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October 27, 2010

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

Re: Annie Johnson v. PECO Energy Company
Docket No. F-2010-2202972

Dear Secretary Chiavetta:

Enclosed for filing on behalf of PECO is an original of its Preliminary Objections to the above-referenced Complaint. This document has been e-filed at the Pennsylvania Public Utility Commission's website. A copy has been served on the Complainant in accordance with the attached Certificate of Service.

If you have any questions, please feel free to contact me.

Best Regards,

STEVENS & LEE


Michael A. Grun

Encl.

cc: Certificate of Service

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A PROFESSIONAL CORPORATION

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ANNIE JOHNSON	:	
Complainant	:	
	:	
v.	:	Docket No. F-2010-2202972
	:	
PECO ENERGY COMPANY	:	
Respondent	:	

NOTICE TO PLEAD

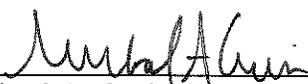
To: ANNIE JOHNSON

You are hereby notified to file a written response to the attached Preliminary Objection of PECO within ten (10) days from the date of service of this notice. If you do not file a written response denying or correcting the enclosed Preliminary Objection within ten(10) days of service, the facts set forth by PECO may be deemed to be true, thereby requiring no other proof, and judgment may be entered against you. All pleadings, such as responses to Preliminary Objections, must be filed with the Secretary of the Pennsylvania Public Utility Commission:

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

You must also serve a copy of your response on the undersigned counsel for PECO. Failure to respond to this Preliminary Objection could result in the dismissal of your case.

STEVENS & LEE



Michael A. Gruin (I.D. No. 78625)
17 N. 2nd St., 16th Floor
Harrisburg, PA 17101
Tel. (717) 255-7365
Fax (610) 988-0852
COUNSEL FOR
PECO ENERGY COMPANY

DATE: October 27, 2010

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ANNIE JOHNSON	:	
Complainant	:	
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	:	
PECO ENERGY COMPANY	:	
Respondent	:	

**PECO ENERGY COMPANY'S PRELIMINARY OBJECTION TO THE
COMPLAINT**

Respondent, PECO Energy Company ("PECO Energy"), pursuant to 52 Pa. Code § 5.101(3) respectfully petitions this Honorable Commission to order Complainant to amend her Complaint to provide more specificity.

1. On October 7, 2010, PECO Energy was served with a formal Complaint from Annie Johnson ("Complainant"). A copy of the complaint is attached as Exhibit 1.

2. PECO avers that the Complaint does not conform to the requirements of 52 Pa.Code §5.22 (a)(5), which provides:

5.22. Content of formal complaint.

(a) A formal complaint must set forth the following:

...

(5) A clear and concise statement of the act or omission being complained of including the result of any informal complaint or informal investigation.

3. A formal complaint must set forth "the act or thing done or omitted to be done" by a public utility "in violation, or claimed violation, of any law which the

commission has jurisdiction to administer, or any regulation or order of the commission.”

66 Pa.C.S. §701; 52 Pa.Code §5.22

4. A complaint should contain information specific enough to allow the respondent to understand the allegations against it, in order to conduct a meaningful investigation of the allegations and to prepare a coherent response.

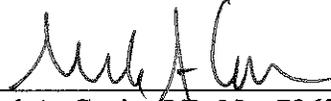
5. In the instant matter, Complainant did not provide any facts or assertions to support her complaint. Instead, Complainant states only “My Bill PECO is to high each month. I need to get some happen on this (sic).” For relief requested, Complainant states “not charging me for what somebody else did. \$260.” No other information is provided other than these statements. Therefore PECO is left to speculate as to what charges are incorrect, what actions by PECO were allegedly improper, and what relief the Complainant seeks.

6. Without additional information, PECO is unable to provide a meaningful Answer to the Complaint.

7. PECO therefore objects to this Complainant and requests the Complainant file a more specific pleading pursuant to 52 Pa. Code § 5.101 (a)(3) so that PECO may know specifically what the Complaint involves and what actions by PECO are alleged to be improper or unlawful.

WHEREFORE, PECO Energy Company respectfully requests that your Honorable Commission order the Complainant to amend her Complaint with more specificity so that PECO may Answer accordingly.

Respectfully submitted,



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Counsel for PECO Energy Company

Dated: October 27, 2010

Commonwealth of Pennsylvania :
County of Dauphin : SS

AFFIDAVIT

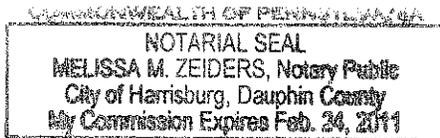
I, Michael A. Gruin, being duly sworn according to law, depose and say I am agent of PECO Energy Company and have been authorized to make this affidavit on its behalf and that the facts above set forth are true and correct to the best of my knowledge, information and belief, and PECO Energy Company expects to be able to prove the same at any hearing hereof.

Michael A. Gruin
Michael A. Gruin, agent of PECO Energy Company

Sworn and subscribed before me this
27th day of October, 2010

Melissa M. Zeiders
Notary

My Commission Expires:



**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ANNIE JOHNSON
Complainant

v.

PECO ENERGY COMPANY
Respondent

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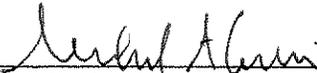
Docket No. F-2010-2202972

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing Preliminary Objection upon the parties listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

VIA First Class U.S. Mail

Annie Johnson
2433 S. Millick St.
Philadelphia, PA 19142



Michael A. Gruin

DATED: October 27, 2010