

Legal Department

Exelon Business Services Company
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February 23, 2011

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

**Re: Yolene Joseph PECO Energy Company
PUC Docket No. C-2010-2194400**

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/adz
Enc.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

YOLENE JOSEPH
Complainant

v.

PECO ENERGY COMPANY
Respondent

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DOCKET NO. C-2010-2194400

**RESPONDENT, PECO ENERGY COMPANY'S
MOTION FOR JUDGMENT ON THE PLEADINGS**

PECO Energy Company (hereafter "PECO" or the "Company"), pursuant to 52 Pa. Code § 5.102, respectfully requests that your Honorable Commission dismiss Complainant's request for a payment agreement because Complainant fails to state a claim upon which relief can be granted. It is undisputed that Complainant is enrolled in PECO's Customer Assistance Program ("CAP"). Pursuant to 66 Pa.C.S. § 1405(c), CAP rates shall be timely paid and are not subject to Commission negotiated or approved agreement. Therefore, Complainant fails to state a claim upon which relief can be granted.

1. On or about August 19, 2010, Complainant filed a Formal Complaint against Respondent, PECO Energy Company at the instant docket. In her complaint, Complainant states "[she] can only pay when SSDI gives her benefits which is toward the middle of the month..." and "can only pay PECO Energy a certain amount..." Complainant requests that she be permitted to pay a certain amount, presumably less than the amount requested, after her required due date. PECO avers that Complainant is requesting payment agreement. A copy of the complaint is attached as Exhibit 1.

2. Respondent was served with the Complaint on August 20, 2010.

3. On September 8, 2010, Respondent timely filed an Answer and New Matter in response to the complaint. In its New Matter, Respondent averred that Complainant has been continuously billed at CAP rate since June 4, 2010 and presently receives a 25% discount on the first 650 kWh of electricity used. A copy of the Answer & New Matter is attached as Exhibit 2.¹

4. One Hundred and Sixty-Six (166) days have passed since PECO filed its New Matter.

5. PECO has not been served with a response to its New Matter and request that the facts stated therein be deemed admitted.

6. 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. Under 52 Pa. Code §5.102(d)(1), 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.

7. 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).

8. 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

¹ The Answer came under cover letter stating "If you do not respond to a New Matter, Motion, or Preliminary Objection an unfavorable decision may be rendered against you."

case exists, a hearing is unnecessary. *Lehigh Valley Power Committee v. Pennsylvania Public Utility Commission*, 563 A.2d. 557 (Pa. Cmwlth. 1989).

9. Complainant does not dispute enrollment in CAP.

10. Under 66 Pa.C.S. §1405(c), the Commission is precluded from establishing a payment agreement for customers participating in CAP. Section 1405(c) states as follows: “Customer assistance program rates shall be timely paid and shall not be the subject of payment agreements negotiated or approved by the commission.”

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,



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**

YOLENE JOSEPH

v.

PECO ENERGY COMPANY

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:
:

DOCKET NO. C-2010-2194400

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: February 23, 2011



Tishekia Williams

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

YOLENE JOSEPH

v.

PECO ENERGY COMPANY

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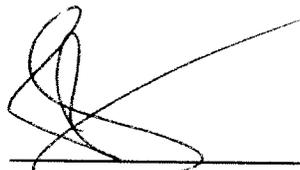
DOCKET NO. C-2010-2194400

CERTIFICATE OF SERVICE

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

Yolene Joseph
6733 Eastwood Street
Philadelphia, PA 19149

Dated at Philadelphia, Pennsylvania, February 23, 2011.



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



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

10-696

IN REPLY PLEASE
REFER TO OUR FILE

DATE SERVED: August 20, 2010

F-2010-2194400

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

TISHERIA WILLIAMS

AUG 24 2010

Dear Mr. Smith:

A complaint has been filed against you before the Pennsylvania Public Utility Commission by Yolene Joseph. 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.

August 20, 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.

Rosemary Chiavetta
Secretary

JHT

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

DATE SERVED: August 20, 2010

YOLENE JOSEPH

Complainant

v.

PECO ENERGY COMPANY

Respondent

Complaint Docket

No: F-2010-2194400

FORMAL COMPLAINT NOTICE TO RESPONDENT TO ANSWER OR SATISFY

TO: PECO ENERGY COMPANY

TAKE NOTICE:

That a complaint in the above entitled matter, of which the attached is a true and correct copy, has been presented and filed of record with the Pennsylvania Public Utility Commission. Section 702 of the Public Utility Code, 66 Pa. C.S. Section 702, requires the Commission to serve on each party named in a complaint a copy of the complaint and notice calling upon each party to satisfy the complaint, or to answer the same in writing within a specified time; THEREFORE,

1. You have twenty (20) days from the date on which this complaint is served to either satisfy this complaint or to file with the **Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265**, an answer (original and three copies), in writing, under oath, which, as required by Section 5.61 of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 5.61, either affirms or specifically denies the allegations in this complaint. You must also serve a copy of the answer upon the complainant. The date of service is the mailing date as indicated by the date at the top of this Notice. Section 1.56(a) of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 1.56(a).

