



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

June 4, 2014

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

RE: Eunice Williams v. PECO Energy Company
PUC Docket No.: C-2014-2419765

Dear Ms. Chiavetta:

Enclosed for filing with the Commission is ***PECO Energy Company Motion for Judgment on the Pleadings*** with regard to the matter referenced above.

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,

A handwritten signature in black ink, appearing to read "Shawane Lee", with a long, sweeping underline.

Shawane Lee
Counsel for PECO Energy Company

s/LO

cc: Eunice Williams (via First Class Mail)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

EUNICE WILLIAMS	:	
Complainant	:	
	:	
v.	:	DOCKET NO. C-2014-2419765
	:	
PECO ENERGY COMPANY	:	
Respondent	:	

NOTICE TO PLEAD

To: Eunice Williams

Pursuant to 52 Pa. Code §§5.101 and 5.62(c), you are hereby notified that, if you do not file a written response denying or correcting the enclosed Motion for Judgment on the Pleadings within 20 days from service of this notice, the facts set forth by PECO Energy Company may be deemed to be true, thereby requiring no other proof. All pleadings, such as a Reply to Motion, must be filed with the Secretary of the Pennsylvania Public Utility Commission, with a copy served to counsel for PECO Energy Company, Shawane Lee, and where applicable, the Administrative Law Judge presiding over the issue.

Failure to respond to this Motion could result in the dismissal of your case.

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

With a copy to:
Shawane L. Lee, Esquire
PECO Energy Company
2301 Market Street, S-23
Philadelphia, PA 19103

Dated: June 4, 2014



Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street, S-23
Philadelphia, PA 19101-8699
Tel. (215) 841-6841
Fax. (215) 568-3389
shawane.lee@exeloncorp.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

EUNICE WILLIAMS	:	
Complainant	:	
	:	
v.	:	DOCKET NO. C-2014-2419765
	:	
PECO ENERGY COMPANY	:	
Respondent	:	

MOTION FOR JUDGMENT ON THE PLEADINGS

PECO Energy Company ("PECO"), pursuant to 52 Pa. Code §5.102, respectfully requests that your Honorable Commission dismiss the instant complaint inasmuch as Complainant requests a payment arrangement. No factual dispute has been raised in the pleadings, concerning her request for a payment agreement. Pursuant to 66 Pa.C.S. §1405(c), Complainant is ineligible for a Commission-ordered payment agreement, and thus Complainant fails to state a claim upon which relief can be granted. Therefore, PECO is entitled to judgment as a matter of law with respect to the Complainant's request for a payment agreement.

1. On or about April 24, 2014, Complainant filed a Formal Complaint against Respondent, PECO, by ticking all of the boxes set forth in Section 4 of the complaint except the "Other" box. A copy of Complainant's Formal Complaint is attached hereto as Exhibit 1.

2. In her request for relief, the Complainant states: "Try to get a payment agreement please." See Exhibit 1.

3. PECO was served with the Formal Complaint on May 5, 2014.

4. On May 12, 2014, PECO filed an Answer, New Matter and Notice to Plead. A copy of PECO's Answer and New Matter is attached hereto as Exhibit 2.

5. PECO averred in its New Matter that Complainant was enrolled in its Customer Assistance Program (CAP) on September 20, 2010 under Tier D at her previous service address. New Matter ¶1.

6. PECO averred that the Complainant's CAP enrollment was transferred to her current service address 6515 North Broad Street, Philadelphia, PA and her CAP Tier level was updated to Tier D1. New Matter ¶2.

7. PECO also averred that Complainant re-certified in the CAP program on October 9, 2013 under Tier D and she is next scheduled to recertify in the program on October 9, 2015. New Matter ¶¶3-4.

8. PECO further averred that the entire balance on Complainant's account is comprised of CAP arrears. New Matter ¶5.

9. As the entire balance consists of CAP arrears, PECO averred that no agreement may be issued under 66 Pa.C.S. §1405(c). New Matter ¶6.

10. To date, 20 days have passed since PECO filed its New Matter.

11. PECO has not been served with a response to its New Matter, and therefore it requests that the facts stated therein be deemed admitted. 52 Pa.Code §5.63(b) (providing that facts in new matter may be deemed admitted if there is no reply).

12. Under 66 Pa.C.S. §1405(c), the Commission is precluded from establishing a payment agreement for customers participating in CAP. Section 1405(c) states as follows: "Customer assistance program rates shall be timely paid and shall not be the subject of payment agreements negotiated or approved by the commission."

13. The Commission's regulations at 52 Pa. Code §5.102(a) permits any party to move for summary judgment or judgment on the pleadings after the pleadings are closed, but

within such time as to not delay a hearing. Under 52 Pa. Code §5.102(d)(1), the presiding officer will grant the motion if the pleadings, depositions, answers to interrogatories, admissions and affidavits show that there is no genuine issue as to a material fact and that the moving party is entitled to judgment as a matter of law.

