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July 16, 2010

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VIA E-FILE AND FIRST CLASS MAIL

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor
Commonwealth Keystone Building
Harrisburg, Pennsylvania 17120

Re: Linda Berkery v. PECO Energy Company,
Docket No. C-2010-2170223

Dear Secretary Chiavetta:

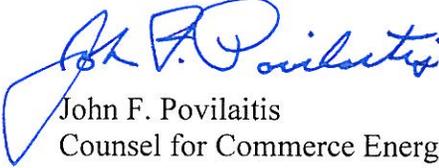
We are counsel for Commerce Energy ("Commerce") in the above-captioned matter. On May 13, 2010, PECO Energy Company filed a Motion to Join Commerce as an indispensable party. Commerce did not contest the Motion, and does not contest being joined as a party to this complaint proceeding.

It appears that in a filing dated May 19, 2010, the Complainant, Linda Berkery opposed Commerce being joined as a party to this case. This opposition pleading was not served on Commerce according to the Certificate of Service.

This correspondence is intended to clarify that Commerce does not oppose being joined to this complaint proceeding. In addition, Commerce wishes to clarify that Ms. Berkery commenced service with ACN Energy ("ACN") which Commerce acquired in February, 2005. Therefore Ms. Berkery was billed as a customer of ACN/Commerce for natural gas service from September 18, 2003 to July 18, 2008; and she was billed as a customer of ACN/Commerce for electric generation service from September 18, 2003 to November 17, 2004. Copies of this correspondence are being served on PECO Energy Company and the Complainant per the attached certificate of service.

Thank you for your attention to this matter.

Very truly yours,



John F. Povilaitis
Counsel for Commerce Energy

JFP:ck

c. Certificate of Service
Office of Administrative Law Judge

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

LINDA BERKERY :
 :
 v. : Docket No. C-2010-2170223
 :
 PECO ENERGY COMPANY :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the relevant document(s) upon the individuals listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

Service by First Class Mail, postage prepaid, addressed as follows:

Tishekia Williams, Esquire
PECO Energy Company
2301 Market Street, S-23
Philadelphia, Pennsylvania 19103

Linda Berkery
2115 Fairwold Lane
Fort Washington, Pennsylvania 19034

Inger Goodman
Commerce Energy, Inc.
600 Anton Boulevard
Suite 2000
Costa Mesa, CA 92626

Dated: July 16, 2010



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