



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

IN REPLY PLEASE  
REFER TO OUR FILE

November 25, 2015

Rosemary Chiavetta  
Pa. Public Utility Commission  
2<sup>nd</sup> Floor, 400 North Street  
P.O. Box 3265  
Harrisburg, PA 17105

Re: Pennsylvania Public Utility Commission Bureau of Investigation and  
Enforcement v. PECO Corporation; Docket No. C-2015-

Dear Secretary Chiavetta:

Enclosed for filing is the Complaint on behalf of the Bureau of Investigation and Enforcement in the above-referenced case. Copies have been served on the parties of record in accordance with the Certificate of Service.

If you have any questions on this matter, please call me at 717-214-9594.

Sincerely,

A handwritten signature in blue ink that reads "Heidi L. Wushinske".

Heidi L. Wushinske  
Prosecuting Attorney  
Attorney ID No. 93792

Enclosures

cc: As per Certificate of Service  
Paul Metro, Gas Safety Chief

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement,	:	
Complainant	:	
	:	
v.	:	Docket No. C-2015
	:	
PECO,	:	
	:	
Respondent	:	


**NOTICE TO PLEAD**

Pursuant to 58 Pa. C.S. § 2307(b), the Bureau of Investigation and Enforcement of the Pennsylvania Public Utility Commission (Commission) has filed a Complaint in the above-referenced matter. You are hereby notified to file a written response, pursuant to 52 Pa. Code § 1.11, within twenty (20) days of the service of the Notice.

Your Answer must be verified and the original sent to:

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

A copy should also be served on the undersigned counsel.

  
\_\_\_\_\_  
Heidi L. Wushinske  
Prosecutor  
Attorney I.D. 93792

Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
(717) 214-9594

Dated: November 25, 2015

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement,	:	
Complainant	:	
	:	
v.	:	Docket No. C-2015-
	:	
PECO Corporation,	:	
Respondent	:	

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**FORMAL COMPLAINT**

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NOW COMES the Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement (“I&E”), by its prosecuting attorneys, pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, and files this Complaint against PECO Corporation (“PECO,” “Company,” or “Respondent”) alleging violations of the Pennsylvania Public Utility Code, Commission regulations found in the Pennsylvania Code, and the Code of Federal Regulations (“CFR”). In support of its Formal Complaint, I&E respectfully represents the following:

**I. Parties and Jurisdiction**

1. The Pennsylvania Public Utility Commission (“PUC” or “Commission”) with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-3265, is a duly

constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S.

§§ 101, *et seq.*

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11); *See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices*, Docket No. M-2008-2071852 (August 11, 2011) (delegating authority to initiate proceedings that are prosecutory in nature to I&E).

3. Complainant's prosecuting attorneys are as follows:

Heidi L. Wushinske  
Prosecutor  
[hwushinske@pa.gov](mailto:hwushinske@pa.gov)  
717.214.9594

Michael L. Swindler  
Deputy Chief Prosecutor  
[mwindler@pa.gov](mailto:mwindler@pa.gov)  
717.783.6369

Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

4. Respondent is PECO Corporation, a natural gas and electric utility<sup>1</sup> with a main mailing address of 2301 Market Street, Philadelphia, PA 19101, Attention: Romulo L. Diaz, Jr.

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<sup>1</sup> This complaint focuses only on PECO Gas.

5. PECO is a “public utility” as that term is defined at 66 Pa.C.S. § 102,<sup>2</sup> as it is engaged in providing public utility service as a natural gas distribution company to the public for compensation.

6. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

7. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission, *inter alia*, to hear and determine complaints against public utilities for violations of any law or regulation that the Commission has jurisdiction to administer or enforce.

8. Section 3301(c) of the Public Utility Code, 66 Pa.C.S. § 3301(c), authorizes the Commission to impose civil penalties on any public utility or any other person or corporation subject to the Commission’s jurisdiction for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(c) further allows for the imposition of a separate fine for each day’s continuance of such violation(s).

9. Respondent, in providing gas distribution service for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission orders.

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<sup>2</sup> At 66 Pa.C.S. § 102, “Public utility” is defined under that term at subsection (1)(i) as:

- (1) Any person or corporation now or hereafter owning or operating in this Commonwealth equipment or facilities for:
  - (i) Producing, generating, transmitting, distributing or furnishing natural or artificial gas, electricity, or steam for the production of light, heat, or power to or for the public for compensation.