14. The moving party bears the burden of showing that no genuine issue of material fact exists and that it is entitled to judgment as a matter of law. The Commission must view the record in the light most favorable to the non-moving party, giving that party the benefit of all reasonable inferences. *First Mortgage Co. of Pennsylvania v. McCall*, 459 A.2d 406 (Pa. Super. 1983).

15. The provision at 52 Pa. Code §5.102(c) serves judicial economy by avoiding a hearing where no factual dispute exists. If no factual issue pertinent to the resolution of the case exists, a hearing is unnecessary. *Lehigh Valley Power Committee v. Pennsylvania Public Utility Commission*, 563 A.2d. 557 (Pa. Cmwlth. 1989).

16. The pleadings in this case reveal the following:

- a. There is no factual dispute that (a) Complainant is enrolled in CAP, (b) the entire past due balance is CAP arrears, (c) the Complainant seeks a Commission-ordered payment agreement.
- b. Under 66 Pa.C.S. §1405(c), the Commission is prohibited from ordering a payment agreement for an account holder whose past due balance consists of CAP arrears. Therefore, the Commission cannot grant the payment agreement relief Complainant seeks.

17. Because no factual dispute exists and the Complaint fails to state a claim for which relief can be granted, PECO is entitled to judgment as a matter of law.

WHEREFORE, PECO Energy Company respectfully requests that your Honorable Commission dismiss the Complainant's request for a payment agreement, as it relates to a request for a prohibited payment agreement on CAP arrears, and the Complaint in this regard, therefore fails to state a claim upon which relief can be granted.

Respectfully submitted,



Shawane L. Lee
PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19101-8699
(215) 841-6841
Fax: 215.568.3389
Shawane.Lee@exeloncorp.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

EUNICE WILLIAMS	:	
Complainant	:	
	:	
v.	:	DOCKET NO. C-2014-2419765
	:	
PECO ENERGY COMPANY	:	
Respondent	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing Motion for Judgment on the Pleadings upon the party listed below, in accordance with the requirements of 52 Pa. Code §1.54 (relating to service by a party).

VIA First Class Mail
Eunice Williams
6515 North Broad Street, Apt. B-7
Philadelphia, PA 19126



Shawane L. Lee

DATED: June 4, 2014

EXHIBIT “1”

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Formal Complaint

Filing this form begins a legal proceeding and you will be a party to the case. If you do not wish to be a party to the case, consider filing an informal complaint.

To complete this form, please type or print legibly in ink.

1. Customer (Complainant) Information

Provide your name, mailing address, county, telephone number(s), e-mail address and utility account number:

Name Eunice Williams
Street/P.O. Box 6515 N Broad St Apt # Apt B7
City Phila State PA Zip 19126
County Phila

Telephone Number(s) Where We Can Contact You During the Day:

(267) 788 4531 (home) (267) 648 9370 (mobile)

E-mail Address (optional): PECO Number 15 50571 - 53059

Utility Account Number (from your bill) ~~PGW Account Number 13 0859036841~~

If your complaint involves utility service provided to a different address or in a different name than your mailing address, please list this information below.

Name
Street/P.O. Box
City State Zip

2. Name of Utility or Company (Respondent)

Provide the full name of the utility or company about which you are complaining. The name of your utility or company is on your bill.

PECO

RECEIVED

APR 24 2014

PA PUBLIC UTILITY COMMISSION SECRETARY'S BUREAU

3. Type of Utility Service

Check the box listing the type of utility service that is the subject of your complaint (check only one):

- ELECTRIC WASTEWATER/SEWER
 GAS TELEPHONE/TELECOMMUNICATIONS (local, long distance)
 WATER MOTOR CARRIER (e.g. taxi, moving company, limousine)
 STEAM HEAT

4. Reason for Complaint

What kind of problem are you having with the utility or company? Check all boxes below that apply and state the reason for your complaint. Explain specifically what you believe the utility or company has done wrong. Provide relevant details including dates, times and places and any other information that may be important. If the complaint is about billing, tell us the amount you believe is not correct. Use additional paper if you need more space. **Your complaint may be dismissed without a hearing if you do not provide specific information.**

The utility is threatening to shut off my service or has already shut off my service.

I would like a payment agreement.

Incorrect charges are on my bill. Provide dates that are important and an explanation about any amounts or charges that you believe are not correct. Attach a copy of the bill(s) in question if you have it/them.

I am having a reliability, safety or quality problem with my utility service. Explain the problem, including dates, times or places and any other relevant details that may be important.

Other (explain).

Note: If your complaint is only about removing or modifying a municipal lien filed by the City of Philadelphia, the Public Utility Commission (PUC) cannot address it. Only local courts in Philadelphia County can address this type of complaint. The PUC can address a complaint about service or incorrect billing even if that amount is subject to a lien.

In addition, the PUC generally does not handle complaints about cell phone or Internet service, but may be able to resolve a dispute regarding voice communications over the Internet (including the inability to make voice 911/E911 emergency calls) or concerns about high-speed access to Internet service.

