

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

February 2, 2011

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

**Re: Theresa Neibauer v. PECO Energy Company
PUC Docket No. C-2010-2179572**

Dear Ms. Chiavetta:

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

—	Answer (1 original)
—	Answer & New Matter (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/zyr

Enc.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

THERESA NEIBAUER :
v. : **DOCKET NO. C-2010-2179572**
PECO ENERGY COMPANY :

NOTICE TO PLEAD

To: Theresa Neibauer

You are hereby notified to file a written response to the attached Motion for Judgment on the Pleadings of PECO within twenty (20) days from the date of service of this notice. If you do not file a written response denying or correcting the enclosed Motion, within twenty (20) 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 an Answer to a Motion, 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 Motion for Judgment on the Pleadings could result in the dismissal of your case.

With a copy to:

Tishekia Williams
PECO Energy Company
2301 Market Street, S23-1
PO Box 8699
Philadelphia, PA 19101-8699

Dated: February 2, 2011



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

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

THERESA NEIBAUER	:	
	:	
v.	:	DOCKET NO. C-2010-2179572
	:	
PECO ENERGY COMPANY	:	

MOTION FOR JUDGMENT ON THE PLEADINGS

PECO Energy Company ("PECO"), pursuant to 52 Pa. Code § 5.102, respectfully requests that your Honorable Commission dismiss the instant complaint inasmuch as Complainant requests a payment agreement. Pursuant to 66 Pa.C.S. § 1405(c), Complainant is ineligible for a Commission ordered payment agreement. Therefore, Complainant fails to state a claim upon which relief can be granted.

1. On May 19, 2010, Complainant filed a Formal Complaint against Respondent, PECO, requesting that she be issued a payment agreement by the Commission. A copy of the Complainant's Formal Complaint is attached hereto as Exhibit 1.
2. PECO was served with the Formal Complaint on June 3, 2010.
3. On June 15, 2010, PECO filed an Answer, New Matter, and Notice to Plead. A copy of PECO's Answer and New Matter is attached hereto as Exhibit 2. In its New Matter, PECO raised the following facts: a).Complainant has been enrolled in the Customer Assistance Program ("CAP") since July 23, 2005, b). Complainant is currently enrolled in CAP Tier D, c) the sum of \$2,067.70 (the CAP arrears) was forgiven on January 19, 2006, and d) Complainant's balance (as of the date the Answer with New Matter was filed) of \$14,345.94 consists solely of CAP arrears.
4. To date, over 100 days have passed since PECO filed its New Matter.

5. PECO has not been served with a response to its New Matter, and therefore requests that the facts stated therein be deemed admitted. See 52 Pa.Code §5.63(b) (providing that facts in new matter may be deemed admitted if there is no reply).

6. The Commission is precluded from establishing a payment agreement for customers participating in CAP. 66 Pa. C.S. §1405(c).

7. The Commission's regulations at 52 Pa. Code 5.102(a) permits any party to move for summary judgment or judgment on the pleadings after the pleadings are closed, but within such time as to not delay a hearing. The presiding officer will grant the motion if the pleadings, depositions, answers to interrogatories, admissions and affidavits show that there is no genuine issue as to a material fact and that the moving party is entitled to judgment as a matter of law. 52 Pa. Code § 5.102(d)(1).

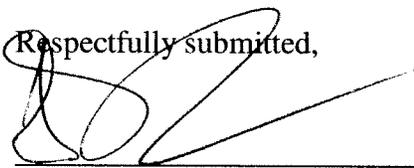
8. The moving party bears the burden of showing that no genuine issue of material fact exists and that it is entitled to judgment as a matter of law. The Commission must view the record in the light most favorable to the non-moving party, giving that party the benefit of all reasonable inferences. First Mortgage Co. of Pennsylvania v. McCall, 459 A.2d 406(Pa. Super. 1983).

9. The provision at 52 Pa. Code §5.102(c) serves judicial economy by avoiding a hearing where no factual dispute exists. If no factual issue pertinent to the resolution of the case exists, a hearing is unnecessary. Lehigh Valley Power Committee v. Pennsylvania Public Utility Commission, 563 A.2d. 557 (Pa. Cmwlth. 1989).

