

Via E-File DELIVERY March 23, 2011

Rosemary Chiavetta, Secretary  
PA Public Utility Commission  
Commonwealth Keystone Bldg.  
2<sup>nd</sup> Floor, 400 North Street  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Re: File # C-2010-2192853 (Eric Hudson -vs- PECO Energy Company)

Dear Secretary Chiavetta:

Enclosed for filing are the original and nine copies of Exceptions to the ruling by Administrative Law Judge Christopher P. Pell regarding File # C-2010-2192853 (Eric Hudson -vs- PECO Energy Company). Also, as evidenced by the copies of overnight receipts to the addressees, the parties of record have been served in the manner indicated.

If there are any questions concerning this filing, please feel free to contact me directly

Regards,



Eric B. Hudson

Cc: Honorable Christopher P. Pell  
Office of Special Assistant – 3<sup>rd</sup> Floor, Keystone Bldg  
Tishekia Williams, Counsel for PECO Energy  
Aaron Finestone, Avallone Law Associates

This is the first formal complaint by Mr. Hudson for intervention by the Pennsylvania Utility Commission and comes in the midst of the current economic circumstances presently being faced by several customers of PECO Energy and other utilities throughout the country. As noted in the 'Finding of Facts', Mr. Hudson's financial situation was dramatically impacted as a result of several factors including major medical bills as a result of a 2005 accident (indicated on page 2 under 'Findings of Facts'), loss of job in 2006 by Mr. Hudson as the sole provider (indicated on page 3 under 'Findings of Facts'), and multiple reductions in salaries as a result of loss of job in 2006 (indicated on page 3 under 'Findings of Facts'). Prior to these circumstances, Mr. Hudson maintained payments to PECO.

While we respect Judge Pell's review and ruling, we respectfully request a review of the ruling and bring forth exceptions to the ruling regarding File # C-2010-2192853 (Eric Hudson -vs- PECO Energy Company) including:

a. Summary of outstanding balance and admission of accuracy –

In the ruling, the Judge Pell indicated that "moreover, the complainant himself testified that PECO Exhibit 1 accurately reflected his payment history" (page 6 of 'Findings of Facts'). However, as indicated in testimony, Mr. Hudson specifically states that it appeared the billings provided by PECO were in order; however, he did not have an opportunity to review prior to testimony and subsequent proceedings as PECO would not provide such evidence as requested via phone and in writing. In addition, Mr. Hudson had previously requested a summary of billing (including proof of CAP reduction) as he was notified by PECO Customer Service that CAP had not been forgiven; however, he was not provided these details by PECO for review prior to the hearing.

b. Original PUC arrangements were not defaulted –

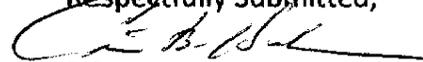
PECO indicates that prior PUC arrangements were defaulted (page 1, 'History of Proceeding'). However, Mr. Hudson indicated at the hearing that PUC arrangements were prior to experiencing unemployment and due to medical bills and expenses created by his wife's accident. Shortly thereafter, Mr. Hudson experienced unemployment; however, the arrangements were still maintained until Mr. Hudson's severance and unemployment benefits were no longer available. At that point, Mr. Hudson requested additional arrangements /assistance from PECO to further reduce payment burden. Judge Pell accurately noted that PUC arrangements were made but it should be noted that these arrangements were not previously defaulted as indicated in the ruling.

c. Judge Pell indicates that, "with the exception of instances where there has been a change of income, the Commission may establish only one payment agreement

for a customer" (page 5, 'Discussion'). As noted above, arrangements under PUC were made and maintained as part of previous income and prior to experiencing reduction in income from Mr. Hudson's previous position. However, Mr. Hudson's income has been further reduced as a result of a loss of previous employment (2006). Pursuant to Chapter 14 Implementation, Reconsideration of Implementation Order, M-00041802F0002 (Order Entered October 31, 2005; 66Pa. C.S.A & 1405(d)), the Commission may establish additional payment agreements based on reduced income and changes in circumstances.

Based on exceptions noted, we respectfully request that the Commission review and grant these exceptions and order any other relief deemed necessary, appropriate and consistent with these exceptions and other findings.

Respectfully Submitted,



Eric B. Hudson

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