5. Requested Relief

How do you want your complaint to be resolved? Explain what you want the PUC to order the utility or company to do. Use additional paper if you need more space.

try to get a payment agreement
please

Note: The PUC can decide that a customer was not billed correctly and can order billing refunds. The PUC can also fine a utility or company for not following rules and can order a utility or company to correct a problem with your service. Under state law, the PUC cannot decide whether a utility or company should pay customers for loss or damages. Damage claims may be sought in an appropriate civil court.

6. Protection from Abuse

Has a court granted a "Protection from Abuse" order that is currently in effect for your personal safety or welfare? The PUC needs this information to properly process your complaint so that your identity is not made public.

Note: You must answer this question if your complaint is against a natural gas distribution utility, an electric distribution utility or a water distribution utility AND your complaint is about a problem involving billing, a request to receive service, a security deposit request, termination of service or a request for a payment agreement.

Has a court granted a "Protection from Abuse" order for your personal safety or welfare?

YES
NO

If your answer to the above question is "yes," attach a copy of the current Protection for Abuse order to this Formal Complaint form.

7. Prior Utility Contact

a. Is this an appeal from a decision of the PUC's Bureau of Consumer Services (BCS)?

YES
NO

Note: If you answered yes, move to Section 8. No further contact with the utility or company is required. If you answered no, answer the question in Section 7 b. and answer the question in Section 7 c. if relevant.

b. If this is not an appeal from a BCS decision, have you spoken to a utility or company representative about this complaint?

YES
NO

Note: You must contact the utility first if (1) you are a residential customer, (2) your complaint is against a natural gas distribution utility, an electric distribution utility or a water utility AND (3) your complaint is about a billing problem, a service problem, a termination of service problem, or a request for a payment agreement.

- c. If you tried to speak to a utility company representative about your complaint but were not able to do so, please explain why.

Note: Even if you are not required to contact the utility or company, you should always try to speak to a utility or company representative about your problem before you file a Formal Complaint with the PUC.

8. Legal Representation

If you are filing a Formal Complaint as an individual on your own behalf, you are not required to have a lawyer. You may represent yourself at the hearing.

If you are represented by a lawyer in this matter, provide your lawyer's name, address, telephone number, and e-mail address, if known. Please make sure your lawyer is aware of your complaint. If represented by a lawyer, both you and your lawyer must be present at your hearing.

Lawyer's Name _____
Street/P.O. Box _____
City _____ State _____ Zip _____
Area Code/Phone Number _____
E-mail Address (if known) _____

Note: Corporations, associations, partnerships, limited liability companies and political subdivisions are required to have a lawyer represent them at a hearing and to file any motions, answers, briefs or other legal pleadings.

9. Verification and Signature

You must sign your complaint. Individuals filing a Formal Complaint must print or type their name on the line provided in the verification paragraph below and must sign and date this form in ink. If you do not sign the Formal Complaint, the PUC will not accept it.

Verification:

I, Samuel Williams, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Samuel Williams
(Signature of Complainant) _____ (Date)

Title of authorized employee or officer (only applicable to corporations, associations, partnerships, limited liability companies or political subdivisions)

Note: If the Complainant is a corporation, association, partnership, limited liability company or political subdivision, the verification must be signed by an authorized officer or authorized employee. If the Formal Complaint is not signed by one of these individuals, the PUC will not accept it.

10. Filing

You may electronically file your Formal Complaint with the PUC. To do so, you need to establish an account on the PUC's eFiling system, which may be accessed at <http://www.puc.pa.gov/efiling/default.aspx>.

If you do not electronically file your Formal Complaint, mail the completed form (along with any attachments) to one of the addresses listed below:

If using U.S. Postal Service:

If using overnight delivery service:

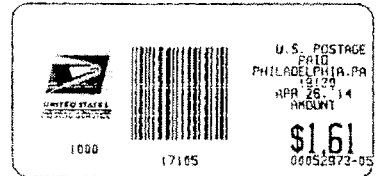
Secretary Pennsylvania Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105-3265	Secretary Pennsylvania Public Utility Commission 400 North Street Commonwealth Keystone Building, 2 nd Floor Harrisburg, Pennsylvania 17120
---	--

Note: Formal Complaints sent by fax or e-mail will not be accepted.

If you have any questions about filling out this form, please contact the Secretary's Bureau at 717-772-7777.

Keep a copy of your Formal Complaint for your records.