2. If you fail to either satisfy this complaint or to file answer or other responsive pleading within twenty (20) days, you will be deemed to have admitted all the allegations in this complaint in accordance with Section 5.61 of the Commission's Rules of Administrative Practice and Procedure, 52 Pa. Code Section 5.61. In that event, the Commission may, without hearing, enter an order which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C.S. Section 101, et seq.; and, if

you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

3. If you elect to satisfy this complaint you must file, within twenty (20) days from the date on which this complaint is served, affidavits executed by each complainant that this complaint has been satisfied. Such affidavits must describe the basis on which this complaint was satisfied; any settlement agreement between the parties must be reduced to writing and attached to the affidavit. Such affidavits are to be filed with the Secretary of the Commission at the address set forth in paragraph 1. Upon receipt of affidavits of satisfaction from all complainants, this complaint may be dismissed by the Commission in accordance with Section 703(a) of the Public Utility Code, 66 Pa. C.S. Section 703(a), unless the Commission determines that such dismissal would be contrary to the public interest, in which event the Commission may direct that hearings be held upon the complaint.

4. If you file an answer which admits the allegations in this complaint, or which fails to specifically deny the allegations in this complaint, the Commission may, without hearing, enter an order which either revokes or suspends any certificate held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C. S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

5. If you file a timely answer which specifically denies the allegations in this complaint, or which raises material questions of law or fact, this matter shall be referred to the Office of Administrative Law Judge for hearing and decision. If, after hearing on the issues raised by that answer, you are found to have committed any of the violations alleged in the complaint, the Administrative Law Judge may render a decision which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C. S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. In the imposition of a penalty after a hearing the Administrative Law Judge is not bound by the relief sought by the complainant in paragraph 4 of the attached complaint.



Rosemary Chiavetta
Secretary

(SEAL)

Certified Mail
Return Receipt Requested

PENNSYLVANIA PUBLIC UTILITY COMMISSION F2010-2194400

Formal Complaint Form

Please print or type.

1. CUSTOMER NAME (COMPLAINANT)

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

Name Yokne Joseph

Street/P.O. Box 6733 EASTWOOD ST Apt # _____

City Philadelphia State PA Zip 19149

County _____

Area Code/HOME Phone (267) 338-8899

Area Code/WORK Phone NONE

Utility Account Number 01266-01701
(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 _____

RECEIVED
COMPLAINT BUREAU
AUG 18 11:03 AM '10

2. UTILITY NAME (RESPONDENT)

Name of utility company your complaint concerns: PECO ENERGY

3. TYPE OF UTILITY (check one)

ELECTRIC

STEAM HEAT

GAS

WASTE WATER

WATER

MOTOR CARRIER

(taxi, moving company, limousine)

TELEPHONE

(local, long distance)

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 are 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.

PECO Energy has put a date when they want me to pay the bill. I am on Social Security Disability. I talk to a PECO Energy customer service rep. and explain that I was on SSID when they pay me I can pay my bill, PECO Energy would bill me on a date when I haven't received SSID Benefits and increase the bill on me when I didn't pay on that day even after I explain my situation to the company representative. I live by myself and my bill isn't usual so costly and I had send a letter to the company explaining why there was an increase of energy use for a couple of months due to some relative who had lived with me but had moved out now.

5. RELIEF

What do you want the Public Utility Commission to do about your complaint? Use additional paper if you need more space.

I would like Public Utility Commission to explain and help PECO ENERGY understand I am on Social security Disability and I can only pay when SSID give me my benefits which is towards the middle of the month. I am not able to pay on the beginning of the month. Also financially I can only pay PECO Energy a certain amount so I can survive. I had send a letter describing all my financial responsibility. With all I have to pay and the small benefit I receive I can't afford to even have heat in my home, which is horrible for my health. I need to have a agreement with PECO Energy that I can actually pay on a date that I have money from receiving my SSID benefits.

6. PROTECTION FROM ABUSE

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

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

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

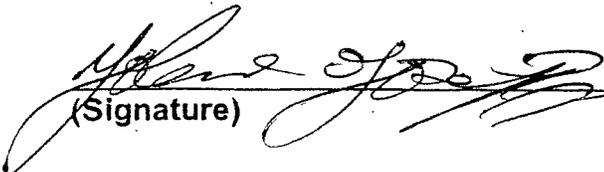
If you tried to, but could not speak to a utility company representative about your complaint, please explain why.

8. 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 YOLENE JOSEPH, 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).


(Signature)

08-16-2010
(Date)

9. LEGAL REPRESENTATION (IF ANY)

If you are represented by a lawyer in this matter you must provide your lawyer's name, address and telephone number.

Lawyer's Name _____
Street _____
City _____ State _____ Zip _____
Area Code/Phone Number _____

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	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 form 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.



