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PECO Energy Company
2301 Market Street, 515
Philadelphia, PA 19103

Mail To: 8699
Philadelphia, PA 19101-8699

December 21, 2010

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17105-3265

RECEIVED
DEC 21 2010
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

SUBJECT: State Tax Adjustment Surcharge (STAS) Filing - Electric
SUPPLEMENT NO. 9 TO TARIFF ELECTRIC - PaPUC NO. 4
Issued December 21, 2010 - to become effective on January 1, 2011

Dear Secretary Chiavetta:

This letter transmits for filing with the Commission eight copies each of the following:

- 1) Supplement No. 9 to Tariff Electric - PaPUC No. 4.
- 2) Computation sheets showing the derivation of the new State Tax Adjustment Surcharge value.

PECO has recalculated the State Tax Adjustment Surcharge (STAS) value to reflect current PURTA assessments resulting from tax rate changes and the reconciliation of prior STAS collections. In addition, this filing reflects benefits of PECO's successful effort with the Pennsylvania Department of Revenue to reduce its 1997 PURTA tax and an increase in Gross Receipts Tax as a result of the 1.6 mill increase effective January 1, 2011 (per Section 1307(g.1)).

The new surcharge is a **credit** value of 0.06%, which will be effective January 1, 2011, and replaces the present value of 0.00% (per the Compliance Filing at Docket No. R-2010-2161575, the 2010 Electric Base Rate Case). A monthly bill for a residential customer using 500 kWh will decrease by two cents, or 0.02%, from \$86.65 to \$86.63.

Would you please acknowledge receipt of the foregoing on the enclosed copy of this letter.

Sincerely,

Copies to: C. Walker-Davis, Director, Office of Special Assistants
Robert Wilson, Director, Bureau of Fixed Utility Services
M. C. Lesney, Director, Bureau of Audits
J. E. Simms, Director, Office of Trial Staff
C. T. Weakley, Office of Trial Staff
Office of Consumer Advocate
Office of Small Business Advocate
McNees, Wallace & Nurick

PECO Energy Company

Electric Service Tariff

COMPANY OFFICE LOCATION

2301 Market Street
Philadelphia, Pennsylvania 19101

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DEC 21 2010

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

For List of Communities Served, See Page 4.

Issued December 21, 2010

Effective January 1, 2011

**ISSUED BY: D. P. O'Brien – President
PECO Energy Distribution Company
2301 MARKET STREET
PHILADELPHIA, PA. 19101**

NOTICE.

PECO Energy Company

LIST OF CHANGES MADE BY THIS SUPPLEMENT

State Tax Adjustment Clause – 2nd Revised Page No. 30

Effective January 1, 2011, the State Tax Adjustment Clause will reflect a credit value of 0.06%

PECO Energy Company

Superseding Second Revised Page No. 2

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STATE TAX ADJUSTMENT CLAUSE

In addition to the net charges provided for in this tariff, a surcharge credit value of 0.06% will apply to all PaPUC jurisdictional distribution charges in the Base Rates and Riders, effective January 1, 2011. (D)

Whenever any of the tax rates used in the calculation of the surcharge are changed, or recoveries are authorized under Sections 2806, 2809 or 2810 of the Competition Act, the surcharge will be recomputed as prescribed by the Commission. The recalculation will be submitted to the Commission within ten days after the change occurs and the effective date shall be ten days after filing.

In addition, if a recalculation is submitted as a result of a tax rate change (including the Revenue Neutral Reconciliation rate) the Company will thereafter file each year by December 21 annual updates or revisions with the Commission which will reflect only this tax change. These annual updates will be effective ten days after filing and will continue until such time as the effect of the change in tax rates has been included in base rates.

