

Legal Department

Exelon Business Services Company
2301 Market Street/S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699

Telephone 215.841.4000
Fax 215.568.3389
www.exeloncorp.com

Direct Dial: 215.841.6841

December 1, 2010

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

**Re: Cassie Wright v. PECO Energy Company
PUC Docket No. F-2010-2192406**

Dear Ms. Chiavetta:

Enclosed for filing with the Commission are the following documents and copies in the matter referenced above.

—	Answer (1 original)
—	Motion for Continuance (1 original)
<u>X</u>	Motion for Judgment on the Pleadings (1 original)
—	Preliminary Objection (1 original)
—	Exceptions (1 original)
—	Reply Exceptions (1 original)
—	Brief (1 original)
—	Reply Brief (1 original)

I have enclosed a Certificate of Service showing that a copy of the above document was served on the interested parties. Thank you for your time and attention on this matter.

Very truly yours,



Tishekia Williams
Counsel for PECO Energy Company

TW/adz
Enc.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

CASSIE WRIGHT

v.

PECO ENERGY COMPANY

:
:
:
:
:

DOCKET NO. F-2010-2192406

MOTION FOR JUDGMENT ON THE PLEADINGS

PECO Energy Company ("PECO Energy"), pursuant to 52 Pa. Code § 5.102, respectfully requests that your Honorable Commission dismiss the instant complaint because Complainant is not eligible for a Commission ordered payment agreement. 66 Pa.C.S. § 1405(c). Therefore, Complainant fails to state a claim upon which relief can be granted.

1. On, or about August 6 2010, Complainant filed a Formal Complaint against Respondent, PECO Energy Company, requesting a payment agreement "that [she] can live with."

2. On August 26, 2010, Respondent filed a timely Answer, New Matter and Notice to Plead. In its New Matter, Respondent raised the fact that Complainant has been enrolled in CAP since October 1, 2007 and presently receives a 50% discount on the first 650 kWh's of electricity used each month.

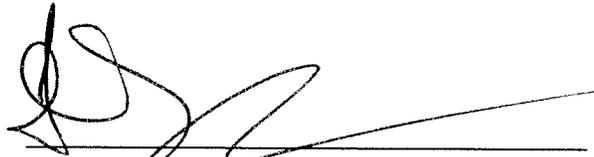
3. To date, Complainant has not responded. PECO requests that the facts alleged in the New Matter be deemed admitted without need for further proof.

4. No hearing has been scheduled.

5. As the Commission is precluded from establishing a payment agreement for customers participating in CAP, PECO requests that the complaint be dismissed. 66 Pa. C.S. §1405(c).

WHEREFORE, PECO Energy Company respectfully requests that your Honorable Commission dismiss the instant complaint as it relates to a payment agreement. Complainant fails to state a claim upon which relief can be granted.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Tishekia Williams', written over a horizontal line.

Tishekia Williams
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
(215) 841-6841
Fax: 215.568.3389
tishekia.williams@exeloncorp.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

CASSIE WRIGHT

v.

PECO ENERGY COMPANY

:
:
:
:
:

DOCKET NO. F-2010-2192406

VERIFICATION

I, Tishekia Williams, hereby declare that I am counsel for PECO Energy Company; that as such I am authorized to make this verification on its behalf; that the facts set forth in the foregoing Pleading are true to the best of my knowledge, information and belief, and that I make this verification subject to the penalties of 18 Pa. C.S. § 4904 pertaining to false statements to authorities.

Date: December 1, 2010



Tishekia Williams

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

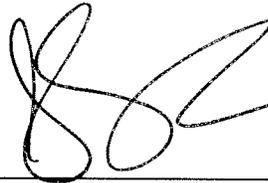
CASSIE WRIGHT	:	
	:	
v.	:	DOCKET NO. F-2010-2192406
	:	
PECO ENERGY COMPANY	:	

CERTIFICATE OF SERVICE

I, Tishekia Williams, hereby certify that I have this day served a copy of PECO Energy Company's Answer in the above matter upon all interested parties by mailing a copy, properly addressed and postage prepaid to:

Cassie Wright
2966 Rosehill St.
Philadelphia, PA 19134

Dated at Philadelphia, Pennsylvania, December 1, 2010.



Tishekia Williams
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
(215) 841-6841
Fax: 215.568.3389
tishekia.williams@exeloncorp.com