveland Electric Illuminating
Company*

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CERTIFICATE OF SERVICE

I hereby certify that on June 25, 2013, I caused a true and correct copy of the Joinder of Metropolitan Edison Company, West Penn Power Company and The Cleveland Electric Illuminating Company to the Objection of Certain Utility Companies to the Debtor's Motion For Interim and Final Orders Pursuant To Bankruptcy Code Sections 105(a) and 366 (I) Approving Debtor's Proposed Form of Adequate Assurance of Payment, (II) Establishing Procedures For Resolving Objections By Utility Companies, and (III) Prohibiting Utility Companies From Altering, Refusing, or Discontinuing Service to be sent through the Court's ECF system, or by email or facsimile, to the following:

Anthony W. Clark
Skadden, Arps, Slate, Meagher & Flom LLP
One Rodney Square
P.O. Box 636
Wilmington, Delaware 19899-0636
Debtor's Counsel

Laura Davis Jones
Pachulski Stang Ziehl & Jones LLP
919 N. Market Street, 17th Floor
Wilmington, DE 19899-8705
Debtor's Counsel

James J. Mazza, Jr
Skadden, Arps, Slate, Meagher & Flom LLP
155 N. Wacker Drive
Chicago, IL 60606
Email: james.mazza@skadden.com
Debtor's Counsel

Kenneth S. Ziman
J. Eric Ivester
Skadden, Arps, Slate, Meagher & Flom LLP
Four Times Square
New York, NY 10036
Email: Ken.ziman@skadden.com
Eric.Ivester@skadden.com
Debtor's Counsel

United States Trustee
844 King Street, Room 2207
Lockbox #35
Wilmington, DE 19899-0035

By: McCARTER & ENGLISH, LLP



William F. Taylor, Jr. (DE Bar #2936)
Renaissance Centre
405 North King Street, 8th Floor
Wilmington, DE 19801
Telephone: (302) 984-6300
Facsimile: (302) 984-6399
E-mail: wtaylor@mccarter.com