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July 21, 2010

Honorable Marlane R. Chestnut  
Administrative Law Judge  
Pennsylvania Public Utility Commission  
801 Market Street, Suite 4063  
Philadelphia, PA 19107

Honorable Christopher Pell  
Administrative Law Judge  
Pennsylvania Public Utility Commission  
801 Market Street, Suite 4063  
Philadelphia, PA 19107

**RE: Pennsylvania Public Utility Commission et al. v. PECO Energy Company - Electric Division; Docket Nos. R-2010-2161575, C-2010-2178725 et al.; WITHDRAWAL OF UPENN FORMAL COMPLAINT AND DIRECT TESTIMONY/EXHIBITS**

Dear Judges Chestnut and Pell:

By this letter, The Trustees of the University of Pennsylvania and The Hospital at the University of Pennsylvania (collectively, "UPENN") hereby withdraw their formal complaint filed at the above-referenced consolidated dockets. Likewise, UPENN withdraws its direct testimony and accompanying exhibits (UPENN Statement No. 1 (Ogawa) and UPENN Statement No. 2 (Daniel)) served on Your Honors and the other parties on July 7, 2010. PECO Energy Company, the Respondent to UPENN's formal complaint, does not oppose UPENN's withdrawal. UPENN's withdrawal will preserve the time and resources of UPENN, the Commission, and the other parties. Accordingly, UPENN respectfully requests that its formal complaint docket be marked closed.

Thank you for your attention to this matter. Copies of this letter have been served in accordance with the attached Certificate of Service. If you have any questions, please direct them to me.

Respectfully,

David P. Zambito  
Counsel for  
*The Trustees of the University of Pennsylvania and  
The Hospital at the University of Pennsylvania*

DPZ/kmg

cc: Rosemary Chiavetta, Secretary  
Per Certificate of Service

ALLENTOWN HARRISBURG LANCASTER PHILADELPHIA PITTSBURGH PRINCETON WASHINGTON, D.C.

A PENNSYLVANIA PROFESSIONAL CORPORATION

**CERTIFICATE OF SERVICE**  
**Docket Nos. R-2010-2161575, C-2010-2178725, et al.**

I hereby certify that I have this day served a true copy of the foregoing Withdrawal Letter of The Trustees of the University of Pennsylvania and The Hospital at the University of Pennsylvania ("UPENN") upon the parties listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

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DATED: July 21, 2010

  
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