

**Legal Department**

Exelon Business Services Company  
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Business Services  
Company

ORIGINAL

Direct Dial: 215.841.6841

November 10, 2005

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

**RE: Janete Galasso v. PECO Energy Company**  
**PUC Docket No. C-20055459**

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NOV 15 2005  
PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Dear Mr. McNulty:

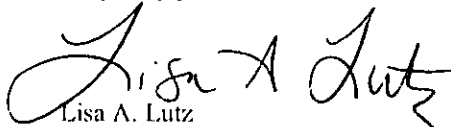
Enclosed for filing with the Commission are the following documents and copies in the matter referenced above.

- X   Answer (original and 3 copies)
- Petition (original and 3 copies)
- Answer and Motion (original and 3 copies)
- Motion to Dismiss (original and 3 copies)
- Reply to Motion/Petition (original and 3 copies)
- Exceptions (original and 9 copies)
- Reply Exceptions (original and 9 copies)
- Brief (original and 9 copies)
- Reply Brief (original and 9 copies)

DOCUMENT  
FOLDER

Also enclosed is an extra copy of this letter, which I request that you date stamp and return to me in the envelope provided as proof of filing. I have enclosed a Certificate of Service showing that a copy of the above document was served on the interested parties.

Very truly yours,

  
Lisa A. Lutz  
Counsel for PECO Energy Company

LAL/zr

Enc.

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ORIGINAL

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JANETE GALASSO

v.

PECO ENERGY COMPANY

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DOCKET NO. C-20055459

ANSWER OF RESPONDENT PECO ENERGY COMPANY

PECO Energy Company ("PECO Energy"), pursuant to 52 Pa. Code § 5.61, responds to the Complaint and states:

- 1. Admitted.
- 2. Admitted.
- 3. Admitted.
- 4. Admitted in part and denied in part. PECO Energy admits that Complainant

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received a notice of service termination due to account delinquency and no access to read and/or change the meter at this property. PECO Energy denies the notice was improper. PECO Energy also denies that Complainant was improperly billed for her gas service based on the estimated readings provided and adjustments made when actual readings are obtained. By way of further answer, Complainant has not permitted access to change the meter inside Complainant's property for a new automated meter reading unit. PECO's records indicate many numerous written and telephone communications to Complainant requesting access to the read and change the meter; however, Complainant has not provided access as required by law.

Complainant's current account balance is \$2,705.34. The Complainant balance has accrued due to many partial payments or missed payments. The Complainant is enrolled in

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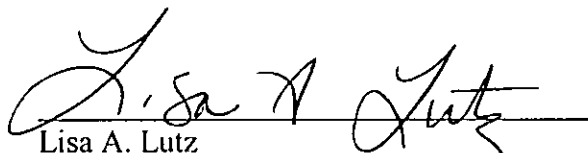
the CAP Rate Program. The Complainant receives a 50% discount on the first 500 kilowatts of electric service of each month and approximately 40% discount on her gas usage each month.

The Bureau of Consumer Services ("BCS") found in its decision of May 26, 2005 directed PECO to cancel certain charges from January 9, 2004 to April 9, 2004, and then directed the Complainant to contact PECO to establish a new payment agreement and/or continue to pay each month in accordance to the CAP rate program. PECO did adjust Complainant's bill by applying a credit/canceling charges for the time period directed in the amount of \$1,476.06. Complainant has not contacted PECO to establish a payment agreement on her account balance nor paid in accordance with the decision. A copy of the BCS decision is attached as Exhibit A.

5. This paragraph is a request for relief and no answer is required.
6. PECO is without sufficient information to confirm or deny this statement.
7. Admitted.

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

Respectfully Submitted,



Lisa A. Lutz  
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  
Lisa.lutz@exeloncorp.com

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

JANETE GALASSO

v.

