

JEFFREY BERMAN
8001 CASTOR AVENUE
PMB # 180
PHILADELPHIA PA 19152

AMERICAN BAR ASSOCIATION
NATIONAL SOCIETY OF TAX PROFESSIONALS

February 25, 2010

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET - SECOND FLOOR
POST OFFICE BOX 3265
HARRISBURG PA 17105-3265

Attn: HERBERT R. NURICK

RE: BERMAN v. PECO ENERGY
No. C 2009-2131620

RECEIVED
2010 MAR -1 AM 10:01
PA.P.U.C.
SECRETARY'S BUREAU

Dear Mr. Nurick:

I am in receipt of your missive dated February 17, 2010, wherein you request a prompt reply to your letter dated February 3, 2010. I received same on February 24, 2010. Due to severe in climate weather, it is not always possible to retrieve incoming mail timely.

Please note that I have already replied, and provided your office with the dates you requested, with a copy to opposing counsel.

Just in case you still have not received same, I enclose a copy thereof with this missive.

If you have questions, please don't hesitate to contact me.

Sincerely yours,



Jeffrey Berman
JB:b

cc: TISHEKIA WILLIAMS

JEFFREY BERMAN

**8001 CASTOR AVENUE
PMB # 180
PHILADELPHIA PA 19152**

**AMERICAN BAR ASSOCIATION
NATIONAL SOCIETY OF TAX PROFESSIONALS**

February 16, 2010

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET - SECOND FLOOR
POST OFFICE BOX 3265
HARRISBURG PA 17105-3265

Attn: HERBERT R. NURICK

**RE: BERMAN v. PECO ENERGY
No. C 2009-2131620**

RECEIVED
2010 MAR -1 AM 10:01
PA P.U.C.
SECRETARY'S BUREAU

Dear Mr. Nurick:

On February 12, 2010, I received your missive dated February 3, 2010, wherein you requested that I and opposing counsel in this matter provide your office with dates from February 24, 2010 through March 12, 2010, that we would not be available for mediation.

As of this date, I have not received the corresponding response from opposing counsel, which I assume I will receive shortly.

The dates I am not available during that time period, as of this date, are:

Wednesday, February 24, 2010
Tuesday, March 3, 2010
Wednesday, March 4, 2010
Monday, March 8, 2010
Wednesday, March 10, 2010 ongoing

Please note that this date list is subject to change. If it does, the mediator and opposing counsel will be notified.

In addition, it is preferred to schedule the mediation conference in the afternoon, commencing at or after 1:00 PM, or as soon thereafter as parties/counsel can be heard, on whatever date the medication is scheduled.

JEFFREY BERMAN

PUBLIC UTILITY COM'N

02-16-2010

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I anticipate the time required for the mediation should not exceed Forty-Five (45) minutes, and is likely to be concluded in Fifteen (15) minutes.

I am prepared to remain at the mediation office for as long as it may take, until an amicable resolution is reached in the instant matter at bar, or until it becomes apparent that there is no reasonable probability that amicable resolution will be achieved.

Since the parties/counsel have already engaged in settlement negotiations, and inasmuch as the issue has become fairly simple, I fully anticipate that amicable resolution shall be achieved quickly.

Your missive also requested that I provide an e-mail address and a telephone number where I can be reached.

Please be advised that the only manner it is possible for your office to reach me is via Regular, First Class United States mail. There is absolutely no other manner for your office to reach me.

If I receive a request that I contact you via telephone, and opposing counsel does not object, I will do so, forthwith.

If you have questions, please don't hesitate to contact me.

Sincerely yours,



Jeffrey Berman
JB:b

cc: TISHEKIA WILLIAMS