(D) Denotes Decrease

PECO Energy - Electric Operations
State Tax Adjustment Surcharge
Effective January 1, 2011

<u>Calculation of STAS Effective January 1, 2011</u>		<u>Reference</u>
<u>Non-RNR Effects</u>		
1 . Capital Stock Tax - 2011	\$0	Note (a)
2 . PURTA Assessment - 8/1/10	\$210,294	Att. A, Pg. 3, Ln. 5
3 . PURTA Supplemental Assessment - 8/1/10	(\$105,852)	Att. A, Pg. 4, Ln. 12
4 . Reduction in PURTA Liability per 1307 (g.1)	(\$3,251,116)	Att. A, Pg. 5 (b)
5 . Reconciliation of Prior STAS	<u>\$376,236</u>	Att. B, Pg. 1, Ln. 13
6 . Net Due from (to) Customers	(\$2,770,438)	Ln. 1+ Ln. 2 +Ln. 3 + Ln. 4 + Ln. 5
7 . Total Due from (to) Customers Including Gross Receipts Tax	(\$2,949,157)	Ln. 6 / (1-0.0606)
<u>RNR and Section 1307 (g.1) GRT Effects</u>		
8 . 1307 (g.1) Gross Receipts Tax	\$2,116,409	Att. A, Pg. 2, Ln. 14
9 . Reconciliation of RNR for STAS	<u>(\$79,447)</u>	Att. B, Pg. 1, Ln. 12
10 . Net Due from (to) Customers	\$2,036,962	Ln. 8 + Ln. 9
11 . Total Due from (to) Customers Including Gross Receipts Tax	\$2,168,365	Ln. 10 / (1-0.0606)
12 . Total Non-RNR and RNR/1307(g.1) Due from (to) Customers	(\$780,792)	Ln. 7 + Ln. 11
13 . Operating Revenues Subject to STAS from January 1, 2011 thru December 31, 2011	\$1,322,755,767	Att. A, Pg. 2, Ln. 13
14 . State Tax Adjustment Surcharge	-0.06%	Ln. 12 / Ln. 13

(a) The year 2011 capital stock tax rate was reflected at R-2010-2161575, the Company's 2010 base rate case.

(b) PECO has received a \$4.1 million tax credit (\$3.3 million is attributable to Electric) for the overpayment of its 1997 PURTA Suptax that is being applied by PECO to offset the effects of the PURTA GRT Surcharge (Line 8) in accordance v Section 1307 (g.1). The genesis of the credit is PECO's successful effort at the Pennsylvania Department of Revenue to reduce its 1997 PURTA Suptax.

PECO Energy - Electric Operations
Computation of Operating Revenues Subject to 2011 STAS

		<u>Reference</u>
1 . <u>Booked Revenue from Sales</u>	\$4,316,997,958	2009 FERC # 1, Pg. 300, Ln. 12
2 . Less : Non - jurisdictional revenue		
Sales for Resale	\$21,387,461	2009 FERC # 1, Pg. 300, Ln. 11
3 . Less : LILR Revenue not subject to STAS	\$ 7,113,315	Company Records
Unbilled Revenues	\$ 15,131,149	2009 FERC # 1, Pg. 301
STAS Revenue Included in Line 1	\$ (14,580,824)	Company Records
4 . Less: Competitive Transition Charges/Intangible Transition Charges	<u>\$ 927,025,539</u>	Company Records
5 . <u>Operating Revenues Subject to STAS Excl Total Transition Charges Before Adjustments</u>	\$3,360,921,318	
6 . Less: Transmission Charges Included in Lines 1 through 3	\$177,147,932	Company Records
7 . Less:		
Energy and Capacity Charges Included in Lines 1 through 3	\$ 2,176,809,890	Company Records
8 . Plus: Full Year Effect of 2010 Distribution Base		
Rate Case Revenue	\$ 197,040,909	Docket No. R-2010-2161575, Electric Base Rate Case
9 . Plus: Full Year Effect of Smart Meter Cost Recovery Surcharge	\$ 14,864,017	Company Filing on August 2, 2010 at Docket No. M-2009-2123944
10 . Plus: Proforma Distribution Adjustments from Change in USFC Rate from Base Rate Case	\$ (494,987)	Universal Service Fund Charge Filed on October 14, 2010 at Docket No. M-2010-2196682
11 . Plus: Proforma Energy Efficiency and Conservation Cost Recovery	\$ 103,025,894	Company Filing for EE&C on December 23, 2009 at Docket No. M-2009-2093215
12 . Plus: Proforma Consumer Education Cost Recovery	<u>\$ 1,356,438</u>	Company Filing on February 1, 2010 at Docket No. R-2009-2099208
13 . Adjusted Base Revenues for 2011 STAS	\$1,322,755,767	
14 . 1.6 Mill GRT PURTA Surcharge	\$ 2,116,409	Ln. 13 * 0.0016 (a)