10. The pleadings in this case reveal that PECO is entitled to judgment as a matter of law because the Complaint fails to state a claim for which relief can be granted. The Complainant is seeking a payment arrangement, but PECO's New Matter makes it clear that

the Complainant participates in CAP and is therefore ineligible for a Commission-ordered payment arrangement, pursuant to 66 Pa. C.S. §1405(c).

WHEREFORE, PECO Energy Company respectfully requests that your Honorable Commission dismiss the instant complaint with prejudice because it relates to a request for a payment agreement on CAP arrears, and the Complainant fails to state a claim upon which relief can be granted.

Respectfully submitted,


Tishekia Williams
Exelon Business Services Company
2301 Market Street, S23-1
PO Box 8699
Philadelphia, PA 19101-8699
(215) 841-6841
Fax: 215.568.3389
tishekia.williams@exeloncorp.com

Dated: February 2, 2011

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

THERESA NEIBAUER

v.

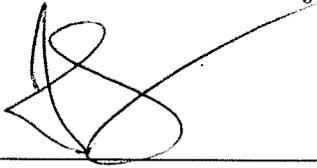
PECO ENERGY COMPANY

:
:
:
:
:

DOCKET NO. C-2010-2179572

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 and that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S.A. § 4904, relating to unsworn falsifications to authorities.



Tishekia Williams

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

THERESA NEIBAUER	:	
	:	
v.	:	DOCKET NO. C-2010-2179572
	:	
PECO ENERGY COMPANY	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing Motion for Judgment on the Pleadings 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
Theresa Neibauer
2608 Edgemont Street
Philadelphia, PA 19125-3808



Tishekia Williams

DATED: February 2, 2011



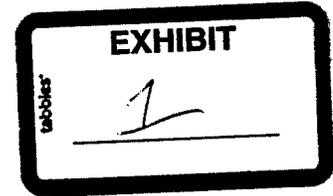
COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

DATE SERVED: June 3, 2010

C-2010-2179572

PECO ENERGY COMPANY
C/O WARD L SMITH
ASSOCIATE GENERAL COUNSEL
PO BOX 8699
PHILADELPHIA PA 19101-8699



Dear Mr. Smith:

A complaint has been filed against you before the Pennsylvania Public Utility Commission by THERESA NEIBAUER. To defend yourself against the claims stated in the following pages, you must act within twenty (20) days by filing in writing with the Commission, either personally or through your attorney, your defenses or objections to the claims stated against you. Or, you may satisfy the complaint by settling the matter with the Complainant and submitting proof of settlement to the Commission within twenty (20) days.

IF YOU FAIL TO RESPOND WITHIN TWENTY (20) DAYS, THE CASE MAY GO FORWARD IN YOUR ABSENCE AND A JUDGEMENT MAY BE ENTERED AGAINST YOU BY THE COMMISSION WITHOUT FURTHER NOTICE.

CUSTOMER OF A UTILITY

A payment schedule may be prescribed or a termination of utility services may be authorized. You may lose money or property or other rights important to you.

COMPANY/UTILITY

An Administrative Law Judge may revoke or suspend any certificate or permit held by you, or impose a fine, or any other appropriate penalty or remedy authorized by the Public Utility Code. You may lose money or property or other rights important to you.

Detailed instructions on how to proceed are contained in the attached pages. You are advised to read them carefully.

June 3, 2010

Unless you are a corporation or other organization, you may proceed without a lawyer. However, if you want a lawyer and do not have one or cannot afford one, the office listed below can tell you where you can get legal help:

Pennsylvania Lawyer Referral Service
Pennsylvania Bar Association
P.O. Box 186
Harrisburg, PA 17108
(800) 692-7375

Very truly yours,

A handwritten signature in black ink, appearing to read "Rosemary Chiavetta". The signature is written in a cursive, flowing style with a large initial "R".

Rosemary Chiavetta
Secretary

ane

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Formal Complaint Form

COPY

Please print in ink or type.

