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February 6, 2014

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

RE: John Dilliplane v. PECO Energy Company
PUC Docket No.: C-2013-2392757

Dear Ms. Chiavetta:

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

- Answer
- Answer & New Matter
- X **Motion for Continuance**
- Motion for Judgment on the Pleadings
- Motion to Admit Exhibits
- Motion to Consolidate
- 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: John Dilliplane (via email & First Class Mail)
David Salapa, Adm. Law Judge (via facsimile and email)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

JOHN DILLIPLANE	:	
	:	
v.	:	DOCKET NO. C-2013-2392757
	:	
PECO ENERGY COMPANY	:	

MOTION FOR CONTINUANCE OF HEARING DATE

PECO Energy Company ("PECO Energy"), pursuant to 52 Pa. Code § 1.15(b), hereby requests a continuance of the hearing date scheduled in this matter and states the following:

1. A telephonic hearing in this matter is currently scheduled for Friday, February 7 at 10:00 a.m.
2. The formal complaint that will be litigated at the hearing is whether PECO Energy should remove a private property pole line owned by the Complainant's neighbor, William Short.
3. PECO Energy's key witness for the hearing is Engineer, Robert Carroll, who investigated the dispute at issue and communicated with the Complainant regarding the dispute.
4. On February 5, 2014, an ice storm hit the region, causing extensive damage and over 623,000 customers to be without service. PECO Energy has actively been working to restore power to thousands of customers impacted by the winter storm.
5. Mr. Carroll has been called to storm duty to help restore power to PECO Energy's customers.
6. Accordingly, Mr. Carroll is not available to testify at the hearing on February 7th.
7. The presentation of PECO Energy's witness is critical to the defense of this case as this matter involves a private property pole line that Mr. Carroll investigated.

8. Mr. Carroll was the engineer who performed the investigation and prepared the exhibits PECO Energy will present at the hearing.

9. PECO Energy contacted Mr. Dilliplane on February 6, 2014, to request his consent for the continuance; however, when the caller identified herself as an employee of PECO Energy, Mr. Dilliplane hung up the telephone.

10. PECO Energy followed up with email correspondence to Mr. Dilliplane requesting his consent but the company has not received a response.

11. Accordingly, PECO Energy respectfully requests a continuance to permit Mr. Carroll to testify.

Respectfully Submitted,



Shawane L. Lee
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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

JOHN DILLIPLANE

v.

PECO ENERGY COMPANY

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:

DOCKET NO. C-2013-2392757

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: February 6, 2014

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

JOHN DILLIPLANE

v.

PECO ENERGY COMPANY

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DOCKET NO. C-2013-2392757

CERTIFICATE OF SERVICE

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

John Dilliplane
6840 Upper York Road
New Hope, PA 18938

johndilliplane@aol.com



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Shawane.Lee@exeloncorp.com

Dated at Philadelphia, Pennsylvania, February 6, 2014