

PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Uniform Cover and Calendar Sheet

1. <b>REPORT DATE:</b> August 26, 2003	2. <b>BUREAU AGENDA NO.</b> SEPT-2003-ALJ-0179*
3. <b>BUREAU:</b> Office of Administrative Law Judge	
4. <b>SECTION(S):</b>	5. <b>PUBLIC MEETING DATE:</b>
6. <b>APPROVED BY:</b> Chief ALJ Robert A. Christianson	September 5, 2003
7. <b>PERSONS IN CHARGE:</b> ALJ Marlane R. Chestnut	 NOV 18 2003
8. <b>DOCKET NO.:</b> R-00038102; R-00038102C0001/C0002	

9. (a) **CAPTION** (abbreviate if more than 4 lines)  
(b) **Short summary of history & facts, documents & briefs**  
(c) **Recommendation**

**DOCUMENT FOLDER**

- (a) PA PUC, et al. v. PECO Energy Company
- (b) On December 31, 2002, PECO filed Supplement No. 44 to Tariff Electric-Pa. P.U.C. No. 3, with a proposed effective date of January 1, 2004. The purpose of the filing was to increase the company's Nuclear Decommission Cost Adjustment Clause. Complaints and a Petition to Intervene were filed. PECO filed an Answer on March 18, 2003. On July 28, 2003, a Joint Petition for Full Settlement was filed.
- (c) ALJ Chestnut issued a Recommended Decision approving the Settlement and sustaining or denying the complaints consistent with the Commission's Order.

Recommended Decision served: August 13, 2003  
No Exceptions have been received by the Commission.

Calendar Sheet Doc. No. 423349

Order Doc. No. 423353

10. **MOTION BY:** Commissioner Chm. Fitzpatrick      Commissioner Wilson - Yes  
Commissioner Thomas - Yes  
**SECONDED:** Commissioner Bloom                      Commissioner Pizzingrilli - Yes

**CONTENT OF MOTION:** That the Decision of ALJ Chestnut be adopted as the action of the Commission.



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

IN REPLY PLEASE  
REFER TO OUR FILE

SEPTEMBER 9 , 2003

R-00038102  
R-00038102C0001/C0002

KENT D MURPHY ESQUIRE  
EXELON BUSINESS SERVICES GROUP  
2301 MARKET ST S23-1 LEGAL DEPT  
PO BOX 8699  
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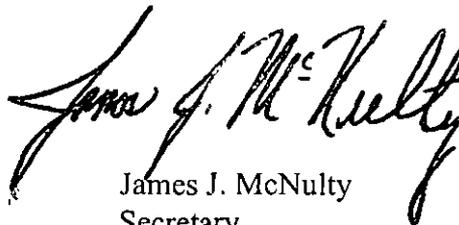
Pennsylvania Public Utility Commission,  
Office of Consumer Advocate,  
Eric Joseph Epstein  
V.  
PECO Energy Company

To Whom It May Concern:

This is to advise you that the Commission in Public Meeting on September 5, 2003 has adopted an Order in the above entitled proceeding.

An Order has been enclosed for your records.

Very truly yours,



James J. McNulty  
Secretary

fg  
encs  
cert. mail

See Attached Listing for Additional Parties of Record

DOCUMENT  
FOLDER

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DAVID M KLEPPINGER ESQUIRE  
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OSBA  
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300 NORTH SECOND STREET  
HARRISBURG PA 17101

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17105-3265

Public Meeting held September 5, 2003

Commissioners Present:

Terrance J. Fitzpatrick, Chairman  
Robert K. Bloom, Vice Chairman  
Aaron Wilson, Jr.  
Glen R. Thomas  
Kim Pizzingrilli

Pennsylvania Public Utility Commission  
Office of Consumer Advocate  
Eric Joseph Epstein

R-00038102  
R-00038102C0001  
R-00038102C0002

v.

PECO Energy Company

ORDER

BY THE COMMISSION:

We adopt as our action the Recommended Decision of Administrative Law Judge Marlane R. Chestnut dated July 31, 2003;

THEREFORE,

IT IS ORDERED:

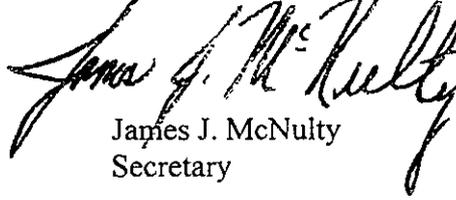
1. That the Complaints filed at Docket Nos. R-00038102C0001 and R-00038102C0002 are sustained or denied consistent with the Commission's Order;
2. That the Joint Petition for Full Settlement of PECO Energy Company's Nuclear Decommissioning Cost Adjustment Clause (NDCA) Proceeding, filed on July 28, 2003, is hereby approved without modification;
3. That the rates, terms and conditions contained in the proposed tariff attached to the Joint Petition for Full Settlement of PECO Energy Company's Nuclear Decommissioning Cost Adjustment Clause (NDCA) Proceeding as Appendix A are hereby approved without modification;

DOCUMENT  
FOLDER

4. That within ten days of the entry of the Commission's order, PECO Energy Company shall file a tariff reflecting the rates, terms and conditions of the settlement to be effective on one day's notice; and

5. That upon the acceptance of the compliance filing, the record at Docket Nos. R-00038102, R-00038102C0001 and R-00038102C0002 be marked closed.

BY THE COMMISSION,



James J. McNulty  
Secretary

(SEAL)

ORDER ADOPTED: September 5, 2003

ORDER ENTERED: SEP 09 2003