Pennsylvania Public Utility Commission

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eFiling Successfully Transmitted



Your filing has been electronically received. Upon review of the filing for conformance with the Commission's filing requirements, a notice will be issued acknowledging such compliance and assigning a Docket Number. The matter will receive the attention of the Commission and you will be advised if any further action is required on your part.

Print this page for your records. The date filed on will be the current day if the filing occurs on a business day before or at 4:30 PM Harrisburg, PA time. It will be the next business day if the filing occurs after 4:30 PM Harrisburg, PA time or on weekends or holidays.

The PUC is temporarily requiring all eFilers to submit one paper copy of all documents that are filed electronically. This paper copy should be submitted to the Secretary's Bureau within 3 business days of submitting the electronic filing online. Please print a copy of this page and attach it to the paper copy of your filing as the first page.

eFiling Confirmation	
Docket Number:	F-2010-2194400
Description:	Answer and New Matter
Transmission Date:	9/8/2010 2:42:01 PM
Filed On:	9/8/2010 2:42:01 PM
eFiling Confirmation Number:	1451354

Uploaded File List

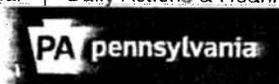
File Name	Document Class	Document Type
Yolene Joseph Answer and New Matter.pdf	Communication	Answer to Formal Complaint

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If a paper copy is required in accordance with the eFiling Regulations, please print this page and include it with your paper filing.

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Legal Department

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Direct Dial: 215.841.6841

September 8, 2010

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

**Re: Yolene Joseph v. PECO Energy Company
PUC Docket No. F-2010-2194400**

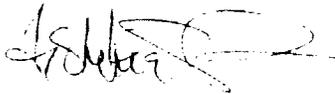
Dear Ms. Chiavetta:

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

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



Business Services
Company

Legal Department

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

Telephone 215.841.4000
Fax 215.568.3389
www.exeloncorp.com

Direct Dial: 215 841-6841

September 8, 2010

Yolene Joseph
6733 Eastwood Street
Philadelphia, PA 19149

**Re: Yolene Joseph v. PECO Energy Company
PUC Docket No. F-2010-2194400**

Dear Ms. Joseph:

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.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

YOLENE JOSEPH	:	
	:	
v.	:	DOCKET NO. F-2010-2194400
	:	
PECO ENERGY COMPANY	:	

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

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

1. Admitted.
2. Admitted.
3. Admitted.
4. Denied. PECO denies that Complainant is unable to pay her electric service bill and proof thereof is demanded at time of hearing. Complainant’s total account balance is \$463.93. A copy of the account activity statement is attached as exhibit 1.

Complainant was enrolled in PECO’s Customer Assistance Program (“CAP”) in June 2010 and receives 25% discount on the first 650 kWhs of electric used each month. Additionally, Complainant’s pre-program arrears of \$363.93 were set aside for possible forgiveness in accordance with the program guidelines. Complainant is also enrolled in budget billing, and has a preferred billing due date.

Complainant states “[she] can only pay when SSDI gives her benefits which is toward the middle of the month...,” and “can only pay PECO Energy a certain amount... .” Essentially, Complainant seeks a payment arrangement permitting her to pay what she can, when she can.

Unfortunately, PECO is unable to accommodate that request. Complainant's next payment of \$100.00 is by October 7, 2010.

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.

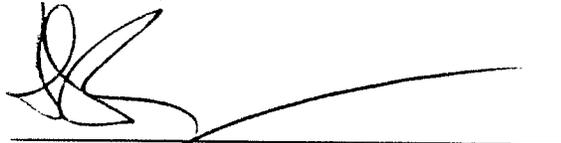
NEW MATTER¹ OF RESPONDENT

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

1. Complainant was enrolled in PECO's Customer Assistant Program, tier E on June 4, 2010.
2. Complainant receives a 25% discount on the first 650 kWhs of electric used each month.
3. Pursuant to 66 Pa.C.S. §1405(c), CAP rates shall be timely paid and are not subject to Commission approved or negotiated agreements.

WHEREFORE, PECO Energy Company requests that the Honorable Commission dismiss this 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

¹ Complainant is advised that a response to the New Matter is required within 20 days of service. The response shall be filed with the Commission, with a copy to PECO Energy at the address provided in this Answer.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

YOLENE JOSEPH

v.

PECO ENERGY COMPANY

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:
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DOCKET NO. F-2010-2194400

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: September 8, 2010



Tishekia Williams

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

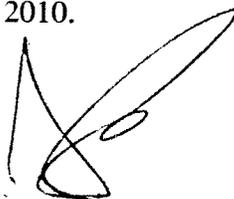
YOLENE JOSEPH :
v. : **DOCKET NO. F-2010-2194400**
PECO ENERGY COMPANY :

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:

Yolene Joseph
6733 Eastwood Street
Philadelphia, PA 19149

Dated at Philadelphia, Pennsylvania, September 8, 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