10. Pursuant to the Commission's regulations at 52 Pa. Code § 59.33(b), the Commission's Gas Safety Division, which is part of I&E, also has the authority to enforce the federal gas pipeline safety regulations set forth in 49 U.S.C.A. §§ 60101, *et seq.* and implemented in 49 C.F.R. Parts 191-193, 195 and 199, 49 C.F.R. §§ 191-193, 195 and 199.

11. Pursuant to the provisions of the applicable Commonwealth and federal statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

## **II. Background**

12. At approximately 3:51 PM on August 7, 2013, Eastern Caisson Corporation ("ECC" or "third party contractor"), a subcontractor of Dale Corporation, struck a 4-inch polyethylene gas main operating at approximately 25 pound per square inch gauge ("psig") owned and operated by PECO, while using a drill rig and auger to install a light structure foundation within the construction site of the Rosemont College, located at 1400 Montgomery Avenue, Rosemont, Pennsylvania, athletic fields ("incident").

13. At the location of the hit, the PECO gas main was buried to a depth of approximately 14 feet.

14. The damaged main was a one-way feed to Kaul Hall and the Sistler Library, two buildings on the campus of Rosemont College.

15. After the hit, the gas immediately vented upward and was ignited by the drill rig, causing a fire at the drill rig.

16. The drill rig was severely damaged by the fire.
17. Two workers on the rig received minor burns and were treated and released from the hospital on the day of the incident.
18. At approximately 4:24 PM, PECO responders arrived on site and shut down the gas flow via a squeeze-off of the plastic main at 5:24 PM.
19. PECO squeezed-off the 4-inch main near the intersection of the main and Wendover Avenue to stop gas flow, which interrupted gas service to Kaul Hall and the Sistler Library.
20. No evacuations needed to be conducted as the buildings surrounding the line hit were empty.
21. PUC Gas Safety Inspectors arrived on site at approximately 6:54 PM.
22. Prior to this incident, PECO had over 15 mark-out requests at this construction site through the Pennsylvania One-Call System (“PA One Call”).
23. These mark-out requests began in June 2011, the time of the original design PA One Call ticket, through the mark-out request on July 16, 2013.
24. The July 12 and July 16, 2013 mark-out requests listed the duration of the excavation as three months.
25. For PA One Call Identification Numbers 20111682524 and 20130071986, PECO left an interim KARL<sup>3</sup> response of “conflict, lines nearby.”

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<sup>3</sup> KARL, or Kathy Automated Response to Location requests, creates a mailbox for each PA One Call number and collects the facility owners’ responses. KARL responds back to the excavator via e-mail or fax.

26. For PA One Call Identification Number 20132200925, PECO left an interim KARL response of “not marked due to no access.”

27. As part of the construction project, a road was marked as a reference on the gas main maps; however, this road was removed prior to the incident, which resulted in the removal of the reference points.

28. Prior to the incident, PECO buried the marker balls, which were later raised by the damage prevention crews.

29. At the time of the incident, PECO did not have any procedure in place regarding marker balls.

30. In July 2013, PECO’s damage prevention inspector conducted site visits, but no records exist of any visits in August, prior to the incident on August 7, 2015.

31. None of these site visits included meetings with the Dale Corporation to discuss the scope of the project.

32. Over the course of the project, excavation at the site placed fill, which was installed to raise the finished grade for the new soccer and softball fields, over the gas mains, burying the main to a depth of at least 14 feet at some points.

33. This left the main buried at a depth far beyond that addressed by PECO’s standards and unreachable with normal excavation equipment.

34. In addition to soil fill, a considerable concrete structure, including stairs, was installed directly above PECO’s gas main.

35. Although PECO was onsite numerous times during the construction project, the main, which ultimately needed to be relocated, remained in place.



36. PUC Gas Safety Inspectors reviewed PECO's Gas Damage Prevention procedures and found that at the time of the incident, these procedures were inadequate and out of date.

37. Moreover, PECO did not follow these Gas Damage Prevention procedures.

38. According to PECO's own procedures, (Gas Damage Prevention GO-PE-9003, Revision No. 2), this site qualified as a high profile job because it involved major construction, use of marker balls to locate the main, installation of pipeline markers, and the removal of the reference road.

39. PECO did not identify this job as high profile.

40. In addition, PECO and the mark-out contractor did not provide the additional supervision required by a high profile job, including the weekly reports to the dig-safe supervisor.

