

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

ORIGINAL

Direct Dial: 215.841.6841

November 2, 2005

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

DOCUMENT  
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NOV 02 2005

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**RE: Scott McVaugh v. PECO Energy Company**  
**PUC Docket No. C-20055418**

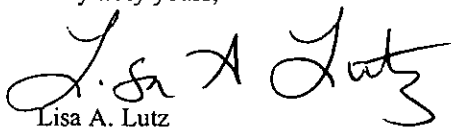
Dear Mr. McNulty:

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 NOV 0 2 2005

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

SCOTT MCVAUGH

v.

PECO ENERGY COMPANY

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DOCKET NO. C-20055418

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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.
4. Admitted in part and denied in part. PECO Energy admits that only one bill was

estimated; the estimated bill was the initial bill to Complainant for service from August 1, 2003 through May 1, 2004. That initial bill was estimated because the Complainant failed to apply for service until receiving a 72-hour notice for failure to apply for service on September 3, 2004.

Prior to that time, the account was inactive with registration since July 25, 2003. Actual readings were obtained from July 25, 2003 and subsequently on September 8, 2004 to estimate the initial service bill to Complainant. Since that billing period, all bills are based on actual usage. PECO Energy denies that there are incorrect charges on Complainant's bill. PECO Energy further avers that the Complainant benefited from the service used, and is properly responsible for the usage benefited at the property. 52 PA Code § 56.14.

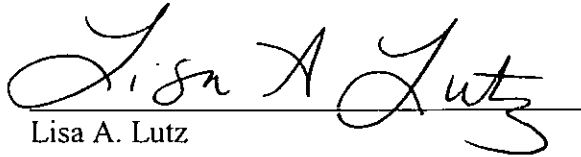
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A notice by the Bureau of Consumer Services ("BCS") issued on or about May 9, 2005 closed this case as the customer was no longer a ratepayer as the account was discontinued at Complainant's request as of March 15, 2005. A copy of the BCS decision is attached as Exhibit A.

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

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

Date: 10/20/05

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

|                                |                                    |
|--------------------------------|------------------------------------|
| Case Number: 1837783           | Opened On: 1/19/05                 |
| Customer Name: SCOTT A MCVAUGH | Utility Type: Electric Distributor |
| Address: 702 MAIN STREET       | Account Number: 400512744014       |
| SCHWENKSVILLE PA 19473-1039    | Company Name: PECO Energy          |

|                                    |                                   |                            |
|------------------------------------|-----------------------------------|----------------------------|
| Prior Case:                        | Total Balance: \$4,846.01         | Balance Date: 3/29/05      |
| Compliance                         | Chap 56/64/Other:                 | Section/Rule:              |
| Violation(Alleged, Actual, No): NO | Oral Written: O                   |                            |
| Decision Issued: N                 | PUC Decision Issued Dt:           | PUC Case Closed Dt: 5/9/05 |
| Investigator: CLEA, JOHN           | Decision Recvd Dt: 5/9/05 11:25AM |                            |

Letter Description:

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

NO DECISION, CASE CLOSED ACCT FINALED 03/15/05. CU NO LONGER A CO CLIENT AND NO FORWARDING ADDRESS.

Exhibit A

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

SCOTT MCVAUGH

v.

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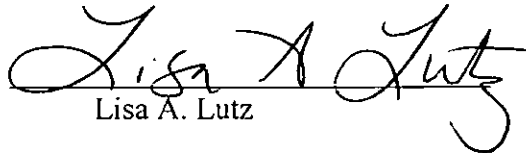
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DOCKET NO. C-20055418

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 2, 2005

  
Lisa A. Lutz

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

SCOTT MCVAUGH

v.

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CERTIFICATE OF SERVICE

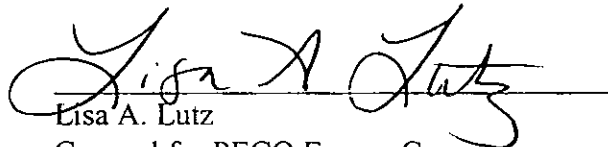
PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

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:

SCOTT MCVAUGH  
P.O. Box 181  
Lederach, PA 19450-0181

702 Main Street  
Schwenksville, PA 19473

Dated at Philadelphia, Pennsylvania November 2, 2005.



Lisa A. Lutz  
Counsel for PECO Energy Company  
2301 Market Street, S23-1  
P.O. Box 8699  
Philadelphia, PA 19101-8699  
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[Lisa.Lutz@exeloncorp.com](mailto:Lisa.Lutz@exeloncorp.com)