Eunice Williams
6515 N Broad St
Phila PA 19126 APT B7



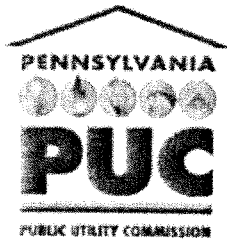
Pennsylvania Public Utility
Commission.
P.O. Box 3265, Harrisburg, PA 17105-3265

RECEIVED

2014 APR 28 AM 11:09

U.S. SECRETARY'S BUREAU

EXHIBIT “2”



PENNSYLVANIA
PUBLIC UTILITY COMMISSION

CONSUMERINFO UTILITY&INDUSTRY FILING&RESOURCES ABOUTPUC CONTACTUS

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eFiling Successfully Transmitted



Your filing has been electronically received. Upon review of the filing for conformance with the Commission's filing requirements, a notice will be issued acknowledging such compliance and assigning a Docket Number. The matter will receive the attention of the Commission and you will be advised if any further action is required on your part.

Print this page for your records. The date filed on will be the current day if the filing occurs on a business day before or at 4:30 PM Harrisburg, PA time. It will be the next business day if the filing occurs after 4:30 PM Harrisburg, PA time or on weekends or holidays.

If your filing exceeds 250 pages, you are required to submit one paper copy of the filing within 3 business days of submitting the electronic filing. This paper copy can be mailed to: Secretary, Pennsylvania Public Utility Commission, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120 . Please print a copy of this page and attach it to the paper copy of your filing as the first page.

eFiling Confirmation	
Docket Number:	C-2014-2419765
Description:	Eunice Williams - PECO Energy Company - Answer and New Matter
Transmission Date:	5/12/2014 10:51:20 AM
Filed On:	5/12/2014 10:51:20 AM
eFiling Confirmation Number:	1547132

Uploaded File List

File Name	Document Class	Document Type
Eunice Williams - Answer and New Matter.pdf	Communication	Answer to Formal Complaint

PECO ENERGY
EXHIBIT **2**



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

May 12, 2014

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

RE: Eunice Williams v. PECO Energy Company
PUC Docket No.: C-2014-2419765

Dear Ms. Chiavetta:

Enclosed for filing with the Commission is *PECO Energy Company Answer and New Matter to Formal Complaint* with regard to the matter referenced above.

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,

A handwritten signature in black ink, appearing to read "Shawane Lee", with a stylized flourish at the end.

Shawane Lee
Counsel for PECO Energy Company

sl/LO

Scheduling Recommendation: **Call of the Docket**

PENNSYLVANIA PUBLIC UTILITY COMMISSION

EUNICE WILLIAMS :
Complainant :
v. : DOCKET NO. C-2014-2419765
PECO ENERGY COMPANY :
Respondent :

NOTICE TO PLEAD

Pursuant to 52 Pa. Code §§ 5.101 and 5.62(c), you are hereby notified that, if you do not file a written response denying or correcting the enclosed NEW MATTER of PECO Energy Company within 20 days from service of this notice, a decision may be rendered against you. All pleadings, such as a Reply to NEW MATTER, must be filed with the Secretary of the Pennsylvania Public Utility Commission, with a copy served to counsel for PECO Energy Company, Shawane L. Lee, and where applicable, the Administrative Law Judge presiding over the issue.

File with:
Rosemarie Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, Second Floor
Harrisburg, PA 17120

With a copy to:
Shawane L. Lee, Esq.
PECO Energy Company
2301 Market Street, S-23
Philadelphia, PA 19103

Dated at Philadelphia, PA, May 12, 2014



Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street S-23
Philadelphia, PA 19101-8699
215-841-6863
Shawane.lee@exeloncorp.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

EUNICE WILLIAMS	:	
Complainant	:	
	:	
v.	:	DOCKET NO. C-2014-2419765
	:	
PECO ENERGY COMPANY	:	
Respondent	:	

ANSWER OF RESPONDENT,
PECO ENERGY COMPANY

On May 5, 2014, PECO Energy Company ("PECO Energy") was served with a formal complaint filed by Eunice Williams (hereafter "Complainant") in the above captioned docket. Pursuant to 52 Pa. Code § 5.61, PECO Energy responds to the Complaint and states:

1. Admitted.
2. Admitted.
3. Admitted.
4. Unless specifically admitted herein, PECO Energy denies all material allegations of fact and conclusions of law in the instant Complaint. In her formal Complaint, the Complainant requests a payment agreement and states that PECO Energy is threatening to terminate her service. PECO Energy requests dismissal pursuant to 66 Pa. C.S. §1405(c).

The Complainant established electric service at 6551 North Broad Street, Apartment B-7, Philadelphia, PA 19126 under account number 50571-53059. See Account Activity Statement, attached hereto as Exhibit "1". The Complainant was enrolled in PECO Energy's Customer

Assistance Program (“CAP”) on September 20, 2010, under Tier D at a previous service address. Her tier was updated to Tier D1 on December 31, 2010 and transferred to her service at 6515 North Broad Street, Apartment B-7 on September 6, 2011. The Complainant re-certified for the CAP program on October 9, 2013 under Tier D. Her next scheduled re-certification date is October 9, 2015. The Complainant’s entire balance is comprised of CAP arrears.

