

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**  
**Harrisburg, Pennsylvania 17105-3265**

**Petition of PECO Energy Company  
for Approval of its Initial Dynamic  
Pricing and Customer Acceptance  
Plan**

**Public Meeting – April 14, 2011  
2123944-OSA  
Docket No. M-2009-2123944**

**STATEMENT OF COMMISSIONER TYRONE J. CHRISTY**

Before the Commission are the Exceptions of the Office of Consumer Advocate (OCA) to the Recommended Decision of Administrative Law Judge (ALJ) Marlane R. Chestnut issued on February 23, 2011, as well as the Reply Exceptions filed by PECO Energy Company, the Office of Small Business Advocate, and Direct Energy Services LLC.

I support the majority's decision to approve the Joint Petition for Partial Settlement. However, I disagree with the majority's decision to impose the administrative costs of PECO's Dynamic Pricing and Customer Acceptance Plan (Plan) exclusively on non-shopping customers. As OCA argued, this Plan is a pilot program that will educate and benefit all customers; therefore, the administrative costs associated with the Plan should be recovered from all customers. Whether or not a customer is shopping at a particular point in time should not determine whether the customer should help pay for these "test and learn" costs that will benefit everyone.

4-14-11  
DATE

Tyrone J. Christy  
TYRONE J. CHRISTY, COMMISSIONER