

**Legal Department**

Exelon Business Services Company  
2301 Market Street / 523-1  
P.O.Box 8699  
Philadelphia, PA 19101-8699

Telephone 215.841.5544  
Fax 215.568.3389  
www.exeloncorp.com

Business Services  
Company

ORIGINAL

Direct Dial: 215.841.6841

October 24, 2005

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

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OCT 24 2005

**RE: Elisha Michele Johnson v. PECO Energy Company**  
**PUC Docket No. C-20055380**

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)

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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BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION OCT 24 2005

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

ELISHA MICHELE JOHNSON

v.

PECO ENERGY COMPANY

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DOCKET NO. C-20055380

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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. PECO Energy avers it also provides gas service to Complainant.
4. Admitted in part and denied in part. PECO Energy admits Complainant received

a notice that her utility service would be terminated for non-payment. PECO Energy denies the notice of termination was improper.

PECO Energy denies that Complainant is unable to pay her electric bill and strict proof thereof is hereby demanded at time of hearing. PECO Energy avers that Complainant's current outstanding balance is \$1,395.85. The Complainant's average monthly bill is currently \$120.00, and the calculated monthly budget amount is \$125.00. Complainant has a poor payment history with missed or late payments.

A decision of the Bureau of Consumer Services ("BCS") issued on or about August 11, 2005 dismissed the Complainant's informal complaint under 66 Pa. C. S. § 1405(d).

A copy of the BCS decision is attached as Exhibit A.

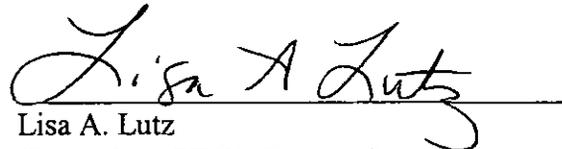
5. This paragraph is a request for relief and no answer is required.

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OCT 27 2005

6. PECO Energy 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. PECO Energy further requests that your Honorable Commission enter an Interim Order directing payment of current undisputed consumption charges, pursuant to 66 Pa. Code §1410(2).

Respectfully Submitted,

A handwritten signature in cursive script that reads "Lisa A Lutz". The signature is written in black ink and is positioned above a horizontal line.

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](mailto:Lisa.Lutz@exeloncorp.com)

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ELISHA MICHELE JOHNSON

v.

PECO ENERGY COMPANY

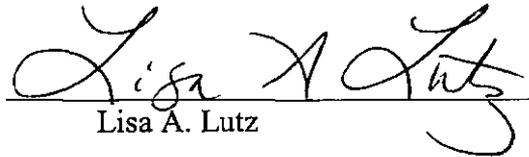
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DOCKET NO. C-20055380

**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: October 24, 2005

  
\_\_\_\_\_  
Lisa A. Lutz

Date: 10/6/05

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

Case Number: 1899461  
Customer Name: ELISHA M JOHNSON  
Address: 926 STANBRIDGE ST  
NORRISTOWN PA 19401-3664

Opened On: 5/12/05  
Utility Type: Electric Distributor  
Account Number: 402007174079  
Company Name: PECO Energy

Prior Case: Total Balance: \$1,894.23 Balance Date: 6/14/05

Compliance Violation(Alleged, Actual, No): NO Chap 56/64/Other: Section/Rule:

Decision Issued: N Oral Written: W  
Investigator: BYNDAS, JULIA PUC Decision Issued Dt: 8/17/05 PUC Case Closed Dt: 8/17/05

Decision Recvd Dt: 8/17/05 05:25PM

Letter Description: CHAPTER 14 EGW DISMISS/CONTACT COMP LETTER

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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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Resolution:  
DISMISS 1405D

Exhibit A

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ELISHA MICHELE JOHNSON

v.

PECO ENERGY COMPANY

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DOCKET NO. C-20055380

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:

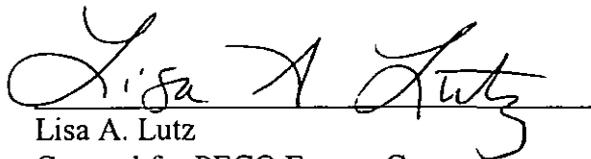
ELISHA MICHELE JOHNSON  
926 Stanbridge ST  
Norristown, PA 19401

Dated at Philadelphia, Pennsylvania, October 24, 2005.

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU



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](mailto:Lisa.Lutz@exeloncorp.com)