41. During the course of their investigation, the Gas Safety Inspectors found that PECO failed to complete Revision 2 of GO-PE-9003 by including a Development History table that included a date of April 8, 2013, but not including a Writer, Reviewer, Technical Approver, Safety Approver, UFAM Approver, or Reason Written.

42. At the time of incident, PECO Administrative Procedure GO-PE-9003-Gas Damage Prevention had been last reviewed internally by PECO on April 26, 2013, as noted on the procedure. However, several key changes within the document were not made, including but not limited to, PECO's change from STS Locators ("STS") to USIC Locating Service ("USIC"), which was the locator at the time of the incident.

43. Throughout GO-PE-9003, STS, rather than USIC, is referenced as the locating party. Specifically, STS is referenced on pages 4, 18, 19, 20, and 23; as well as on each sample damage prevention screen on pages 28-31 and 33-34 of GO-PE-9003.

**III. Violations**

**COUNT ONE**

- 44. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
- 45. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that it did not follow its Gas Damage Prevention procedure 4.2.1.1, found in GO-PE-9003, Revision No. 2, which required conduction of pre-excavation meetings with excavators when large excavations and foundation work could impact facilities and their surroundings.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT TWO**

- 46. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
- 47. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that it did not follow its Gas Damage Prevention procedure 5.6.3, found in GO-PE-9003, Revision No. 2, which requires PECO's damage prevention inspectors to determine the need for, and extent of, audits and inspections, particularly for damage that may not be easily recognized by the excavator.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT THREE**

- 48. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.

49. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that it did not follow its Gas Damage Prevention procedure 5.6.4.2, found in GO-PE-9003, Revision No. 2, which requires PECO to confirm that all excavators have valid PA One Call requests.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

#### **COUNT FOUR**

50. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
51. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that it did not follow its Gas Damage Prevention procedure 5.6.4.3, found in GO-PE-9003, Revision No. 2, to ensure that the excavator and locator have the same understanding of the job, evidenced by PECO's lack of awareness that a concrete stair structure was constructed over the gas main.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

#### **COUNT FIVE**

52. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
53. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that it did not follow its Gas Damage Prevention procedure 5.6.4.4, found in GO-PE-9003, Revision No. 2, to determine the schedule of when PECO facilities would be crossed.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

#### **COUNT SIX**

54. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
55. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that it did not follow its Gas Damage Prevention procedure 5.6.4.7, found in GO-PE-9003, Revision No. 2, which

should have directed PECO to document all site meetings before or during excavation via an electronic inspection report.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT SEVEN**

56. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
57. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that it did not follow its Gas Damage Prevention procedure 5.6.4.8, found in GO-PE-9003, Revision No. 2, which directs PECO to review locator marks for accuracy.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT EIGHT**

58. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
59. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that it did not follow its Gas Damage Prevention procedures 5.9.1.3, found in GO-PE-9003, Revision No. 2, which directs PECO to document the results of a locate by completing all required documentation on the electronic close screen within the ticket management system, with a positive response to the PA One Call KARL system.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT NINE**

60. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
61. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that it did not follow its Gas Damage Prevention procedure 5.10.4, found in GO-PE-9003, Revision No.

2, under which it is tasked with maintaining a copy of the responses to the designer and an electronic record of the disposition of the PA One Call requests.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT TEN**

- 62. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
- 63. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that it did not follow its Gas Damage Prevention procedure 5.10.5, found in GO-PE-9003, Revision No. 2, under which PECO is required to document the results of completion of the design request by completing all required documentation on the electronic close screen within the ticket management system with positive response to the PA One Call KARL system.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT ELEVEN**

- 64. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
- 65. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that did not follow its Gas Damage Prevention procedure 5.9.1.4, found in GO-PE-9003, Revision No. 2, which directed PECO to identify high profile jobs.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT TWELVE**

- 66. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
- 67. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that did not follow its Gas Damage Prevention procedure, found in GO-PE-9003, Revision No. 2, which required additional supervision by PECO and the mark-out contractor,

including weekly reports to the dig-safe supervisor, when working a high profile job.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT THIRTEEN**

68. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
69. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that PECO did not update its Gas Damage Prevention procedure GO-PE-9003, evidenced by its reference to STS Locators throughout the procedure, while the locator at the time of the incident and the time of the most recent review of the procedure was USIC. The effective date of the procedure was April 26, 2013. USIC was the locate contractor at that point, so PECO should have updated all references to USIC.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT FOURTEEN**

70. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
71. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that its Gas Damage Prevention procedure GO-PE-9003, Revision No.2 did not include the use of locator or marker ball line markers, which require specific operations parameters.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT FIFTEEN**

72. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
73. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that PECO's procedures did not

include communication with the third-party contractors during the scope of the project.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT SIXTEEN**

- 74. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
- 75. PECO failed to carry out a written program to prevent damage to a buried pipeline from excavation activities in that PECO's procedures failed to address relocation of facilities when such facilities are compromised by excavation and construction activities.