On October 20, 2013, the Complainant filed an informal complaint with the Bureau of Consumer Services at case number 003166938, requesting a payment agreement on her \$816.43 balance and disputed the fact that she had not received her utility bills. See Case Details Report #003166938, attached hereto as Exhibit “2”. On January 18, 2014, the BCS dismissed the Complainant’s case pursuant to 66 Pa. C.S. §1405(c) and determined that the Complainant had not contacted to company to advise of her new mailing address. See BCS Decision Report #003166938, attached hereto as Exhibit “3”.

The Complainant currently has a balance of \$757.75 balance. See Exhibit “1”. The Complainant’s entire balance is comprised of CAP arrears. Accordingly, the Complainant is not entitled to a PUC ordered payment agreement on her balance. 66 Pa.C.S. § 1405(c) provides that, “(c)ustomer assistance program rates shall be timely paid and shall not be the subject of payment agreements negotiated or approved by the commission.” Consequently, pursuant to 66 Pa.C.S. § 1405(c), the PUC has no jurisdiction to give the Complainant a payment agreement.

5. Denied.
6. Admitted
7. Admitted.

8. PECO Energy neither admits nor denies the allegations in paragraph 8. PECO is without knowledge or information sufficient to form a belief as to the truth of this averment and, therefore, such allegation is deemed denied.

9. Paragraph 9 is a Verification and Signature to which no response is required.

10. Paragraph 10 contains information regarding Filing, to which no response is required.

NEW MATTER OF RESPONDENT, PECO ENERGY COMPANY

PECO Energy Company ("PECO Energy"), pursuant to 52 Pa. Code § 5.62(b), further responds to the Complaint and states:

1. The Complainant was enrolled in PECO Energy's Customer Assistance Program ("CAP") on September 20, 2010, under Tier D at a previous service address.

2. Her tier was updated to Tier D1 on December 31, 2010 and transferred to her service at 6515 North Broad Street, Apartment B-7 on September 6, 2011.

3. The Complainant re-certified for the CAP program on October 9, 2013 under Tier D.

4. Her next scheduled re-certification date is October 9, 2015.

5. The Complainant's entire balance is comprised of CAP arrears.

6. The Complainant is not entitled to a PUC ordered payment agreement on this balance as it contains CAP arrears.


7. 66 Pa.C.S. § 1405(c) provides that, "(c)ustomer assistance program rates shall be timely paid and shall not be the subject of payment agreements negotiated or approved by the commission."

8. Consequently, pursuant to 66 Pa.C.S. § 1405(c), the PUC has no jurisdiction to give the Complainant another payment agreement on that portion of her balance.

9. PECO Energy avers that the Complainant's complaint should be dismissed pursuant to 66 Pa. C.S. §1405(c).

WHEREFORE, PECO Energy Company respectfully requests that your Honorable Commission dismiss the instant Complaint.

Respectfully Submitted,



Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19101-8699
(215) 841-6841
Fax: 215.568.3389

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

EUNICE WILLIAMS	:	
Complainant	:	
	:	
v.	:	DOCKET NO. C-2014-2419765
	:	
PECO ENERGY COMPANY	:	
Respondent	:	

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.



Date: May 12, 2014

Shawane L. Lee

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

EUNICE WILLIAMS	:	
Complainant	:	
	:	
v.	:	DOCKET NO. C-2014-2419765
	:	
PECO ENERGY COMPANY	:	
Respondent	:	

CERTIFICATE OF SERVICE

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

Eunice Williams
6515 North Broad Street, Apt. B-7
Philadelphia, PA 19126

Dated at Philadelphia, Pennsylvania, May 12, 2014.



Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19101-8699
(215) 841-6841
Fax: 215.568.3389
Shawane.Lee@exeloncorp.com



Exelon Business Services Company
Legal Department
2301 Market Street/3231
Philadelphia, PA 19103
215 568 3389 Ext
www.exeloncorp.com

Direct Dial: 215 841-6841

May 12, 2014

Eunice Williams
6515 N. Broad Street, Apt. B-7
Philadelphia, PA 19126

RE: Eunice Williams v. PECO Energy Company
PUC Docket No.: C-2014-2419765

Dear Ms. Williams:

Enclosed is a copy of PECO Energy Company's response to the formal complaint filed in the above-referenced docket. The law requires PECO Energy to file an answer to your Public Utility Commission complaint. Keep these papers for your records. This is not a decision on your complaint. PECO's response may include a New Matter, Motion or Preliminary Objection. Please note that if you do not respond to a New Matter, Motion, or Preliminary Objection an unfavorable decision may be rendered against you. Responses to New Matters and Motions must be filed within 20 days. Responses to Preliminary Objections must be filed within 10 days. If there is no New Matter, Motion or Preliminary Objection included, no response is required.

Soon, the Public Utility Commission will schedule either a settlement conference or a hearing on your complaint. The Commission will let you know by mail whether there will be a conference or a hearing and will include instructions on what to do next. If the matter is set for hearing, the notice will provide you with information about the date, time and place of the hearing. If we are unable to resolve your complaint and have to proceed with a hearing, a judge will be at the hearing and will decide your complaint. You must call the Public Utility Commission if you have any questions about the hearing or if you cannot attend the hearing.

