

Mary F. Kingcade  
5538 Warrington Avenue  
Philadelphia PA 19143

January 28, 2013

COMMONWEALTH OF PENNSYLVANIA  
PUBLIC UTILITY COMMISSION-APPEAL BOARD  
Secretary Rosemary Chiavetta  
PO BOX 3265  
Harrisburg PA 17105-3265

RECEIVED

JAN 29 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

RE: Mary F. Kingcade v. PECO ENERGY - DOCKET NO-E 2011-2244748  
[Public Utility Commission Appeal Board]  
EXCEPTIONS DENIED

Dear Secretary Chiavetta:

1. The Commission Appeal Board members did not sign their signatures on the Opinion and Order.

2. False statements noted through out the Commission Appeal Board's Opinion and Order.

3. Complainant is in non acception with the Commission Appeal Board's Disposition as Complainant's EXCEPTIONS has been denied.

4. After reveiw of this thirteen page response, Complainant is requesting a return response from the Commission.

This case should be Remanded and Judge Fordham's Decision should be reversed. This case should be Remanded for a determination of Complainant's Requests.

The Commission advises litigants to submit Exceptions in an Appeal, then in turn the Commission has Denied the Exceptions. This is not law.

Within this case the Commission "focused" on Deposits and Medical Certificates.

This case included Fraudulent Billing Practice, Conspiracy, Attempted Double Dipping and unjust Enrichment, Corruption, and illegal utility shut off.

Complainant successfully carried her burden of Proof on the above said issues by Producing and Submitting Credible Written Factual material<sup>s</sup> Evidence.

The Weight of Complainant's Submitted Evidence deserves to be taken under Consideration and Addressed not Denied and Dismissed.

Complainant is non-accepting of the Commission Appeal Board's Disposition.

A Judge under the Code of Judicial Conduct:  
CANON-1 - "Should uphold the Integrity and Independence of the Judiciary":

CANON-2: A Judge should avoid Impropriety and the appearance of Impropriety in all his duties.

B) "A Judge should not allow his family, social or other relationships to influence his Judicial Conduct or Judgment":

Complainant question What degree of relationship exist between Judge Cynthia Williams Fordham and Attorney T'Shekia Williams, attorney of Record.

At the conclusion of the Hearing on March 21, 2012 attorney Williams immediately left the Court Room to follow and enter the Judges Chamber behind closed doors adjacent to the Court Room. This action was a display of partiality.

CANON-3 - A Judge should perform the Duties of His Office Impartially and Diligently -

## CANON-3 A) Adjudication Responsibilities:

(1). A Judge should be faithful to the Law and maintain professional Competence in it. He or she should be unswayed by partisan interest, public clamor or fear of criticism.

Judge Cynthia Williams Fordham has failed to uphold the Law as Nonfeasance and Injustice has been committed in this case.

The Commission's Appeal Board Members has failed to make an independent decision to do Whats "Right". but rather chose to do what was easy and that is to just agree with the wrong Decision of Judge Fordham.

Noted on the cover page of the Commission's ~~eight (8) page~~ Opinion and Order are the said Comments.

1 "By Secretarial Letter of October 23, 2012 the Commission noted that the Complainant apparently had not served a copy of her EXCEPTIONS on any other party."

The said Comments noted by the Commission concerning the Secretarial letter is false information.

Complainant never received a Secretarial letter dated October 23, 2012 from the Commission as noted Above.

(5)

Complainant's EXCEPTIONS was sent Certified with Return Receipt to all other Parties being, Judge Cynthia Williams Fordham, Attorney of Record Tishelia Williams Esquire, the Commission Office of Special Assistants, and the Original with nine (9) Copies to Secretary Rosemary Chiavetta.

Complainant have the Certified and Return Receipts to all of the above said Parties in her possession. The Certified Receipts contains the date of when the EXCEPTIONS were mailed and the Return Receipt contain the date the EXCEPTIONS were received and a signature of the person that received the EXCEPTIONS.

The Comments, noted on the Cover Page of the Commission ~~Eight (8) page~~ Opinion and Order is Fabricated and False.

On the Commission's eleven (11) page OPINION and ORDER it is noted at the bottom of page Two (2), Comments as follows:

"2 On November 9, 2012, the Complainant filed a letter averring that the Commission should not accept PECO'S REPLY EXCEPTIONS." Since we have no provision in our Regulations for this type of pleading, it will be rejected. In any event we see nothing that warrants re-jection of PECO'S REPLY EXCEPTIONS."

(6)

If you do not agree with any part of the Judge's Initial Decision the Commission provides an Instruction Document to the litigants explaining how to send written comments called EXCEPTIONS to the Commission as well as instruction on how to Reply to EXCEPTIONS.

Replies TO EXCEPTIONS, if any, must be filed with the secretary of the Commission and served on each party of Record and the Commission's DSA, in the manner described above. They are due within ten (10) days of the date when EXCEPTIONS are due.

Complainant's EXCEPTIONS was due and mailed October 18, 2012.

Respondent, PECO's, Reply TO EXCEPTIONS was due October 28, 2012 however mailed November 02, 2012 making the Reply to EXCEPTIONS untimely.

PECO's Reply TO EXCEPTIONS was filed late by an unknown attorney. Complainant filed a Motion with the Commission requesting not to accept the Reply TO EXCEPTIONS.

The untimely filing of the Replies to Exceptions and the filing by an unknown Attorney rather than by the Attorney of Record should have warranted a rejection of PECO's Replied Exceptions. SEE ENCLOSED LETTER DATED NOVEMBER 07, 2012

Nonfeasance and Wilful Injustice has been committed in this case. PECO and their wrong doings have been protected by Judge Fordham and The Commission's Appeal Board.