1. CUSTOMER (COMPLAINANT) INFORMATION

Your name, mailing address, county, telephone number, utility account number and service address:

Name Theresa Neibauer

Street/P.O. Box 2608 Edgemont ST Apt #

City Phila State Pa Zip 19125-3808

County

Daytime Telephone Number Where We Can Contact You: (215) 426-1948

E-mail Address (optional):

Utility Account Number 28378-01807 (from your bill)

If your complaint involves utility service provided to a different address than your mailing address, please list this information below.

Name

Street/P.O. Box

City State Zip

2. FULL NAME OF UTILITY COMPANY (RESPONDENT):

P.E.C.O. Energy

3. TYPE OF UTILITY (check one)

[X] ELECTRIC

[] STEAM HEAT

[] GAS

[] WASTE WATER

[] WATER

[] MOTOR CARRIER

(e.g., taxi, moving company, limousine)

[] TELEPHONE (local, long distance)

RECEIVED 2010 MAY 19 AM 10:01 PUBLIC SECRETARY'S BUREAU

4. **COMPLAINT** (check one)

A. In general, what is your complaint?

- I want to oppose the company's proposed rate increase.
- There are incorrect charges on my bill.
- There is a reliability, safety or quality problem with my utility service.
- I received a notice that my utility service is being terminated.
- I would like a payment agreement.
- Other (explain).

B. State the facts of your complaint.

Include any specific dates, times or places that may be important. If the complaint is about a bill, tell us about any charges that you believe are not correct. Use additional paper if you need more space. Provide copies of all relevant documents you believe will support your complaint.

5. **RELIEF**

How do you want your complaint to be resolved? Use additional paper if you need more space.

*I need to have a lower payment
per month due to the income that
I receive per month*

6. **PROTECTION FROM ABUSE**

Answer the following question if your complaint is against a natural gas distribution utility, an electric distribution utility or a water distribution utility **AND** your complaint is about a billing problem, a request to receive service, a security deposit request, termination of service or a request for a payment agreement.

Has a court granted a "Protection from Abuse" order for your personal safety or welfare?

YES

NO

7. **PRIOR UTILITY CONTACT**

Answer the following question only if you are a residential customer and your complaint is against an electric distribution utility, natural gas distribution utility or a water distribution utility.

Have you spoken to a utility company representative about this complaint?

YES (includes appeals of BCS determinations)

NO

If you tried to, but could not speak to a utility company representative about your complaint, please explain why.

8. **LEGAL REPRESENTATION (IF ANY)**

If you are represented by a lawyer **in this matter** you must provide your lawyer's name, address, telephone number, and e-mail address, if known.

Lawyer's Name _____

Street _____

City _____ State _____ Zip _____

Area Code/Phone Number _____

E-mail Address (If Known) _____

9. VERIFICATION AND SIGNATURE

You must print or type your name below on the line provided for the verification paragraph, and you must sign and date (in ink) this form on the lines provided.

Verification:

I Theresa Neigaver, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Theresa Neigaver
(Signature)

3/15/10
(Date)

Title of authorized employee or officer

10. FILING

Please return the completed form to one of the addresses listed below:

If using U.S. Postal Service:

If using overnight delivery service:

Secretary Pennsylvania Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105-3265	Secretary Pennsylvania Public Utility Commission 400 North Street Commonwealth Keystone Building, 2 nd Floor Harrisburg, Pennsylvania 17120
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Facsimiles and/or electronic filings of the complaint will not be accepted.

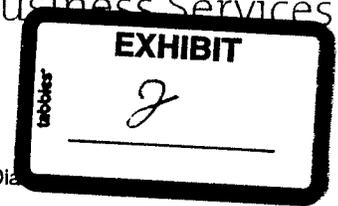
If you have any questions about filling out this form, please contact the Secretary's Bureau at 717-772-7777.

Keep a copy of your complaint for your records.

