

August 10, 2011

Pennsylvania Public Utility Commission  
Rosemary Chiavetta, Secretary  
P.O. Box 3265  
Harrisburg, Pa. 17105

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Re: MAZZA v PECO -  
C-2011-2235775

Dear Mrs. Chiavetta:

Attached please find Complainant / Petitioner  
Exceptions. Please file same.

Thank you,

Mr. [Signature]

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Mark Mazza,  
Complainant/Petitioner

v.

C-2011-2235775

PECO Energy Company,  
Respondent

**Complainant's Exceptions to Initial Decision Sustaining  
Preliminary Objections and Dismissing Complaint**

Complainant files exceptions to conclusions of law numbers 2,3,4,and 5,and exceptions to the Order numbers 1,2,3,and 4.All of the exceptions are submitted,including but not limited to the following grounds-violation of due process and equal protection rights errors of law,errors of fact,lack of notice, violations of federal and state law,defects in the termination/shutoff notices, failure to hold hearings and deciding preliminary objections that were improperly filed and not considering complainant's answers to preliminary that were timely filed,as well as abuse of discretion.

Incorporated in each of the numbered exceptions noted above are the following reasons ,which complainant reserves the right to amend-The initial decision fails to consider complainant's status of making current payments to PECO,Complainant did not receive decision of Judge David Salapa regarding Complaint 3,,improper dismissal of Complaint 4,Complainant did file answers to preliminary objections regarding complaint 4,Failure of Judge Salapa to consider answers to preliminary objections

Regarding Complaint 3, misapplication of the doctrine of lis pendens, failure to address and consider defects, inadequate and insufficient notices of termination /shutoff pertaining to complaint 4, including but not limited to the fact the termination notice contained the improper or wrong amount that had to be paid to avoid termination and that the Judge failed to even consider the sufficiency and legality of the notice before rendering a decision, failing to consider complaint 4 referenced new facts regarding a new termination attempt by PECO and failed to find the case and rights asserted were not the same, rendering the improper finding beyond the relief requested in the preliminary objections in deciding to preclude complainant from filing further informal and formal complaints pertaining to his electric bill until such time as the current balance on his account is paid in full, by failing to address and specify the balance allegedly claimed, failing to determine the new factual claims in Complaint 4, dismissing complaint 4 with prejudice, making the egregious ruling/finding that complainant is abusing the Commission's system and decision indicates bias and partiality in favor of the utility and abrogates complainants consumer rights and protections pursuant to PUC regulations, state and federal laws. Further, no service of Judge Salapa decision. Failed to hold hearings-facts in dispute and there were factual issues pertinent to resolution of the case.

Complainant/petitioner files exceptions to findings of fact numbers 6 and 7. All of the reasons as set forth above are fully incorporated herein in support of these exceptions. Complainant reserves the right to amend.

Wherefore, it is requested the initial decision be vacated or reversed, and that hearings be held regarding Complaint 4.

w

Mod Magee - Pro Se

CERTIFICATE OF SERVICE

I hereby certify that I am this day serving the foregoing Application/Motion upon the persons listed and in the manner listed below, which service satisfies the requirements of Pa.R.A.P. 121.

Service by first class regular mail:

Patricia Wiedt, Esquire  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, Pa 17105

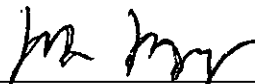
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Mark Mazza, Pro Se

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