(a) Refer to Attachment B, Pg. 3 for the Pennsylvania Bulletin announcing the Gross Receipts Tax PURTA Surcharge beginning January 1, 2011 due to the Public Realty Tax Act Surcharge

PECO Energy
2009 PURTA Adjustment

	<u>Transmission</u>	<u>Distribution</u>	<u>Gas</u>	<u>Total</u>
Per August 1, 2010 Assessment (a)				
1 . Tax Base	\$99,259,816	\$142,253,971	\$34,975,952	\$276,489,739
2 . Tax @ 27.9124 Mills	\$2,770,580	\$3,970,650	\$976,263	\$7,717,492
 2010 Rate Case PURTA				
3 . Tax Base	\$ 99,259,816	\$142,253,971	\$34,975,952	\$276,489,739
4 . Tax @ 26.4341 Mills	<u>\$2,623,844</u>	<u>\$3,760,356</u>	<u>\$924,558</u>	<u>\$7,308,757</u>
 5 . Amount Due from / (to) Customers	\$146,736	\$210,294	\$51,705	\$408,735

(a) See Attachment B, Pg. 4

PECO Energy
Supplemental PURTA Adjustments

Per August 1, 2010 Assessment (a)	<u>Generation</u>	<u>Transmission & Distribution</u>	<u>Gas</u>	<u>Total</u>
1 . Adjustment for 1998 Tax Year	\$2,489	\$732	\$221	\$3,441
2 . Adjustment for 1999 Tax Year	\$405	\$80	\$29	\$514
3 . Adjustment for 2000 Tax Year	N.A.	\$344	\$51	\$395
4 . Adjustment for 2001 Tax Year	N.A.	(\$1,793)	(\$287)	(\$2,080)
5 . Adjustment for 2002 Tax Year	N.A.	\$875	\$136	\$1,011
6 . Adjustment for 2003 Tax Year	N.A.	\$302	\$51	\$353
7 . Adjustment for 2004 Tax Year	N.A.	(\$6,277)	(\$1,075)	(\$7,352)
8 . Adjustment for 2005 Tax Year	N.A.	(\$8,774)	(\$1,621)	(\$10,395)
9 . Adjustment for 2006 Tax Year	N.A.	(\$1,858)	(\$350)	(\$2,208)
10 . Adjustment for 2007 Tax Year	N.A.	(\$942)	(\$151)	(\$1,093)
11 . Adjustment for 2008 Tax Year	N.A.	<u>(\$88,541)</u>	<u>(\$13,453)</u>	(\$101,994)
12 . Amount Due from / (to) Customers	N.A.	(\$105,852)	(\$16,449)	N.A.

(a) See Attachment B, Pg. 4

PECO Energy

Attachment A

Page 5

Reduction of 1997 PURTA Suptax

	<u>Electric</u>	<u>Gas</u>	<u>Total (a)</u>	
Reduction of 1997 PURTA Suptax	\$ 3,251,116	\$ 851,756	\$ 4,102,872	Attachment B, Page 5

(a) PECO has received a \$4.1 million tax credit (\$3.3 million is attributable to Electric) for the overpayment of its 1997 PURTA Suptax that is being applied by PECO to offset the effects of the PURTA GRT Surcharge (Att. A, Pg 1, Ln. 8) in accordance with Section 1307 (g.1). The genesis of the credit is PECO's successful effort at the Pennsylvania Department of Revenue to reduce its 1997 PURTA Suptax.

