



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P.O. BOX 3265, HARRISBURG, PA 17105-3265  
December 9, 1997

IN REPLY PLEASE  
REFER TO OUR FILE

R-00973953  
P-00971265

ROBIN L KRONGOLD PARALEGAL  
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NOEL H TRASK ESQUIRE  
PECO ENERGY COMPANY  
2301 MAREKT STREET  
PHILADELPHIA PA 19101-8699

DOCKETED

DEC 22 1997

Pennsylvania Public Utility Commission

v.

PECO Energy Company

DOCUMENT  
FOLDER

To Whom It May Concern:

This is to advise you that an Order has been adopted by the Commission in Public Meeting on December 4, 1997 in the above entitled proceeding.

An Order has been enclosed for your records.

Very truly yours,

James J. McNulty  
Secretary

Enclosure  
Certified Mail

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17105-3265

Public Meeting held December 4, 1997

Commissioners Present:

John M. Quain, Chairman  
Robert K. Bloom, Vice Chairman  
John Hanger  
David W. Rolka  
Nora Mead Brownell

Pennsylvania Public Utility  
Commission

R-00973953  
P-00971265

v.

PECO Energy Company

DOCKETED

O R D E R

DEC 22 1997

BY THE COMMISSION:

On December 2, 1997, administrative law judges Marlane R. Chestnut and Charles E. Rainey, Jr. certified the record in Docket Nos. R-00973953 and P-00971265 in accordance with our directions. Because the record below is so large, the presiding ALJs certified a list of statements and exhibits admitted in the case. Upon review of this listing, we note that two crucial exhibits were never properly moved into the evidentiary record of the proceeding: PECO Exhibit 1, which consists of PECO's original restructuring application filing and PECO Exhibit 2, which consists of its responses to the data filing requirements imposed by our order of February 13, 1997 at Docket No. M-00960890F003. Neither were moved or admitted into the evidentiary record of the proceeding below. Both were the basis of PECO's original application for restructuring on April 1, 1997.

DOCUMENT  
FOLDER

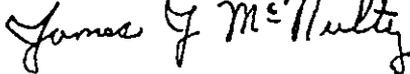
The provisions of the Electric Generation Customer Choice and Competition Act, 66 Pa.C.S. 2806(e) require each electric utility subject to its provisions to file a restructuring plan pursuant to the Act's requirements between April 1, 1997 and September 30, 1997. These restructuring plans are the linchpin of the legislative scheme intended to transition Pennsylvania's electric power industry to a structure in which competition and competitive markets determine the price of electric generation. We are obligated in this proceeding to accept, modify or reject PECO's plan, in accordance with the provisions of 66 Pa.C.S. §2806(f). This proceeding would be a nullity if these two exhibits were not included in the record of the proceeding for our review; THEREFORE,

IT IS ORDERED:

1. That PECO Exhibits 1 and 2 shall be and are admitted into the evidentiary record of this proceeding and shall constitute a portion of the record before us for decision.

2. That this order shall be served upon all parties and the presiding administrative law judges in the matters docketed at R-00973953 and P-00971265.

BY THE COMMISSION



James J. McNulty  
Secretary

(SEAL)

ORDER ADOPTED: December 4, 1997

ORDER ENTERED: December 9, 1997

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ANTHONY MIRABILE  
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1735 MARKET STREET  
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100 STATE STREET  
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JOSEPH WYDRA  
SHUMAKER WILLIAMS GOVERNANCE  
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P.O. BOX 88  
HARRISBURG, PA 17108

JAY LAYMAN  
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ROCCO PUGLIESE  
PUGLIESE ASSOCIATES  
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SUITE 410  
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JACK JOHNSON  
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SUMMIT, NJ 07901

JOE DUDICK  
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506 FINANCE BUILDING  
HARRISBURG, PA 17120

ELISA J. GRAMMER  
MONIQUE PENN-JENKINS  
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SKANCKE & EDWARDS  
1225 EYE ST., NW, STE. 1225  
WASHINGTON, D.C. 20005

WILLIAM KAHOC  
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26 TOLCHESTER LANE  
BEL AIRE, MD 21014

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439 FORUM BUILDING  
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ELIZABETH R. BENSON, PRESIDENT  
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STEVE HASTIE  
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550 E. KING STREET  
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ED PANAVICH  
WESTINGHOUSE ELECTRIC CORP.  
11 STANWIX STREET  
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MELLON INDEPENDENCE CENTER  
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3 BURLINGTON WOODS  
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SUITE 350  
FAIRFAX VA 22033-3804

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PACIFICORP  
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MAIL STOP 1516  
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WASHINGTON DC 20250

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SPAULDING GROUP  
5127 WALNUT RIDGE DRIVE  
ERIE, PA 16506

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ONLOCATION, INC.  
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SUITE 300  
DUNN LORING, VA 22027