Thank you for your time and attention on this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Shawane Lee", with a stylized flourish at the end.

Shawane Lee
Counsel for PECO Energy Company

SL/lo
Encl.

EXHIBIT “1”

CUAR038

FECO Account Activity Statement

Date: 05/08/14

*** Account Information ***

Account Number: 50571-53059
 Account Status: Active
 Requested By: EUNICE WILLIAMS
 (215)927-4383 Extension:
 Mail To: EUNICE WILLIAMS
 APT B7
 6515 N BROAD ST
 PHILADELPHIA PA 19126

*** Current Account Status ***

Current Bill: \$43.00
 Billed Prior: \$714.75
 Balance Due: \$757.75
 Service Address: 6515 N BROAD ST
 APT B-7
 PHILADELPHIA PA 19126
 Credit Amount: \$0.00
 Deposit Requested: \$0.00
 Deposit On-Hand: \$0.00
 Meter/Bill Grp: 11
 Rate: CAP Opt D Electric Residential Service

DATE	CHARGE TYPE	BILLING PERIOD	READ	METER #	CHARGE AMOUNT	CREDIT AMOUNT	TOTAL BILL	BALANCE FORWARD	DUE DATE	KWH	CCF	KW
11/09/11	Late Payment Charge				\$0.48							
11/11/11	ELECTRIC SERVICE	10/12/11 11/10/11	35731	075867006	\$27.70							
11/11/11	Regular Bill						\$66.09	\$38.39	12/05	408		
12/12/11	Late Payment Charge				\$0.90							
12/14/11	ELECTRIC SERVICE	11/10/11 12/13/11	36002	075867006	\$19.27							
12/14/11	Regular Bill						\$86.26	\$66.99	01/05	271		
01/10/12	Late Payment Charge				\$1.19							
01/18/12	ELECTRIC SERVICE	12/13/11 01/17/12	36284	075867006	\$19.27							
01/18/12	Regular Bill						\$106.72	\$87.45	02/09	282		
02/14/12	Late Payment Charge				\$1.48							
02/16/12	ELECTRIC SERVICE	01/17/12 02/15/12	36532	075867006	\$17.27							
02/16/12	Regular Bill						\$125.47	\$108.20	03/09	248		
02/23/12	CANCELED DEPOSIT				\$17.50							
03/14/12	Late Payment Charge				\$1.74							
03/16/12	ELECTRIC SERVICE	02/15/12 03/15/12	36996	075867006	\$29.99							
03/16/12	Regular Bill						\$174.70	\$127.21	04/09	464		
04/16/12	ELECTRIC SERVICE	03/15/12 04/15/12	37212	075867006	\$15.48							
04/16/12	CANCELED DEPOSIT				\$8.75							
04/16/12	Late Payment Charge				\$2.19							
04/16/12	Regular Bill						\$201.12	\$176.89	05/08	216		
04/26/12	Payment Agreement					\$174.87						
05/15/12	ELECTRIC SERVICE	04/15/12 05/14/12	37402	075867006	\$11.30							
05/15/12	DEFERRED PAYMENT AGREEMENT				\$10.29							
05/15/12	Regular Bill						\$21.59		06/06	190		
06/11/12	Bill Out DPA due to Default				\$164.58							
06/12/12	Late Payment Charge				\$2.59							
06/14/12	ELECTRIC SERVICE	05/14/12 06/13/12	37812	075867006	\$21.98							
06/14/12	Regular Bill						\$210.74	\$188.76	07/06	410		
07/05/12	Payment Agreement					\$154.29						
07/06/12	Payment					\$31.88						
07/11/12	Late Payment Charge				\$0.33							
07/16/12	ELECTRIC SERVICE	06/13/12 07/15/12	38679	075867006	\$66.94							
07/16/12	DEFERRED PAYMENT AGREEMENT				\$10.29							
07/16/12	Regular Bill						\$102.13	\$24.90	08/07	867		
08/13/12	Bill Out DPA due to Default				\$144.00							
08/14/12	ELECTRIC SERVICE	07/15/12 08/13/12	39564	075867006	\$69.67							
08/14/12	Late Payment Charge				\$3.53							
08/14/12	Regular Bill						\$319.33	\$249.66	09/05	885		
09/11/12	Late Payment Charge				\$4.58							
09/13/12	BUDGET BILLING	08/13/12 09/12/12			\$28.00							
	** Budget Bill Detail **	Actual Bill Amount: 58.14				BB Deferred Amount: 30.14						
09/13/12	Regular Bill						\$351.91	\$323.91	10/05	809		
10/10/12	Late Payment Charge				\$5.00							
10/12/12	BUDGET BILLING	09/12/12 10/11/12			\$28.00							
	** Budget Bill Detail **	Actual Bill Amount: 27.19				BB Deferred Amount: 29.33						
10/12/12	Regular Bill						\$384.91	\$356.91	11/05	456		
11/12/12	BUDGET BILLING	10/11/12 11/11/12			\$28.00							
	** Budget Bill Detail **	Actual Bill Amount: 28.17				BB Deferred Amount: 29.50						
11/12/12	Late Payment Charge				\$5.42							