Legal Department

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2301 Market Street/S23-1
PO. Box 8699
Philadelphia, PA 19101-8699

Telephone 215.841.4000
Fax 215.568.3389
www.exeloncorp.com



Direct Dia

June 15, 2010

Theresa Neibauer
2608 Edgemont Street
Philadelphia, PA 19125

Re: **Theresa Neibauer v. PECO Energy Company**
PUC Docket No. C-2010-2179572

Dear Ms. Perkins:

Enclosed is a copy of PECO Energy Company's response to the formal complaint filed in the above-referenced docket. The law requires PECO Energy to file an answer to your Public Utility Commission complaint. Keep these papers for your records. This is not a decision on your complaint. If there is a "Notice to Plead" attached to this Answer, you should review the Notice to Plead for information on how to respond to a New Matter, Motion or Preliminary Objection that may have been included with the Answer. Please note that if you do not respond to a New Matter, Motion, or Preliminary Objection an unfavorable decision may be rendered against you.

Soon, the Public Utility Commission will schedule either a settlement conference or a hearing on your complaint. The Commission will let you know by mail whether there will be a conference or a hearing and will include instructions on what to do next. If the matter is set for hearing, the notice will provide you with information about the date, time and place of the hearing. If we are unable to resolve your complaint and have to proceed with a hearing, a judge will be at the hearing and will decide your complaint. You must call the Public Utility Commission if you have any questions about the hearing or if you cannot attend the hearing.

If you have any questions or concerns at any time, please do not hesitate to contact me at the above listed number.

Very truly yours,

Tishekia Williams
Counsel for PECO Energy Company

TW/adz
Enc.

Legal Department

Exelon Business Services Company
2301 Market Street/523-1
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Business Services
Company

Direct Dial: 215.841.6841

June 15, 2010

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

Re: **Theresa Neibauer v. PECO Energy Company**
PUC Docket No. C-2010-2179572

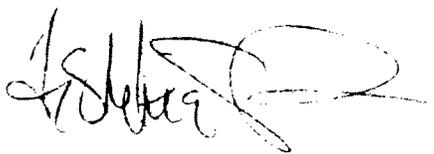
Dear Ms. Chiavetta:

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

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

I have enclosed a Certificate of Service showing that a copy of the above document was served on the interested parties. Also enclosed is an extra copy of this letter, which I request that you date stamp and return to me in the envelope provided as proof of filing. 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 X

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

THERESA NEIBAUER :
 :
v. : **DOCKET NO. C-2010-2179572**
 :
PECO ENERGY COMPANY :

**ANSWER AND NEW MATTER OF RESPONDENT,
PECO ENERGY COMPANY**

PECO Energy Company ("PECO Energy"), pursuant to 52 Pa. Code § 5.61, responds to the Complaint and states:

1. Admitted.
2. Admitted.
3. Admitted.
4. Denied. Complainant is responsible for her entire account balance, which is \$14,345.94. Complainant is not entitled to a payment agreement from the Public Utilities Commission ("PUC"), due to her participation in PECO's Customer Assistance Program ("CAP"). Complainant enrolled in the CAP rate program on July 23, 2005, and is currently enrolled in CAP Tier D, and receives a 50% discount on the first 650 kWhs of electric used each month. A copy of the account activity statement is attached as Exhibit 1.

PECO has received LIHEAP payments for Complainant of \$100.00 on April 6, 2010 and \$100.00 on March 8, 2010.

The Commission may not issue a payment agreement on CAP arrears. 66 Pa C.S. §1405(c). The balance at the time of Complainant's CAP enrollment was \$2,067.70 and was forgiven on January 19, 2006. The BCS agreed with PECO's position in Decision No. 2677106,

and declined to issue Complainant a payment agreement. A copy of the BCS decision is attached as Exhibit 2.

