



Exelon

Exelon Business Services Company

Legal Department

2301 Market Street/S23-1
Philadelphia, PA 19103

215 568 3389 Fax
www.exeloncorp.com

Direct Dial: 215.841.6841

October 18, 2013

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

**RE: Robert Espenship v. PECO Energy Company
PUC Docket No.: C-2013-2354841**

Dear Ms. Chiavetta:

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

- Answer
- Answer & New Matter
- Motion Objecting to Continuance Request
- Motion for Judgment on the Pleadings
- X_ Motion to Admit Exhibits**
- 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

cc: Robert Espenship (w/encl.) (via Federal Express)
Katrina L. Dunderdal, Adm. Law Judge (w/encl.) (via Federal Express)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ROBERT ESPENSHIP

v.

PECO ENERGY COMPANY

:
:
:
:
:

DOCKET NO. C-2013-2354841

**PECO ENERGY COMPANY'S MOTION
TO ADMIT LATE FILED EXHIBIT INTO THE RECORD**

PECO Energy Company ("PECO Energy"), pursuant to 52 Pa. Code § 35.177, hereby motions to admit PECO Energy's late filed Exhibit 13 into the record and states the following:

1. A telephonic hearing for this matter was scheduled to take place on May 24, 2013 at 10:00 a.m.
2. The hearing convened on May 24, 2013, and was continued to permit PECO Energy an opportunity to schedule a high bill field investigation at the Complainant's service address.
3. On June 21, 2013, a high bill field investigation was conducted at the Complainant's residence and a report was prepared with the technician's findings.
4. A further telephonic hearing was scheduled to take place on October 16, 2013, at 10:00 a.m.
5. On October 9, 2013, PECO Energy mailed PECO Exhibits 1-12 to the Complainant and Administrative Law Judge Katrina Dunderdale ("ALJ Dunderdale") to be used as evidence at the hearing.

6. Due to an administrative oversight, the High Bill Field Report prepared on June 21, 2013, was not included with the exhibits mailed to the Complainant and to ALJ Dunderdale.

7. On October 16, 2013, at 8:33 a.m., prior to the hearing, PECO Energy emailed the High Bill Field Report to the Complainant at the Complainant's email address of record - okiejules1@aol.com. See Email dated 10/16/13, attached hereto as Exhibit "1".

8. Additionally, on October 16, 2013 at 9:05 a.m., prior to the hearing, PECO Energy faxed the High Bill Field Report to ALJ Dunderdale. See Facsimile Cover Page, dated 10/16/13, attached hereto as Exhibit "2".

9. At the October 16, 2013 hearing, PECO Energy presented High Bill Foreman, Thomas Lerro, as a witness on behalf of the company.

10. Mr. Lerro identified, authenticated and testified to the High Bill Field Report dated June 21, 2013, at Exhibit "13" offered on behalf of PECO Energy. See High Bill Field Report – Exhibit "13", attached hereto as Exhibit "3".

11. The High Bill Field Report at Exhibit "13" is relevant and necessary for the company to defend against the Complainant's claim of high bills at the service address.

12. Accordingly, PECO Energy hereby motions this Honorable Commission to admit late filed Exhibit "13" into the record.

WHEREFORE, PECO Energy respectfully requests that this Honorable Commission grant Respondent, PECO Energy's Motion to Admit Late Filed Exhibit 13 into the record.

Respectfully Submitted,



Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
Direct Dial: 215.841.6841
Fax: 215.568.3389
Shawane.Lee@exeloncorp.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ROBERT ESPENSHIP

v.

PECO ENERGY COMPANY

:
:
:
:
:
:

DOCKET NO. C-2013-2354841

VERIFICATION

I, Shawane L. Lee, hereby declare that I am counsel for PECO Energy Company; that as such I am authorized to make this verification on its behalf; that the facts set forth in the foregoing Pleading are true to the best of my knowledge, information and belief, and that I make this verification subject to the penalties of 18 Pa. C.S. § 4904 pertaining to false statements to authorities.



Shawane L. Lee

Date: October 18, 2013

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ROBERT ESPENSHIP

v.