DATE	CHARGE TYPE	BILLING PERIOD	READ	METER #	CHARGE AMOUNT	CREDIT AMOUNT	TOTAL BILL	BALANCE FORWARD	DUE DATE	KWH	CCF	KW
11/12/12	Regular Bill											
12/11/12	Late Payment Charge				\$5.84		\$418.33	\$390.33	12/04	474		
12/13/12	BUDGET BILLING	11/11/12 12/12/12			\$28.00							
	** Budget Bill Detail **	Actual Bill Amount: 43.53				BB Deferred Amount: 45.03						
12/13/12	Regular Bill						\$452.17	\$424.17	01/04	685		
01/09/13	Late Payment Charge				\$6.26							
01/16/13	Credit					\$40.00						
01/16/13	BUDGET BILLING	12/12/12 01/15/13			\$28.00							
	** Budget Bill Detail **	Actual Bill Amount: 70.78				BB Deferred Amount: 87.81						
01/16/13	Regular Bill						\$446.43	\$416.43	02/07	903		
02/12/13	Late Payment Charge				\$6.10							
02/15/13	BUDGET BILLING	01/15/13 02/14/13			\$46.00							
	** Budget Bill Detail **	Actual Bill Amount: 77.46				BB Deferred Amount: 119.27						
02/15/13	Regular Bill						\$498.53	\$452.53	03/12	948		
03/07/13	LINEAP Payment					\$160.00						
03/18/13	BUDGET BILLING	02/14/13 03/17/13			\$46.00							
	** Budget Bill Detail **	Actual Bill Amount: 63.05				BB Deferred Amount: 136.32						
03/18/13	Regular Bill						\$384.53	\$338.53	04/09	851		
04/16/13	BUDGET BILLING	03/17/13 04/15/13			\$46.00							
	** Budget Bill Detail **	Actual Bill Amount: 24.49				BB Deferred Amount: 114.81						
04/16/13	Regular Bill						\$430.53	\$384.53	05/08	440		
05/15/13	BUDGET BILLING	04/15/13 05/14/13			\$46.00							
	** Budget Bill Detail **	Actual Bill Amount: 17.97				BB Deferred Amount: 86.78						
05/15/13	Regular Bill						\$476.53	\$430.53	06/06	311		
06/11/13	Late Payment Charge				\$6.60							
06/14/13	BUDGET BILLING	05/14/13 06/13/13			\$55.00							
	** Budget Bill Detail **	Actual Bill Amount: 24.23				BB Deferred Amount: 56.01						
06/14/13	Regular Bill						\$538.13	\$483.13	07/08	467		
07/15/13	Late Payment Charge				\$7.43							
07/16/13	BUDGET BILLING	06/13/13 07/15/13			\$55.00							
	** Budget Bill Detail **	Actual Bill Amount: 45.78				BB Deferred Amount: 46.79						
07/16/13	Regular Bill						\$600.56	\$545.56	08/07	738		
08/13/13	Late Payment Charge				\$8.26							
08/14/13	RECONNECT FEE - CUT-OUT NON-PAY				\$20.00							
08/15/13	BUDGET BILLING	07/15/13 08/14/13			\$55.00							
	** Budget Bill Detail **	Actual Bill Amount: 60.76				BB Deferred Amount: 52.55						
08/15/13	Regular Bill						\$683.82	\$608.82	09/06	840		
09/11/13	Late Payment Charge				\$9.09							
09/16/13	BUDGET BILLING	08/14/13 09/13/13			\$50.00							
	** Budget Bill Detail **	Actual Bill Amount: 41.63				BB Deferred Amount: 44.18						
09/16/13	Regular Bill						\$742.91	\$692.91	10/08	697		
10/14/13	BUDGET BILLING	09/13/13 10/12/13			\$50.00							
	** Budget Bill Detail **	Actual Bill Amount: 29.58				BB Deferred Amount: 23.76						
10/14/13	Regular Bill						\$792.91	\$742.91	11/05	553		
11/07/13	LINEAP Payment					\$172.00						
11/13/13	BUDGET BILLING	10/12/13 11/13/13			\$50.00							
	** Budget Bill Detail **	Actual Bill Amount: 28.54				BB Deferred Amount: 2.30						
11/13/13	Regular Bill						\$680.75	\$630.75	12/05	532		
12/11/13	BUDGET BILLING	11/13/13 12/11/13			\$50.00							
	** Budget Bill Detail **	Actual Bill Amount: 41.65				BB Deferred Amount: -6.05						
12/11/13	Regular Bill						\$730.75	\$680.75	01/02	689		
01/15/14	BUDGET BILLING	12/11/13 01/14/14			\$43.00							
	** Budget Bill Detail **	Actual Bill Amount: 91.73				BB Deferred Amount: 42.68						
01/15/14	Regular Bill						\$773.75	\$730.75	02/06	1015		
02/13/14	Payment					\$90.00						
02/18/14	BUDGET BILLING	01/14/14 02/17/14			\$43.00							
	** Budget Bill Detail **	Actual Bill Amount: 87.96				BB Deferred Amount: 87.64						
02/18/14	Regular Bill						\$726.75	\$683.75	03/12	991		
03/14/14	BUDGET BILLING	02/17/14 03/14/14			\$43.00							
	** Budget Bill Detail **	Actual Bill Amount: 32.44				BB Deferred Amount: 77.08						
03/14/14	Regular Bill						\$769.75	\$726.75	04/07	576		
04/15/14	BUDGET BILLING	03/14/14 04/14/14			\$43.00							
	** Budget Bill Detail **	Actual Bill Amount: 25.33				BB Deferred Amount: 59.41						
04/15/14	Regular Bill						\$812.75	\$769.75	05/07	487		
04/30/14	Payment					\$55.00						

