

PENNSYLVANIA UTILITY LAW PROJECT

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December 9, 2009

Via Electronic Filing (E-filing)

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

**Re: Petition of PECO Energy Company for Approval of Its Smart Meter
Procurement and Installation Plan
Docket No. M-2009-2123944**

Dear Secretary McNulty:

Pursuant to 52 Pa. Code § 5.502, enclosed for filing please find a letter indicating that the Pennsylvania Association of Community Organizations for Reform Now ("ACORN") will not be filing a Reply Brief in the above captioned proceeding.

Copies of this letter have been provided to all parties of record in the manner indicated on the enclosed Certificate of Service.

Please contact me directly if you have any questions regarding the enclosed document.
Thank you.

Very truly yours,



John C. Gerhard
Counsel for ACORN

Enclosure

cc: ALJ Marlane R. Chestnut
Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company for :
Approval of Its Smart Meter : **Docket No. M-2009-2123944**
Procurement and Installation Plan :

CERTIFICATE OF SERVICE

I hereby certify that I have today served a true copy of a letter dated December 9, 2009, indicating that ACORN will not file a Reply Brief in the above captioned proceeding, upon the parties of record listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

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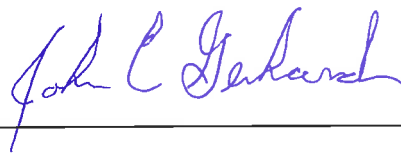
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Dated: December 9, 2009