PECO ENERGY COMPANY

:
:
:
:
:

DOCKET NO. C-2013-2354841

CERTIFICATE OF SERVICE

I, Shawane L. Lee, hereby certify that I have this day served a copy of PECO Energy Company's Response to Complainant's Motion in the above matter upon all interested parties by mailing and emailing a copy, properly addressed and postage prepaid to:

Robert Espenship
66 Ridge Avenue
Phoenixville, PA 19460

Administrative Law Judge Katrina L. Dunderdale
PA Public Utility Commission
Piatt Place
301 5th Avenue, Suite 220
Pittsburgh, PA 15222



Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
Direct Dial: 215.841.6841
Fax: 215.568.3389
Shawane.Lee@exeloncorp.com

Dated at Philadelphia, Pennsylvania, October 18, 2013.

EXHIBIT “1”

Lee, Shawane L.:(BSC)

From: Lee, Shawane L.:(BSC)
Sent: Wednesday, October 16, 2013 8:33 AM
To: okiejules1@aol.com
Subject: Robert Espenship v. PECO - Exhibit 13
Attachments: C2354841_fid.pdf; C2354841_fid2.pdf

Mr. Espenship,

Please find attached a report from the field visit conducted on June 21, 2013, which PECO Energy will offer as Exhibit 13 at the hearing this morning.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

Shawane Lee

PECO ENERGY
EXHIBIT 1

EXHIBIT “2”

Transmission Report

Date/Time 10-16-2013
Local ID 1 215 568 3389

09:05:45 a.m.

Transmit Header Text
Local Name 1

Exelon

**This document : Confirmed
(reduced sample and details below)
Document size : 8.5"x11"**

Exelon.

Fax

**Business Services
Group**

Exelon
Legal Department, S23-1
2301 Market Street, P.O. Box 8699
Philadelphia, PA 19101

FAX: 215-568-3389

Date October 16, 2013	Number of Pages (including cover) 4
--------------------------	---

From Leslie O'Neill	Direct Dial Number 215 841 6853
To Judge Katrina Dunderdale	412-565-5692
RE: Robert Espenship v. PECO Energy Company Docket Number: C-2013-2354841	
Comments Please find attached a report from the field visit conducted on June 21, 2013, which PECO Energy will offer as Exhibit 13 at the hearing this morning. If you have any questions, please do not hesitate to contact Mrs. Lee.	

This communication and any of its attachments may contain Exelon proprietary information which is privileged, confidential or subject to copyright belonging to the Exelon family of companies. This communication is intended solely for the use of the individual or entity to which it is addressed. If you are not the intended recipient of this communication, you are hereby notified that any dissemination, distribution, copying or action taken in relation to the contents of and attachments to this communication is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately and permanently delete the original and any copy of this communication. Thank you.

For transmitting problems, call: Anita Estess at 215 841 5353
#1928-00

Total Pages Scanned : 4

Total Pages Confirmed : 4

No.	Job	Remote Station	Start Time	Duration	Pages	Line	Mode	Job Type	Results
001	740	412 565 5692	09:03:00 a.m. 10-16-2013	00:02:17	4/4	1	EC	HS	CP28800

Abbreviations:

HS: Host send
HR: Host receive
WS: Waiting send

PL: Polled local
PR: Polled remote
MS: Mailbox save

MP: Mailbox print
RP: Report
FF: Fax Forward

CP: Completed
FA: Fail
TU: Terminated by user

TS: Terminated by system
G3: Group 3
EC: Error Correct

PECO ENERGY
EXHIBIT **2**

EXHIBIT “3”

HIGH BILL REPORT-RESIDENTIAL SERVICE

1. LAST BILLED READING VERIFIED:

YES NO NO ACCESS

2. DROPPED LOAD AND IDLED METER

YES NO DECLINED

3. PASSING LOAD TEST PERFORMED:

ELECTRIC: YES NO DECLINED

APPLIANCE USED: Dryer

Kw: 7.2 No. of Seconds: 4.9

CLOCKED: 5290 OF 5400 (watts)

GAS: YES NO DECLINED

APPLIANCE USED: _____

Rt Dist: _____ No. of Seconds: _____

CLOCKED: _____ OF _____ (btu's)

4. POWER OUT VIBRATION/FOREIGN PIPING FOUND:

YES NO NO ACCESS

DETAILS: _____

5. METER MISC-UP FOUND: YES NO NO ACCESS

METER NUMBER	READING	AS LISTED	SHOULD BE

ADDITIONAL REPORT: Phoned ahead no answer
Arrived and investigated with July Espenship,
Roberts wife. Did cost estimate and justified
winter and summer use. Explained
use to cost and how in summer air
conditioning affects use

