

Legal Department

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December 30, 2010

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

**Re: Omar Ali v. PECO Energy Company
PUC Docket No. F-2010-2214630**

Dear Ms. Chiavetta:

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

<input type="checkbox"/>	Answer (1 original)
<input checked="" type="checkbox"/>	Answer & New Matter (1 original)
<input type="checkbox"/>	Motion for Continuance (1 original)
<input type="checkbox"/>	Motion for Judgment on the Pleadings (1 original)
<input checked="" type="checkbox"/>	Preliminary Objection (1 original)
<input type="checkbox"/>	Exceptions (1 original)
<input type="checkbox"/>	Reply Exceptions (1 original)
<input type="checkbox"/>	Brief (1 original)
<input type="checkbox"/>	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.

Scheduling Recommendation: Call of the Docket Non Call of the Docket

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

OMAR ALI	:
	:
	: Docket No. F-2010-2214630
v.	:
	:
PECO ENERGY COMPANY	:

NOTICE TO PLEAD

Pursuant to 52 Pa. Code §§ 5.101 and 5.62(c), you are hereby notified that, if you do not file a written response denying or correcting the enclosed Preliminary Objection within 10 days from service of this notice, a ruling may be entered against you. Your reply must be filed with the Secretary of the Pennsylvania Public Utility Commission, with a copy served to counsel for PECO Energy Company, Tishekia Williams, and where applicable, the Administrative Law Judge presiding over the issue.

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

With a copy to:
Tishekia Williams
PECO Energy Company
2301 Market Street, S-23
Philadelphia, PA 19103

Dated at Philadelphia, PA, December 30, 2010



Tishekia Williams
PECO Energy Company
2301 Market Street, S-23
Philadelphia, PA 19103
(215) 841-6481
Tishekia.williams@exeloncorp.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

OMAR ALI

v.

PECO ENERGY COMPANY

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DOCKET NO. F-2010-2214630

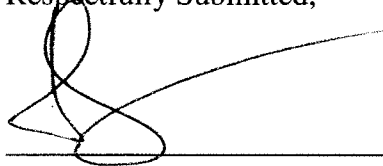
PRELIMINARY OBJECTION OF RESPONDENT,
PECO ENERGY COMPANY

Respondent, PECO Energy Company (“PECO Energy”), respectfully petitions this Honorable Commission to dismiss this Complaint inasmuch as it requests damages for the following reasons:

1. Complainant filed a Formal Complaint with the Pennsylvania Public Utility Commission on or about November 29, 2010, wherein Complainant requested compensation for his suffering. PECO understands this to be a request for damages.
2. PECO is filing an Answer and New Matter in conjunction with this Preliminary Objection.
3. To the extent that Complainant is seeking compensation for the alleged suffering his request should be denied.
4. The Public Utility Commission is without the power to award damages to Complainant. *See Feingold v. Bell of Pennsylvania*, 477 Pa. 1, 383 A.2d 791 (1977). Accordingly, to the extent the Complaint seeks monetary damages it should be dismissed.

WHEREFORE, PECO Energy Company respectfully requests that your Honorable Commission dismiss Complainant's request for damages because the Commission lacks power to award damages.

Respectfully Submitted,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

Tishekia Williams
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
(215) 841-6863
tishekia.williams@exeloncorp.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

OMAR ALI

v.

PECO ENERGY COMPANY

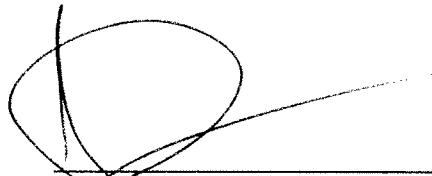
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DOCKET NO. F-2010-2214630

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VERIFICATION

I, Tishekia Williams, hereby declare that I am an attorney representing 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.



Tishekia Williams

Date: December 30, 2010

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

OMAR ALI

v.

PECO ENERGY COMPANY

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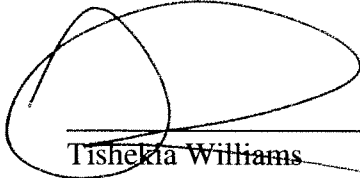
DOCKET NO. F-2010-2214630

CERTIFICATE OF SERVICE

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

Omar Ali
1222 Angora Avenue
Yeadon, PA 19050

Dated at Philadelphia, Pennsylvania, December 30, 2010



Tishkia Williams
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Philadelphia, PA 19101-8699
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