PECO Energy-Electric Operations
State Tax Adjustment Surcharge Reconciliation
For the Year 2010

		<u>Reference</u>
<u>Reconciliation of Current STAS</u>		
<u>RNR Effects (a)</u>		
1 . Net Due from (to) Customers	(\$557,917)	12/21/09 STAS Filing, Att. A, Pg. 1, Ln. 8
2 . Total RNR for Future Recovery	(\$557,917)	Ln.1
<u>Non - RNR Effects</u>		
3 . Capital Stock Tax - 2010	(\$8,125,740)	12/21/09 STAS Filing, Att. A, Pg. 1, Ln. 1
4 . PURTA Assessment - 7/31/09	(\$596,204)	12/21/09 STAS Filing, Att. A, Pg. 1, Ln. 2
5 . PURTA Supplemental Assessment - 7/31/09	(\$11,342)	12/21/09 STAS Filing, Att. A, Pg. 1, Ln. 3
6 . Reconciled Amount due from/(to) Customers	<u>\$3,382,956</u>	12/21/09 STAS Filing, Att. A, Pg. 1, Ln. 4
7 . Non - RNR Amount Due from / (to) Customers	(\$5,350,330)	Ln. 3 + Ln. 4 + Ln. 5 + Ln. 6
8 . Total RNR and Non-RNR Effects	(\$5,908,247)	Ln. 2 + Ln. 7
Less: STAS Revenues Collected from Customers-2010		
9 . RNR Related	(\$478,470)	Att. B, Pg. 2
10 . Non-RNR Related	<u>(\$5,726,566)</u>	Att. B, Pg. 2
11 . Total	(\$6,205,036)	Ln. 9 + Ln. 10
Net Due from/(to) Customers		
12 . RNR Related	(\$79,447)	Ln. 2 - Ln. 9
13 . Non-RNR Related	<u>\$376,236</u>	Ln. 7 - Ln. 10
14 . Total	\$296,789	Ln. 12 + Ln. 13

(a) Includes Section 1307 (g.1) GRT

PECO Energy - Electric Operations
STAS Collections-Company Records
12 Months Ended December 31, 2010

	<u>RNR Related</u>	<u>Non-RNR Related</u>
Jan	\$1,971	(\$1,066,292)
Feb	(\$48,180)	(\$473,770)
Mar	(\$41,482)	(\$407,904)
April	(\$40,591)	(\$399,148)
May	(\$41,127)	(\$404,412)
Jun	(\$53,632)	(\$527,376)
July	(\$64,023)	(\$629,561)
Aug	(\$64,552)	(\$634,759)
Sep	(\$57,121)	(\$561,691)
Oct	(\$43,371)	(\$426,478)
Nov (a)	(\$29,044)	(\$285,598)
Dec (a)	<u>(\$27,318)</u>	<u>(\$268,627)</u>
Total	(\$508,470)	(\$6,085,616)
Less: GRT	<u>\$ (30,000)</u>	<u>\$ (359,050)</u>
Net After GRT	(\$478,470)	(\$5,726,566)

(a) Projection

NOTICES

Public Utility Realty Tax Act (PURTA); Revised Surcharge Rate Notice for the Tax Year Beginning January 1, 2011

[40 Pa.B. 7304]

[Saturday, December 18, 2010]

This notice replaces the PURTA Surcharge Rate Notice previously published at 40 Pa.B. 5423 (September 18, 2010).

8111-A(d) requires the Secretary of Revenue to publish the rate 72 P. S. § of the Public Utility Realty Tax Act (PURTA) surcharge in the form of an annual notice in the *Pennsylvania Bulletin*. The tax rate established in 72 P. S. 8111-A(d) shall be imposed upon gross receipts taxes as provided in 72 P. S. § 8111-A(d) for the period beginning the next January 1. §

8111-A The result of the PURTA surcharge calculation provided in 72 P. S. § for the tax year beginning January 1, 2011, is 1.6 mills (0.0016). Therefore, a 8111-A(d) will be imposed for the taxable surcharge pursuant to 72 P. S. § period beginning January 1, 2011. The additional 1.6 mills (0.0016) shall be paid upon each dollar of gross receipts reported and settled in accordance with 8101, except gross receipts from providing mobile telecommunication 72 P. S. § services and telegraph or telephone messages transmitted in interstate commerce.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 10-2419. Filed for public inspection December 17, 2010, 9:00 a.m.]