Passing load test is accurate. Cost U/S will
hear from PUC

Instrument Test Results no creep found
IFL 99.18
LL 100.54

Meter is accurate & correctly registering use

INVESTIGATOR: hori PECO ENERGY DATE OF INVESTIGATION: 6/21/13

ORAL UTILITY REPORT

NAME: Espenship ADDRESS: _____

ACCOUNT NUMBER: 69576-01008 Mailing: _____

88.152(1) DISPUTES THE FOLLOWING _____

88.152(2) PECO Energy's POSITION ON THIS DISPUTE IS: **SEE REPORT**

88.152(3) Termination of service will not take place during any Informal or Formal Complaint proceedings, provided you pay the undisputed portion of bills as they become due. If you do not agree with this report you have ten days from today for filing an Informal complaint with the Pennsylvania Public Utility Commission.

88.152(4) The closest company location is 2301 Market St. Philadelphia, City Center, Philadelphia PA 19101. Payments may be mailed to P.O. Box 13439, Phila, PA 19101. You may obtain additional information by writing to P.O. Box 13776, Phila, PA 19101, or by calling us at 1-800-494-4000

88.152(5) An Informal Complaint may be filed with the PUC by calling 1-800-782-1110, or by writing to P.O. Box 2265, Harrisburg, PA 17120. The following information must be included in your complaint:

- The name of the customer
- The address of the customer, and if different, the address at which service is provided
- The account number of the customer, if applicable
- The name of the utility
- A brief statement of the dispute
- Whether the dispute formerly has been the subject of a utility company investigation and report
- Whether the dispute formerly has been the subject of a PUC Informal or formal complaint
- The date, if any, of proposed termination
- The relief sought

88.152(7) Your open balance is now \$ _____ and will become delinquent on _____ unless a Payment Agreement is entered into, or an Informal Complaint is filed with the Commission (Note: This date must be the later of 10 days from today, or the actual due date of the bill.)

The current bill in the amount of \$ _____ is due _____

The past due amount of \$ _____ will become delinquent on _____

Payment arrangements are: _____

By: _____ Remarks Noted: _____
 () Customer Requested Written Report

Date: _____ Mailed on: _____

PECO ENERGY ELECTRIC METER TEST

CUSTOMER: Robert Espanshup
 ADDRESS: 66 Ridge Ave Monroeville

QUAD: ACCT. NO: 69576 01008
 LOC: KEY NO: POLE NO:

CEMS W.O. NO.:

PHONE NO: 1
 ELECTRIC METER SEQ. METER READ INSTR. 270 11

097934830 TEST DATE 6/21/13

ELEC. SERVICE METER CONSTANT

DEMAND METER CONSTANT

TEST TYPE	4	TEST DATE	6/21/13	TEST TYPE	4	AVERAGE AS FOUND	FL	IL	LL	REPORT	SEALS	FOUND	LEFT
OP SWITCH OR REGISTER WITH THIS METER	FOUND	CHANGED	FOUND	TYPE	4	FL	99.18	IL	100.54	SCALE	WHM		
SC		CO		DEM									

WITHOUT COMP SERIES TEST AS FOUND			WITH COMP SERIES TEST AS LEFT			WITH COMP SERIES TEST FOUND			BALANCE TEST			BATTERY CHANGE		
FL	IL	LL	FL	IL	LL	FL	IL	LL	FL	IL	LL	FL	IL	LL
99.18		100.54	99.18		100.54				EL	FL	IL	FL	IL	LL
99.18		100.54	99.18		100.54							SD	CD	TD
														PD

REMARKS: PECO PUC Test Results found meter needs PUC's.
 PECO Guidelines. No comp forced.

CEMS USE ONLY: PROGRAM NO. MULTIPLIER: K4: KE: TF: PKH: COMP DATA FL: R: IL: LL: CUI: ACCESS INFO:

CTS														
PTS														
CRVS														
DATE	TECH INIT	REMARKS	DATE	TECH INIT	REMARKS	DATE	TECH INIT	REMARKS	DATE	TECH INIT	REMARKS	DATE	TECH INIT	REMARKS

TEST BY: Lori
 PNO 102745
 STD# 00517744

Lori in High Bill

