

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company for :
Approval of its Default Service Program :
 :
 : Docket No. P-2012-2283641
 :

**Pre-Hearing Memorandum of Tenant Union Representative Network and
Action Alliance of Senior Citizens of Greater Philadelphia Regarding the Petition of PECO
Energy Company for Approval of Its Customer Assistance Program Shopping Plan**

Tenant Union Representative Network (“TURN”) and Action Alliance of Senior Citizens of Greater Philadelphia (collectively “TURN et al.”), through counsel Community Legal Services, Inc., hereby submit the following Pre-Hearing Memorandum pursuant to the Prehearing Conference Order of May 16, 2013.

1. History of the Proceeding

On January 13, 2012, PECO Energy Company (PECO) filed a petition requesting approval of its Default Service Program for the period from June 1, 2013 to May 31, 2015 (DSP II).

On February 13, 2013, TURN et al. filed a Petition to Intervene in the DSP II proceeding. Intervenor status was granted.

On October 12, 2012, the Commission entered the DSP II Order, approving DSP II with revisions and directing PECO to develop a plan to allow its Customer Assistance Program (CAP) customers to purchase their generation from Electric Generation Suppliers (“EGSs”) by January 1, 2014.

On November 8, 2012, the Commission issued a Tentative Order partially approving PECO's Universal Service and Energy Conservation Plan for 2013-2015 (Three Year Plan) at docket M-2012-2290911 and seeking comments from interested parties on specific aspects of the Plan.

The Commission issued a Secretarial Letter on January 3, 2013 addressing procedural issues in both the DSP II and Three Year Plan. In an effort to issue a Final Order on PECO's Three Year Plan before PECO filed its CAP Shopping Plan, the Commission assigned the matters to the Office of Administrative Law Judge. The Commission stated that PECO should file a CAP shopping plan on or around May 1, 2013 to allow CAP customers to shop by April 1, 2014. PUC ALJ Cynthia Fordham certified the record by March 1, 2013 and the Commission entered its Final Order on the Three Year Plan on April 4, 2013.

On May 1, 2013, PECO filed the instant petition for approval of its CAP Shopping Plan in which it requested that the Commission issue an Order: (1) approving the Company's CAP Shopping Plan; (2) approving changes to the Company's Electric Tariff and Electric Generation Supplier Coordination Tariff to implement the Plan and achieve full and current recovery of Plan costs; (3) granting a waiver of the quarterly reconciliation provisions of the Commission's regulations (52 Pa. Code §§ 54.187(i) and (j)), to the extent necessary, to implement an annual reconciliation of the over/under collection component of the Generation Supplier Adjustment for residential customers; and (4) approving a short delay in the commencement date of the Plan from April 1, 2014 to April 15, 2014 to accommodate the Company's information technology programming and integrated software schedule.

On May 16, 2013, Administrative Law Judge Cynthia Williams Fordham issued a Prehearing Conference Order directing that prehearing conference memoranda be submitted by May 23, 2013.

2. Proposed Plan and Schedule of Discovery

TURN et al. will work with all parties to establish a plan and schedule for discovery.

3. Settlement

TURN et al. are willing to participate in settlement negotiations concerning all issues raised in this case.

4. Issues to be Presented

PECO must obtain Commission approval of its proposed CAP Shopping Plan. At issue in this proceeding is whether PECO's proposed Plan adequately implements and is consistent with the universal service policies set forth in the Public Utility Code, the Commission regulations, directives from the Commission, and other relevant Pennsylvania law. Also at issue is whether PECO's proposed CAP Shopping Plan adequately protects and addresses the needs of CAP and CAP eligible low income PECO customers. TURN et al. reserve the right to raise other issues in reply to other parties' testimony.

5. Amount of Hearing Time Needed

TURN et al. have no objection to PECO's proposed hearing schedule.

6. Witnesses and Testimony

At this time, TURN et al. do not intend to present the testimony of its own witness. TURN et al. reserve the right to adopt the testimony of other witnesses in this proceeding.

7. Schedule for Submission of Testimony, Hearings and Briefs

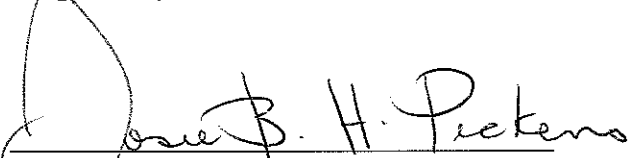
TURN et al. will work with all parties to establish a schedule for submission of testimony, hearings and briefs.

8. Service on TURN et al.

TURN et al. will be represented in this case by Josie B. H. Pickens, Esquire, Robert W. Ballenger, Esquire, and Thu B. Tran, Esquire. One hard copy of all documents should be served on TURN et al. as follows:

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Respectfully submitted,



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May 23, 2013

Petition of PECO Energy Company for Approval :
of its Default Service Program : P-2012-2283641

Certificate of Service

I hereby certify that in accordance with the requirements of 52 Pa. Code § 1.54, I have this day served copies, in the manner stated below, of the attached Prehearing Memo upon the parties designated in the Service List attached to the May 16, 2013 Pre-Hearing Order of Cynthia Williams Fordham, Administrative Law Judge.

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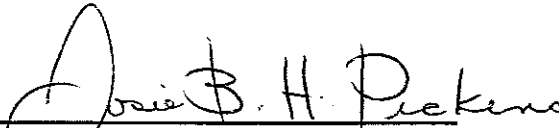
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May 23, 2013