5. This paragraph is a request for relief and no answer is required.
6. PECO Energy is without sufficient information to confirm or deny this statement.
7. Admitted

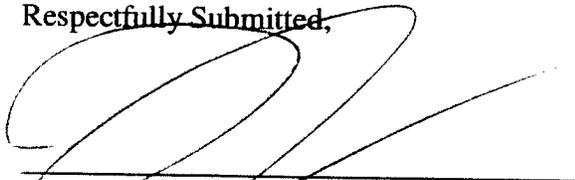
NEW MATTER

PECO Energy Company ("PECO Energy"), pursuant to 52 Pa. Code § 5.62(b), further responds to the Complaint and states:

1. On July 23, 2005 Complainant was enrolled in CAP, Tier D. Pre-program arrears in the amount of \$2,067.70 were forgiven on January 19, 2006. Complainant currently receives a 50% discount on the first 650 kWhs of usage.
2. Complainant's balance of \$14,345.94 is all CAP arrears.
3. Therefore, Complainant is not entitled to a Commission issued agreement. 66 Pa.C.S. §1405(c).

WHEREFORE, PECO Energy Company respectfully requests that your Honorable Commission dismiss the instant complaint.

Respectfully Submitted,



Tishkia 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
tishkia.williams@exeloncorp.com

PCO exhibit I

Date: 06/08/10
Page: 1 of 2

PECO Account Activity Statement

CUAR038

*** Account Information ***

Account Number: 68393-00903
Account Status: Active
Requested By: JOAN DUMAS
(215)545-5686 Extension:

Mail To: JOAN DUMAS
778 S 18TH ST
PHILADELPHIA PA 19146

Current Bill: \$183.92
Billed Prior: \$5587.65
Balance Due: \$5771.57
Service Address: 778 S 18TH ST
PHILADELPHIA PA 19146

Credit Amount: \$0.00
Deposit Requested: \$0.00
Deposit On-Hand: \$0.00

Meter Bill Grp: 10
Rate: Electric Residential Heating Service

*** Current Account Status ***

DATE	CHARGE TYPE	BILLING PERIOD	READ	METER #	CHARGE AMOUNT	CREDIT AMOUNT	NOGAP TOTAL BILL	BALANCE FORWARD	DUE DATE	KWH	CCF	KV
/10/08	Late Payment Charge				\$56.42							
/12/08	ELECTRIC SERVICE	05/12/08 06/11/08	59546	082211221	\$71.10	\$190.00	\$4173.73	\$4102.63	07/07	451		
/13/08	Regular Bill					\$100.00						
/14/08	Payment											
/10/08	Late Payment Charge				\$53.14							
/14/08	ELECTRIC SERVICE	06/11/08 07/14/08	59914	082211221	\$58.94		\$3995.81	\$3936.87	08/06	368		
/15/08	Regular Bill											
/15/08	Payment											
/28/08	Payment Agreement					\$3747.35						
/13/08	ELECTRIC SERVICE	07/14/08 08/12/08	60508	082211221	\$93.97							
/13/08	SPECIAL PAYMENT AGREEMENT				\$62.46							
/13/08	Regular Bill											
/14/08	Payment											
/09/08	Payment					\$248.00		\$248.46	09/04	594		
/12/08	ELECTRIC SERVICE	08/12/08 09/11/08	61064	082211221	\$87.62	\$62.46	\$404.89	\$248.46	09/04	594		
/12/08	SPECIAL PAYMENT AGREEMENT											
/12/08	Regular Bill											
/01/08	Payment					\$87.62						
/13/08	ELECTRIC SERVICE	09/11/08 10/12/08	61679	082211221	\$93.99		\$244.51	\$94.43	10/06	556		
/13/08	SPECIAL PAYMENT AGREEMENT				\$62.46							
/13/08	Late Payment Charge				\$0.94							
/13/08	Regular Bill											
/04/08	Payment											
/11/08	ELECTRIC SERVICE	10/12/08 11/10/08	63517	082211221	\$182.27	\$100.00	\$314.28	\$157.83	11/04	615		
/11/08	SPECIAL PAYMENT AGREEMENT				\$62.46							
/11/08	Late Payment Charge				\$1.78							
/11/08	Regular Bill											
/09/08	Payment											
/12/08	ELECTRIC SERVICE	11/10/08 12/11/08	66679	082211221	\$5.45		\$460.79	\$216.06	12/03	1838		
/12/08	SPECIAL PAYMENT AGREEMENT				\$277.83							
/12/08	Regular Bill				\$62.46							
/12/09	Late Payment Charge				\$10.56							
/14/09	Payment											
/15/09	ELECTRIC SERVICE	12/11/08 01/14/09	68551	082211221	\$184.72	\$100.00	\$806.53	\$466.24	01/05	3162		
/15/09	SPECIAL PAYMENT AGREEMENT				\$62.46							
/15/09	Regular Bill											
/11/09	Late Payment Charge				\$12.77							
/16/09	ELECTRIC SERVICE	01/14/09 02/15/09	70546	082211221	\$195.79		\$964.27	\$717.09	02/06	1872		
/16/09	SPECIAL PAYMENT AGREEMENT				\$62.46							
/16/09	Regular Bill											
/04/09	Payment											
/17/09	ELECTRIC SERVICE	02/15/09 03/16/09	72018	082211221	\$157.61	\$100.00	\$1235.29	\$977.04	03/10	1995		
/17/09	SPECIAL PAYMENT AGREEMENT				\$62.46							
/17/09	Regular Bill											
/01/09	Reinstate AR from DPA- Db				\$3397.51							
/02/09	Reinstate AR from DPA due to Default				\$3247.67							
/02/09	Reinstate AR from DPA- Cr											
/10/09	Payment											
/15/09	ELECTRIC SERVICE	03/16/09 04/14/09	73963	082211221	\$192.13		\$1355.36	\$1135.29	04/08	1472		
/15/09	Regular Bill											
/14/09	ELECTRIC SERVICE	04/14/09 05/13/09	75297	082211221	\$147.52		\$4682.70	\$4490.57	05/07	1945		
/14/09	Regular Bill											
/15/09	ELECTRIC SERVICE	05/13/09 06/11/09	75070	082211221	\$147.52		\$4830.22	\$4682.70	06/05	1334		