August 1, 2010

Attachment B, Page 4
1 of 2

PECO ENERGY CO
2301 MARKET ST. N3-3

PHILADELPHIA, PA 19101

**Re: 2009 Pennsylvania Public Utility Realty Tax
Notice of Determination**

Dear Taxpayer:

Pursuant to the Public Utility Realty Tax Act, the Department of Revenue herein provides notice of the state taxable values of PURTA realty and the millage rate for tax year 2009. This notice is based on information provided by your county tax assessor's office. Any errors must be addressed with that agency and not with the Pennsylvania Department of Revenue. Notice is also given for any PURTA/PTA Tax and transitional credit adjustments for prior tax years.

Payment of tax is required within 45 days of the mailing date of this notice. Previous payments, adjustments and credits should be taken into consideration. Payments and correspondence relevant to the PURTA tax or this notice should be mailed directly to the above address.

Thank you for your attention to this matter.

1998 - 2009 NOTICES:

Sincerely,

Department of Revenue
Bureau of Corporation Taxes

2009 Liability:	\$7,717,492.00
2008 Liability Adjustment:	(\$101,994.00)
2007 Liability Adjustment:	(\$1,093.00)
2006 Liability Adjustment:	(\$2,208.00)
2005 Liability Adjustment:	(\$10,395.00)
2004 Liability Adjustment:	(\$7,352.00)
2003 Liability Adjustment:	\$353.00
2002 Liability Adjustment:	\$1,011.00
2001 Liability Adjustment:	(\$2,080.00)
2001 Transition Credit Adjustment:	\$0.00
2000 Liability Adjustment:	\$395.00
2000 Transition Credit Adjustment:	\$0.00
1999 Liability Adjustment:	\$514.00
1999 Transition Credit Adjustment:	\$0.00
1998 Liability Adjustment:	\$3,441.00
1998 Transition Credit Adjustment:	\$0.00

**PLEASE SEE PAGE 2
FOR DETAIL**

Account ID: 3500103

Name: **PECO ENERGY CO**

Account Id: **3500103**

Details

Tax Year	<u>2009</u>	<u>2008</u>	<u>2007</u>	<u>2006</u>	<u>2005</u>	<u>2004</u>
	<u>Adjusted Totals</u>					
1) Total Realty Tax Equivalent (RTE):	\$ 31,149,371	\$ 30,546,853	\$ 28,842,193	\$ 30,509,857	\$ 30,621,117	\$ 29,315,054
2) Total State Taxable Value (STV) for all utilities:	\$ 1,533,511,613	\$ 1,622,792,458	\$ 1,648,266,055	\$ 1,618,581,012	\$ 1,520,760,104	\$ 1,422,730,920
3) PURTA Millage Rate, including 7.6 mills for PTA:	27.9124 mills	26.4236 mills	25.0985 mills	26.4498 mills	27.7354 mills	28.2048 mills
	<u>Utility Adjustment</u>					
4) Utility STV:	\$276,489,739	\$298,022,138	\$295,480,733	\$279,490,330	\$252,909,099	\$240,249,743
5) Liability (Line 3 x Line 4):	\$7,717,492	\$7,874,818	\$7,416,123	\$7,392,463	\$7,014,535	\$6,776,196
6) Utility Transition Credit:	N/A	N/A	N/A	N/A	N/A	N/A
7) Utility Liability Adjustment:	N/A	(\$101,994)	(\$1,093)	(\$2,208)	(\$10,395)	(\$7,352)
8) Utility Transition Credit Adjustment:	N/A	N/A	N/A	N/A	N/A	N/A

Tax Year	<u>2003</u>	<u>2002</u>	<u>2001</u>	<u>2000</u>	<u>1999</u>	<u>1998</u>
	<u>Adjusted Totals</u>					
1) Total Realty Tax Equivalent (RTE):	\$ 29,296,630	\$ 28,985,844	\$ 29,067,764	\$ 28,030,058	\$ 39,317,500	\$ 133,200,000
2) Total State Taxable Value (STV) for all utilities:	\$ 1,358,740,634	\$ 1,352,482,511	\$ 1,326,151,353	\$ 1,347,765,959	\$ 2,077,384,403	\$ 2,088,976,315
3) PURTA Millage Rate, including 7.6 mills for PTA:	29.1616 mills	29.0316 mills	29.5189 mills	28.3974 mills	26.5264 mills	70.6561 mills
	<u>Utility Adjustment</u>					
4) Utility STV:	\$220,800,368	\$210,744,647	\$212,286,963	\$208,010,677	\$642,189,073	\$625,512,314
5) Liability (Line 3 x Line 4):	\$6,438,892	\$6,118,254	\$6,266,478	\$5,906,962	\$17,034,964	\$44,196,261
6) Utility Transition Credit:	N/A	N/A	\$0	\$0	\$0	\$100,000
7) Utility Liability Adjustment:	\$353	\$1,011	(\$2,080)	\$395	\$514	\$3,441
8) Utility Transition Credit Adjustment:	N/A	N/A	\$0	\$0	\$0	\$0