EXHIBIT “2”



May 12, 2014

Case Details Report

BCS Case #: 003166938 BCS Bill Account #: 8888888888
Customer Name: EUNICE WILLIAMS
Service Address: 6515 N BROAD STREET APT B 7

Mailing Address: PHILADELPHIA, PA 19126

Home Phone: (267) 648-9370
Business Phone: () -
Business name: SAME
Alternate contact:

Date Case Opened: 2013-10-30 Date Cut Out: 2013-11-07
PAR Case: Y
Investigator Name: KATHRYN LIDDELL
Investigator Phone: (717) 783-5232 Universal Service: Y
Service class: R Contact Type: TELEPHONE
Previous case #: Amount in Arrears: \$598.00

Adults: 1
Children: 1
Children Ages: 13,
Gross Income: \$730.00
Miscellaneous Info:

Complaint Reason:
ON - PAR WITH DISPUTE (#63)

Customer Problem Description:
YEAR TO GET THE UTILITY BILLS TRANSFERRED TO HER ADDRESS. CUSTOMER
REQUEST A PAYMENT ARRANGMENT.

Company Position:
10/30/2013 PECO WANTS \$ 596.00 TO MAINTAIN SERVICES. COMPANY STATES THE
UTILITY BILL WERE BEING RETURNED

EXHIBIT “3”



May 12, 2014

BCS Decision Report

BCS Case #: 003166938 Open Date: 2013-10-30
Customer Name: EUNICE WILLIAMS
Service Address: 6515 N BROAD STREET APT B 7

PHILADELPHIA, PA 19126
BCS Bill Account #: 8888888888 Previous Case #:
Violation Type: NO Chapter Type:
Decision Type: W Section / Rule:
Investigator Name: KATHRYN LIDDELL

Decision Issued Date: 2014-01-18
Case Closed Date: 2014-01-16

Letter Description:
CHAPTER 14 EGW ON DISMISS LETTER

Total Balance:	\$816.43	Balance Date:	2014-01-16
Amount to Restore Service:	\$0.00	Amount to Continue Service:	\$0.00
Date Payment Due:		Regular Budget Amount:	\$0.00
Special Budget Payment:	\$0.00	Final Bill Monthly Payment:	\$0.00
Plus Arrears Payment:	\$0.00	End of Month Payment:	\$0.00
Current Monthly Payment:	\$0.00		

Payment Terms:

PAR Description:

Resolution Description:
CASE CLOSED. DISMISSED. COMPANY RECORDS CONFIRM THAT FROM 11/12/2012 THROUGH 7/30/2013, PECO ENERGY RECEIVED RETURNED MAIL FROM THE USPS STATING THAT CUSTOMER'S P.O. BOX HAD BEEN CLOSED. THE COMPANY WAS NOT PROVIDED WITH A NEW MAILING ADDRESS FROM THE USPS AND CUSTOMER DID NOT CONTACT THE COMPANY TO ADVISE OF THE NEW MAILING ADDRESS UNTIL 8/14/2013. CUSTOMER'S RESPONSIBILITY TO UPDATE MAILING ADDRESS. CUSTOMER IS NOT ELIGIBLE FOR COMPANY PAYMENT TERMS DUE TO PRIOR DEFAULTED AGREEMENTS. CAP CUSTOMER. PUC CANNOT ASSIST WITH PAYMENT TERMS PER 1405 (C). CUSTOMER WANTS TO APPEAL THE DISMISSAL BECAUSE SHE FEELS IT IS THE COMPANY'S FAULT THAT SHE GOT BEHIND. WILL SEND DISMISSAL LETTER AND FORMAL FORMS. LETTER SENT. FORMALS SENT.