This case has clearly displayed an Abuse of Power. Judge Fordham and The Commission's Appeal Board has blatantly ignored all of Complainant's Exhibits and denied Complainant's Exceptions. A Judge has a duty to provide justice and uphold the law. Neither was done in Complainant's case. This is not law or providing law. If the Exceptions are Denied Complainant's Request are also Denied. Interpretation skills or the use of Precedents was not used by the Judge in this case. A clear case of Nonfeasance. This case should be REMANDED for a determination of Complainant's Request.

(8)

Complainant Mary F. Kingcade is requesting from the Commission a return response.

Thank you for your attention to this request.

Respectfully,  
Mary F. Kingcade  
Mary F. Kingcade  
Complainant ---

cc: Commission OSA  
Judge Cynthia W. Fordham  
Tishkia Williams, Esquire  
Shawane Lee, Esquire

January 28, 2013

(9)

Mary F. Kingcade  
5538 Warrington Ave.  
Philadelphia PA 19143  
267-670-3845

November 07, 2012

Rosemary Chiavetta Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg PA 17105-3265

RE: Mary F. Kingcade vs. PECO Energy - Docket No. E2011-2244748

Dear Secretary Chiavetta:

The Respondent PECO has submitted its Reply to the Exceptions of Mary F. Kingcade, the Complainant, dated November 02, 2012 under a new Attorney of Record. The date of November 02, 2012 is untimely. The deadline date is documented to be due within ten (10) days of the date when Exceptions are due. Exceptions due date was October 18, 2012, making Reply to Exceptions due October 28, 2012.

Counsel for Respondent PECO is Attorney Tishexia Williams. Attorney Williams should have filed a motion for "leave to withdraw" her appearance if she wanted to relinquish her duties as Counsel for PECO to the new attorney Shawane Lee. See next page.

There should be a simultaneous filing of a withdrawal of appearance by prior Counsel and entry of appearance by Substitute Counsel. There has been no change of record between Tishekia Williams, Esquire and attorney Shawane Lee.

The Motion should comply with all applical Rules of Court.

The Motion for "leave to withdraw" should set forth specific reasons for requesting leave to withdraw.

For the above reasons, the Reply to the Exceptions of Complainant, Mary F. Kingcade, submitted by Respondent PECO should not be accepted.

Under the Code of Judicial Conduct - Canon Rule 3C(1)

Complainant question what degree of relationship exist between Judge Cynthia Williams Fordham and Attorney Tishekia Williams, attorney of Record.

At the conclusion of the Hearing on March 21, 2012 Attorney Williams immediately left the Court Room to follow and enter the Judges Chamber behind closed doors adjacent to the Court Room - This action was a display of partiality.

Respectfully,  
Mary F. Kingcade  
Mary F. Kingcade  
Complainant -

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Mary F. Kingcade

DOCKET NO. C-2011 2244748

v.

PECO ENERGY COMPANY

RE:

PECO ENERGY COMPANY  
REPLY TO COMPLAINANT'S EXCEPTIONS

Thereby, the Complainant Mary F. Kingcade is Requesting from the Pennsylvania Public Utility Commission to Deny acceptance of the Replies to EXCEPTIONS of Complainant Submitted by Respondent PECO, due to an untimely delivery on the date of November 02, 2012; Delivery date should have been October 28, 2012.

Also deny entry of appearance of Shawane Lee Esq. as attorney Tishexia Williams Esq. Failed to file a leave to withdraw of appearance from the Court.

cc: Shawane Lee Esq.  
Judge Cynthia W. Fordham  
Office of Special Assistance

Respectfully,  
Mary F. Kingcade  
Mary F. Kingcade  
Complainant

November 07, 2012

(13)

Exelon

Legal Department

Fax 215.563.2389  
www.exeloncorp.com

Business Services  
Company

Exelon Business Services Company  
2301 Market Street/523-1  
PO. Box 8699  
Philadelphia, PA 19101-8699

Direct Dial: 215.841.0844

November 2, 2012

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

Re: **Mary F. Kingcade v. PECO Energy Company**  
**PUC Docket No.: C-2011-2244748**

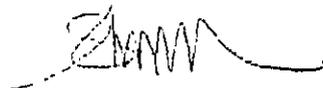
Dear Ms. Chiavetta:

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

- Answer
- Answer & New Matter
- Motion to Dismiss
- Motion for Judgment on the Pleadings
- Preliminary Objection
- Exceptions
- Reply Exceptions
- Main Brief
- Reply Petition

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,



Shawane Lee  
Counsel for PECO Energy Company

SL/lo

Scheduling Recommendation: Call of the docket  Non Call of the docket



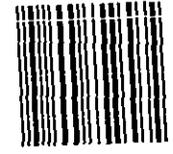
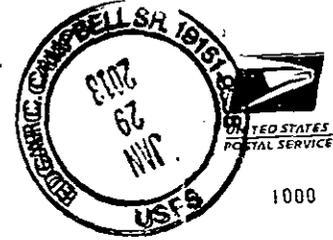
Mary Kingcade  
5538 Warrington Ave.  
Ph2 Ladelphia PA. 19143

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Commonwealth of Pennsylvania  
Public Utility Commission - Appeal Board  
Secretary Rosemary Chialetta  
P.O. Box 3265  
Harrisburg PA. 17105-3265

RETURN  
REQ