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Business Services
Company

April 19, 2010

Via Overnight Mail

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

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APR 19 2010

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Re: **PECO Energy Company's Proposed Conservation Service
Provider Contract with Comverge, Inc. – Docket No. M-2009-2093215**

Dear Secretary McNulty:

Enclosed for filing and Commission approval, please find the PECO Energy Company ("PECO") proposed Conservation Service Provider ("CSP") contract with Comverge, Inc. ("Comverge") for the delivery of program services in connection with PECO's Smart A/C Saver Program. The A/C Saver Program is a program under PECO's Energy Efficiency and Conservation Plan. Also attached is a copy of the Commission's July 29, 2009 Secretarial Letter confirming Comverge's registration on the Registry of Conservation Service Providers.

Please note that this Agreement is CONFIDENTIAL and should be accorded such treatment by the Commission.

As communicated by Commission staff, the following requirements are included in the Agreement:

- That Comverge must be approved by and registered with the Commission as a CSP (*see* Exhibit C to the Services and Materials Agreement Between PECO Energy Company and Comverge, Inc.);
- That Comverge must maintain this registration with the Commission throughout the term of the Agreement (*Id.*); and
- That Comverge certifies that it is not an EDC affiliate and must provide immediate notification to PECO should it merge with an EDC or otherwise become an EDC affiliate. Further, the occurrence of such an affiliate relationship or merger constitutes grounds for termination of the Agreement. (*Id.*).

James J. McNulty, Secretary
Pennsylvania Public Utility Commission

Page 2

Kindly return a time-stamped copy of this cover letter in the self-addressed stamped envelope that is enclosed. Do not hesitate to contact me at 215-841-5974 should you have any questions regarding this filing.

Very truly yours,



Jeanne J. Dworetzky
Assistant General Counsel

Enclosures

cc: Anthony Rametta, Supervisor
Bureau of Fixed Utility Services

Kriss Brown, Esquire, Assistant Counsel
Law Bureau

Patricia Wiedt, Assistant Counsel
Law Bureau

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PA PUBLIC UTILITY COMMISSION
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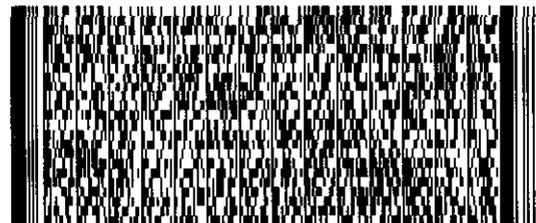
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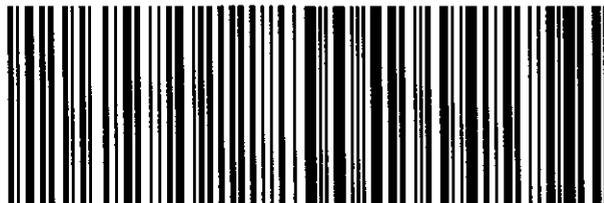
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