DATE	CHARGE TYPE	BILLING PERIOD	READ	METER #	CHARGE AMOUNT	CREDIT AMOUNT	TOTAL BILL	BALANCE FORWARD	DUE DATE	KWH	CCF	KW
5/15/09	Regular Bill											
5/16/09	Payment					\$200.00	\$4955.44	\$4830.22	07/07	773		
7/15/09	Payment					\$125.22						
7/15/09	ELECTRIC SERVICE	06/14/09 07/14/09	76364	082211221	\$48.78		\$4679.00	\$4630.22	08/06	294		
7/15/09	Regular Bill											
3/10/09	Payment					\$48.00						
3/13/09	ELECTRIC SERVICE	07/14/09 08/12/09	76568	082211221	\$35.45		\$4666.45	\$4631.00	09/04	204		
3/13/09	Regular Bill											
3/08/09	Payment					\$35.45						
3/14/09	ELECTRIC SERVICE	08/12/09 09/13/09	76776	082211221	\$36.06		\$4667.06	\$4631.00	10/06	208		
3/14/09	Regular Bill											
3/05/09	Payment					\$36.06						
3/13/09	ELECTRIC SERVICE	09/13/09 10/12/09	76987	082211221	\$36.49		\$4667.49	\$4631.00	11/04	211		
3/13/09	Regular Bill											
3/10/09	Late Payment Charge				\$64.67							
3/11/09	ELECTRIC SERVICE	10/12/09 11/10/09	77901	082211221	\$116.98		\$4849.14	\$4732.16	12/03	914		
3/11/09	Regular Bill											
3/16/09	Payment					\$36.49						
3/08/09	Late Payment Charge				\$66.02							
3/14/09	Payment					\$116.98						
3/14/09	ELECTRIC SERVICE	11/10/09 12/13/09	80084	082211221	\$209.65		\$4971.34	\$4761.69	01/05	2183		
3/14/09	Regular Bill											
3/12/10	Late Payment Charge				\$67.59							
3/14/10	Payment					\$109.00						
3/15/10	ELECTRIC SERVICE	12/13/09 01/14/10	83961	082211221	\$333.35		\$5263.28	\$4929.93	02/09	3877		
3/15/10	Regular Bill											
3/15/10	ELECTRIC SERVICE	01/14/10 02/14/10	88081	082211221	\$367.57		\$5630.85	\$5263.28	03/09	4120		
3/15/10	Regular Bill											
3/16/10	Late Payment Charge				\$70.96							
3/16/10	ELECTRIC SERVICE	02/14/10 03/15/10	91243	082211221	\$293.80		\$6072.08	\$5778.28	04/07	3162		
3/16/10	Late Payment Charge				\$76.47							
3/16/10	Regular Bill											
3/06/10	Payment					\$100.00						
3/13/10	Late Payment Charge				\$79.51							
3/14/10	ELECTRIC SERVICE	03/15/10 04/13/10	92422	082211221	\$141.13		\$6192.72	\$6051.59	05/06	1179		
3/14/10	Regular Bill											
3/04/10	Payment					\$496.13						
3/11/10	Late Payment Charge				\$74.98							
3/13/10	ELECTRIC SERVICE	04/13/10 05/12/10	93183	082211221	\$108.94		\$5880.51	\$5771.57	06/04	761		
3/13/10	Regular Bill											
3/07/10	Payment					\$108.94						

