

Legal Department

Exelon Business Services Company
2301 Market Street/S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699

Telephone 215.841.4000
Fax 215.568.3389
www.exeloncorp.com

Direct Dial: 215 841 6863

August 12, 2009

VIA Electronic Filing

James J. McNulty
Secretary
Pennsylvania Public Utility Commission
PO Box 3265
Harrisburg, PA 17105-3265

Re: Petition of PECO Energy Company re Dell Properties, Inc., Docket No. P-2009-2086596

Dear Secretary McNulty:

The parties have resolved the above matter. Please therefore find attached PECO's Withdrawal of its Petition in this matter. I am authorized to state that counsel for Dell Properties, Inc., will shortly be filing a letter indicating Dell's support for PECO's withdrawal.

Please let me know if you have any questions.

Sincerely,



Ward L. Smith
Assistant General Counsel

cc: Administrative Law Judge Angela T. Jones (via email)
Charis Mincavage (counsel for Dell) (by e-mail)

**WITHDRAWAL OF
PENNSYLVANIA PUBLIC UTILITY COMMISSION
PETITION FOR DECLARATORY ORDER**

PETITION OF PECO ENERGY COMPANY :
REQUESTING A DECLARATORY ORDER :
TO TERMINATE A CONTROVERSY OR :
REMOVE UNCERTAINTY REGARDING : DOCKET NO. 2009-2086596
APPLICATION OF PECO'S RATE SCHEDULE:
HT FOR PUBLIC UTILITY SERVICE :
PROVIDED TO DELL PROPERTIES, INC. :

The circumstances underlying the above captioned Petition for Declaratory Order have been resolved, and PECO therefore wishes to withdraw its Petition.



Ward L. Smith, Esq.
Counsel for PECO Energy Company
Exelon Business Services Company
2301 Market Street
Philadelphia, PA 19103
215-841-6863
ward.smith@exeloncorp.com

August 12, 2009