PECO ENERGY COMPANY

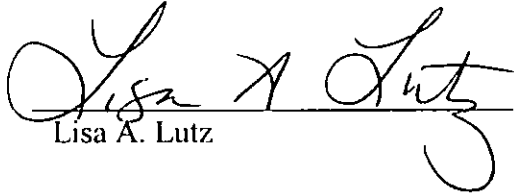
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DOCKET NO. C-20055459

**VERIFICATION**

I, Lisa A. Lutz, 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: November 10, 2005

  
Lisa A. Lutz

Date: 10/26/05

PA. Public Utility Commission  
Bureau Of Consumer Services  
Inbound Closing Report

Case Number: 1821650  
Customer Name: JANETE GALASSO  
Address: 967 SPRINGFIELD ROAD  
DARBY PA 19023-1103

Opened On: 12/10/04  
Utility Type: Electric Distributor  
Account Number: 500730001079  
Company Name: PECO Energy

Prior Case: Total Balance: \$3,297.18 Balance Date:  
Compliance  
Violation(Alleged, Actual, No): ACTUAL Chap 56/64/Other: 56 Section/Rule: 12, 12(4)(III), 92, 163(1)  
Decision Issued: Y Oral Written: W  
Investigator: DUNSTAN, ISAAC PUC Decision Issued Dt: PUC Case Closed Dt: 5/26/05  
Decision Recvd Dt: 5/26/05 06:25PM

Letter Description:

To Restore Service Pay: \$0.00 To Continue Service Pay: \$0.00 By:  
Terms:  
Special Budget Amount: \$0.00 Regular Budget Amount: \$0.00 Plus Arrears Payment: \$0.00  
Final Bill Monthly Payment: \$0.00 Current Bill Monthly Payment: \$0.00  
End Of Month Payment: \$0.00

Par Description:

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Resolution:

BASED ON THESE FINDINGS, THE BUREAU OF CONSUMER SERVICES CONCLUDES THAT: 1. ON APRIL 24, 2004, THE COMPANY OBTAINED AN ACTUAL GAS METER READING OF 1693 THAT SHOWED THE CUSTOMER HAD BEEN BILLED INCORRECTLY (TOO HIGH) DATING BACK TO APRIL 2003. THE COMPANY FAILED TO ADJUST THE ACCOUNT AT THIS TIME AND BILL THE CUSTOMER FOR THE CORRECT USAGE. IT IS DECIDED THAT: 1. THE INFORMAL COMPLAINT OF JANETE GALASSO IS HEREBY SUSTAINED. 2. BASED ON THE APRIL 24, 2004 ACTUAL METER READING (GAS) THE COMPANY SHALL IMMEDIATELY CANCEL THE CUSTOMER'S BILLS FROM JANUARY 9, 2004 TO APRIL 9, 2004 AND ISSUE THE CUSTOMER A CORRECTED BILL FOR SERVICE. 3. AFTER THE ADJUSTMENT IS ISSUED ON THE ACCOUNT, THE CUSTOMER SHALL CONTACT THE COMPANY TO RE-NEGOTIATE PAYMENT TERMS AND/OR CONTINUE TO PAY EACH MONTH IN ACCORDANCE TO THE CAP RATE PROGRAM.

Exhibit A

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JANETE GALASSO

v.

PECO ENERGY COMPANY

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DOCKET NO. C-20055459

CERTIFICATE OF SERVICE

I, Lisa A. Lutz, 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:

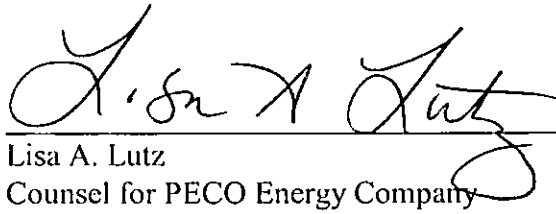
JANETE GALASSO  
967 Springfield Road  
Darby, PA 19023

Dated at Philadelphia, Pennsylvania, November 10, 2005.

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Counsel for PECO Energy Company  
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