Date: 6/8/10

PA. Public Utility Commission
Bureau Of Consumer Services
Inbound Closing Report

PECO exhibit 2

Case Number: 2027623
Customer Name: JOAN DUMAS
Address: 778 SOUTH 18TH STREET
PHILADELPHIA PA 19146-1836

Opened On: 1/23/06
Utility Type: Electric Distributor
Account Number: 211008120241
Company Name: PECO Energy

Prior Case: **Total Balance:** \$1,225.77 **Balance Date:** 1/23/06

Compliance

Violation(Alleged, Actual, No): NO

Chap 56/64/Other:

Section/Rule:

Decision Issued: Y

Oral Written: W

Investigator: MEURON, PAUL

PUC Decision Issued Dt: 1/24/06

PUC Case Closed Dt: 1/24/06

Decision Recvd Dt: 1/24/06 09:25AM

Letter Description: EGW STRAIGHT PAR/BUDGET + FOR LEVEL 2-4 HOUSEHOLDS

To Restore Service Pay: \$0.00

To Continue Service Pay: \$0.00 **By:**

Terms: MARCH 06 BILLING DUE DATE

Special Budget Amount: \$194.00

Regular Budget Amount: \$91.00 **Plus Arrears Payment:** \$103.00

Final Bill Monthly Payment: \$0.00

Current Bill Monthly Payment: \$0.00

End Of Month Payment: \$0.00

Par Description:

Resolution:

SEE CS17 FOR TERMS OF PAR.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

THERESA NEIBAUER

v.

PECO ENERGY COMPANY

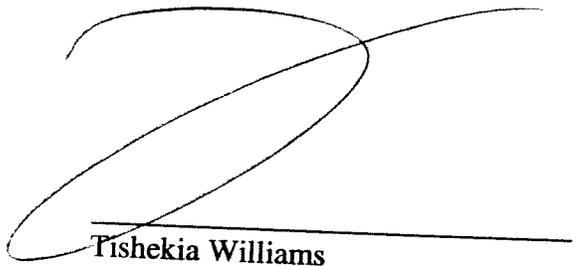
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DOCKET NO. C-2010-2179572

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: June 15, 2010


Tishekia Williams

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

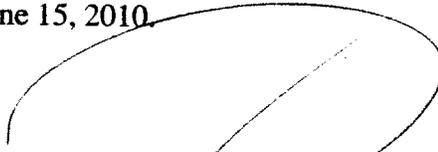
THERESA NEIBAUER :
 :
v. : **DOCKET NO. C-2010-2179572**
 :
PECO ENERGY COMPANY :

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:

Theresa Neibauer
2608 Edgemont St.
Philadelphia, PA19125

Dated at Philadelphia, Pennsylvania, June 15, 2010.



Tishekia Williams
Counsel for PECO Energy Company
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