ALBERT THOMAS  
TECHNEGLAS  
60 OLD BOSTON ROAD  
PITTSBURGH, PA 15260

PAUL EDMUNDSON  
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PLUM STREET ENERGY MARKETING  
P.O. BOX 5001  
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WILLIAM CAMPBELL  
SEASONED ENERGY DEVELOPMENT LTD  
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JUNE PERRY  
ROOM 19 CAPITOL ANNEX  
HARRISBURG, PA 17120

ALEXANDRA MATTHEWS-RITTER  
SENATOR BELL'S OFFICE  
20 EAST WING CAPITOL  
HARRISBURG, PA 17120

SENATOR ROY C. AFFLERBACH  
184 MAIN CAPITOL  
HARRISBURG, PA 17120

REP. FRANK TULLI, JR.  
155A EAST WING CAPITOL  
HARRISBURG, PA 17120

REP. WILLIAM LLOYD, JR.  
CHAIRMAN  
HOUSE CONS. AFFAIRS COMM.  
128 SOUTH OFFICE BUILDING  
HARRISBURG, PA 17120

KIM SHAWKEY  
SEN. BRIGHTBILL'S OFFICE  
337 MAIN CAPITOL  
HARRISBURG, PA 17120

SENATOR JOSEPH M. ULIANA  
459 MAIN CAPITOL  
HARRISBURG, PA 17120

NAN MCLAUGHLIN  
GOVERNOR'S OFFICE  
238 MAIN CAPITOL  
HARRISBURG, PA 17120

GLEN THOMAS  
GOVERNOR'S OFFICE  
506 FINANCE BUILDING  
HARRISBURG, PA 17120

CYNTHIA DATIG  
DOLLAR ENERGY FUND  
P.O. BOX 42329  
PITTSBURGH, PA 15203

BROOKS MOUNTCASTLE  
CLEAN AIR COUNCIL  
3700 VARTAN WAY  
HARRISBURG, PA 17110

LIZ ROBINSON EXECUTIVE DIRECTOR  
ENERGY COORDINATING AGENCY OF  
PHILADELPHIA  
1924 ARCH STREET  
PHILADELPHIA PA 19103

VINCENT ROSSI  
SENATOR FUMO'S OFFICE  
545 MAIN CAPITOL  
HARRISBURG, PA 17120

REP. KEITH MCCALL  
HOUSE OF REPRESENTATIVES  
313 SOUTH OFFICE BUILDING  
HARRISBURG, PA 17120

REP. CHRIS WOGAN  
HOUSE OF REPRESENTATIVES  
5 EAST WING  
HARRISBURG, PA 17120

SENATOR CLARENCE D. BELL  
ROOM 20 EAST WING  
HARRISBURG, PA 17120

CARL ROBERT ARON EXEC VICE  
PRESIDENT  
ITRON INC  
2218 N SULLIVAN ROAD  
SPOKANE WA 99216



ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

AND NOW, to wit, this 10<sup>th</sup> day of Dec., 1997,

the undersigned, as evidenced by execution hereof, acknowledges receipt, and accepts service of ORDER an official Commission document entered, issued, or otherwise promulgated under date of DECEMBER 9, 1997 at Docket No. R-00973953, P-00971265 on behalf of:

VERONICA A SMITH

DEPUTY EXECUTIVE DIRECTOR

PA PUC

Veronica A. Smith /ms  
Signature

Kindly sign and date this acceptance of service and acknowledgement of receipt, and, return the same for filing to:

OFFICE OF PROTHONOTARY FILE ROOM  
PA PUBLIC UTILITY COMMISSION  
B-20, North Office Building  
Harrisburg, PA 17105-3265

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97 DEC 10 PM 3:25  
PA PUC OFFICE  
PROTHONOTARY'S OFFICE

ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

KJR

AND NOW, to wit, this 11 day of December, 1997,

the undersigned, as evidenced by execution hereof, acknowledges receipt, and accepts service of ORDER an official Commission document entered, issued, or otherwise promulgated under date of DECEMBER 9, 1997 at Docket No. R-00973953, P-00971265 on behalf of:

HONORABLE STEWART J GREENLEAF

SENATE Box 203012

DOCUMENT  
FOLDER

*Stewart J. Greenleaf*  
Signature

Kindly sign and date this acceptance of service and acknowledgement of receipt, and, return the same for filing to:

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DEC 12 1997

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97 DEC 11 PM 1:23

ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

AND NOW, to wit, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_ ,

KJR

the undersigned, as evidenced by execution hereof, acknowledges receipt, and accepts service of ORDER an official Commission document entered, issued, or otherwise promulgated under date of DECEMBER 9, 1997 at Docket No. R-00973953,P-00971265 on behalf of:

\_\_\_\_\_  
REP. CHRIS WOGAN  
\_\_\_\_\_  
HOUSE OF REPRESENTATIVES  
\_\_\_\_\_  
5 EAST WING  
\_\_\_\_\_  
HARRISBURG, PA 17120

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Chris Wogan  
Signature

Kindly sign and date this acceptance of service and acknowledgement of receipt, and, return the same for filing to:

OFFICE OF PROTHONOTARY FILE ROOM  
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DEC 12 1997

PROTHONOTARY'S OFFICE

97 DEC 11 AM 10:24

RECEIVED

ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

KJR

AND NOW, to wit, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_ ,

the undersigned, as evidenced by execution hereof, acknowledges receipt, and accepts service of ORDER an official Commission document entered, issued, or otherwise promulgated under date of DECEMBER 9, 1997 at Docket No. R-00973953,P-00971265 on behalf of:

\_\_\_\_\_  
HONORABLE CONNIE WILLIAMS  
110 SOUTH OFFICE  
\_\_\_\_\_  
HOUSE BOX 202020  
\_\_\_\_\_  
HARRISBURG PA 17120-2020  
\_\_\_\_\_

\_\_\_\_\_  
*Connie Williams*  
\_\_\_\_\_  
Signature

Kindly sign and date this acceptance of service and acknowledgement of receipt, and, return the same for filing to:

OFFICE OF PROTHONOTARY FILE ROOM  
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PA.P.U.C.  
PROTHONOTARY'S OFFICE

ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

AND NOW, to wit, this 10th day of December, 1997, KJR

the undersigned, as evidenced by execution hereof, acknowledges receipt, and accepts service of ORDER an official Commission document entered, issued, or otherwise promulgated under date of DECEMBER 9, 1997 at Docket No. R-00973953, P-00971265 on behalf of:

\_\_\_\_\_  
KENNETH L MICKENS ESQUIRE  
\_\_\_\_\_  
CHARLES DANIEL SHIELDS  
\_\_\_\_\_  
ESQ  
\_\_\_\_\_  
OFFICE OF TRIAL STAFF  
\_\_\_\_\_  
P O BOX 3265  
\_\_\_\_\_  
HARRISBURG PA 17105-3265

PROTHONOTARY'S OFFICE  
HARRISBURG PA  
DEC 11 AM 9:54

**DOCUMENT  
FOLDER**

Mari Jo Rudy  
Signature

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**DEC 12 1997**

PROTHONOTARY'S OFFICE  
HARRISBURG PA  
DEC 10 AM 10:51

ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

AND NOW, to wit, this 11<sup>th</sup> day of December, 1997,

the undersigned, as evidenced by execution hereof, acknowledges receipt, and accepts service of ORDER <sup>KJK</sup> an official Commission document entered, issued, or otherwise promulgated under date of DECEMBER 9, 1997 at Docket No. R-00973953, P-00971265 on behalf of:

\_\_\_\_\_  
KIM SHAWKEY  
SEN. BRIGHTBILL'S OFFICE  
337 MAIN CAPITOL  
\_\_\_\_\_  
HARRISBURG, PA 17120  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
\_\_\_\_\_  
Signature

Kindly sign and date this acceptance of service and acknowledgement of receipt, and, return the same for filing to:

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97 DEC 16 AM 8:21

023129

ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

KJR

AND NOW, to wit, this 9 day of Dec, 1997,

the undersigned, as evidenced by execution hereof, acknowledges receipt, and accepts service of ORDER an official Commission document entered, issued, or otherwise promulgated under date of DECEMBER 9, 1997 at Docket No. R-00973953,P-00971265 on behalf of:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

TANYA J MCCLOSKEY  
STEVEN K STEINMETZ  
OFFICE OF CONSUMER ADVOCATE  
1425 STRAWBERRY SQUARE  
HARRISBURG PA 17120

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
\_\_\_\_\_  
Signature

Kindly sign and date this acceptance of service and acknowledgement of receipt, and, return the same for filing to:

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Harrisburg, PA 17105-3265

**DOCUMENT  
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97 DEC 10 PM 3:29  
PROTHONOTARY'S OFFICE

ACKNOWLEDGEMENT OF RECEIPT & ACCEPTANCE OF SERVICE

AND NOW, to wit, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_ ,

the undersigned, as evidenced by execution hereof, acknowledges receipt, and accepts service of ORDER an official Commission document entered, issued, or otherwise promulgated under date of DECEMBER 9, 1997 at Docket No. R-00973953,P-00971265 on behalf of:

JOHN EARWOOD

PA DEPT. OF AGING

KJR

 12.11.97  
Signature

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97 DEC 15 AM 11:29

022962

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022612

97 DEC 12 AM 11:24

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PROTHONOTARY'S OFFICE

AND NOW, to wit, this 10<sup>th</sup> day of December, 1997,

the undersigned, as evidenced by execution hereof, acknowledges receipt, and accepts service of ORDER an official Commission document entered, issued, or otherwise promulgated under date of DECEMBER 9, 1997 at Docket No. R-00973953, P-00971265 on behalf of:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

NAN MCLAUGHLIN  
GOVERNOR'S OFFICE  
238 MAIN CAPITOL  
HARRISBURG, PA 17120

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ KJR

Nan McLaughlin/kab  
Signature

Kindly sign and date this acceptance of service and acknowledgement of receipt, and, return the same for filing to:

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