If you do not agree with this Notice of Determination for 2009 PURTA, you may file a Petition for Recalculation with the Board of Finance and Revenue pursuant to Section 1109-A of the Tax Reform Code of 1971. The petition must be postmarked by the U.S. Postal Service or received by the Board of Finance and Revenue within 30 days of the mailing date of this notice. Under separate cover you will receive a Statement of Account. Please review it to confirm the status of payments made, transition credits and adjustments to previous tax liabilities or balances still due. Any overpayment is available for transfer within the account, and any net credit balance for the account is available for refund/assignment.



OPEN
LEDGER

MAILED:

09/02/10

CERTIFICATE OF AUTHORITY 08-19-74	PERIOD 12	FILE (BOX) NUMBER 3500-103
OFFICIAL USE ONLY		POSTMARK DATE

Attachment B, Page 5

PECO ENERGY COMPANY
TAX DIRECTOR
2301 MARKET ST N3- 3
PHILADELPHIA PA 19103

23-0970240 0100 N KA R 9515851 08-02-95

DATE	T/C	TAX YEAR ENDING	TYPE OF TAX	DOCUMENT LOCATION NO (DLN)	C	BASE FIGURE	DEBIT	CREDIT
05 22 07	05	1297	20	77-9-00056			55742492.00-	
06 18 07		1297	20	MAILED				
06 18 07	C03	1297	120	71-9-74600				17225050.00
07 16 07	06	1297	20	71-9-74600				38082652.00-
07 16 07	C07	1297	20	71-9-74600				38082652.00
04 18 08	C03	1297	20	81-0-90812				17225050.00-
04 18 08	C07	1297	20	81-0-90812				37774950.00-
04 18 08	C03	1297	120	83-2-63401				17225050.00-
04 18 08	C03	1297	20	83-2-63401				17225050.00
11 24 08	C07	1297	20	83-2-93400				26274.00-
12 23 09	C03	1297	120	93-5-73413				2286362.00-
12 15 09	C06	1297	120	93-5-73413				2286362.00
12 23 09	P06	1297	320	93-5-73413				4102872.00-
12 23 09	07	1297	320	93-5-73413				4102872.00-
12 15 09	C07	1297	320	93-5-73413				4102872.00
12 15 09	S08	1297	320	93-5-73413			4102872.00-	
12 15 09	X13	1297	320	93-5-73413				6389234.00
11 27 10	33	1297	320	99-1-34200				
							TAX BAL:	6,670,662.00CR
2 01 99	21	1298	20	99-2-67890				
15 01 00	23	1298	20	097180				
17 06 00	33	1298	20	00-0-97180				
17 00 00	33	1298	20					
18 01 00	05	1298	20	02-1-03002			2206368.00	
17 31 00		1298	20	MAILED				
8 01 00	13	1298	20	02-1-03002				
7 31 00	33	1298	20	00-0-97180				
8 30 00	21	1298	20	186460				
9 15 00	15	1298	20	02-6-94815				2206368.00
0 27 00	21	1298	20	097180				
2 16 99	15	1298	20	10-6-05000				3582.31
2 16 99	15	1298	20	10-6-05000				8956.37
3 02 01	04	1298	120				169.00	
3 02 01	04	1298	120				421.00	
								NET TAX BALANCE

NOTE: INTEREST CHARGES WILL BE IMPOSED ON UNPAID TAX(ES) FROM ANNUAL DUE DATE THROUGH DATE PAID.