This is a violation of 49 CFR §192.614(a) and 52 Pa. Code § 59.33(b).

**COUNT SEVENTEEN**

- 76. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
- 77. PECO failed to have a procedure for continuing surveillance of its facilities to determine and take appropriate action concerning unusual operation and maintenance conditions in that PECO failed to relocate the main or communicate with the contractors or with PECO's own damage prevention team.

This is a violation of 49 CFR §192.613(a) and 52 Pa. Code § 59.33(b).

**COUNT EIGHTEEN**

- 78. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
- 79. PECO's damage prevention program did not provide for inspection, which must be done as frequently as necessary during and after the activities to verify the integrity of the pipeline, of pipelines that it had reason to believe could be damaged by excavation activities in that PECO did not inspect the main as frequently as necessary to prevent a line hit.

This is a violation of 49 CFR §192.614(c)(6)(i) and 52 Pa. Code § 59.33(b).

**COUNT NINETEEN**

- 80. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
- 81. PECO did not use every reasonable effort to protect the public from danger and did not exercise reasonable care to reduce hazards in that PECO failed to remove the line from service.

This is a violation of 52 Pa. Code § 59.33(a).

**COUNT TWENTY**

- 82. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
- 83. PECO did not use every reasonable effort to protect the public from danger and did not exercise reasonable care to reduce hazards in that PECO failed to communicate intended site activity with the excavation contractors.

This is a violation of 52 Pa. Code § 59.33(a).

**COUNT TWENTY-ONE**

- 84. All allegations in paragraphs 1-43 are incorporated as if fully set forth herein.
- 85. PECO did not use every reasonable effort to protect the public from danger and did not exercise reasonable care to reduce hazards in that PECO failed to adequately monitor the activities around the gas main running through the construction site.

This is a violation of 52 Pa. Code § 59.33(a).



#### IV. Relief Requested

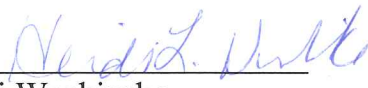
WHEREFORE, for all the foregoing reasons, the Bureau of Investigation and Enforcement of the Pennsylvania Public Utility Commission respectfully requests that after consideration of the record, the Office of Administrative Law Judge and the Commission find PECO in violation of each and every count as set forth herein, and grant the following relief:

- a. PECO be ordered to pay a civil penalty in the amount of \$315,000.00 pursuant to 66 Pa.C.S. § 3301 (c). Said payment shall be made by certified check payable to the Commonwealth of Pennsylvania and presented to the undersigned prosecutors within twenty (20) days of the date of the Commission's order sustaining this complaint;
- b. PECO not be permitted to recover any portion of the civil penalty through rates regulated by the Commission;
- c. PECO be ordered to modify its Gas Damage Prevention procedure, GO-PE-9003, Revision No: 4, to include the following:
  - A detailed procedure for the use of marker balls and the use of the marker ball locator technology;
  - A detailed reporting procedure to allow PECO employees, and their subcontractors, to report to management areas of increased risk of line hits;
  - Procedures to record the above reports to management, with a detailed list of management follow-up obligations;
  - A procedure to initiate communications at third-party excavation projects to determine the scope of such project(s);
  - Removal of the option to provide an interim response in the KARL response to a mark-out; and

- Make PECO's procedures consistent with the PA One Call Users Guide;
- d. PECO be ordered to submit the above modifications to the Commission's Gas Safety Division within three (3) months of the date of the Commission's Order sustaining this complaint;
- e. PECO be ordered to retrain all personnel who are qualified to perform gas infrastructure locates and their supervisors to follow these new procedures and to reinforce current procedures that were not followed in this case;
- f. PECO be ordered create a team, which should include a PECO executive, to review and revise its Gas Damage Prevention procedure and any and all related policies and standards to ensure accuracy and inclusion of all tools necessary to prevent a similar incident;
- g. PECO be ordered to include in the above review:
- An examination of the effectiveness of the use of a second party to conduct utility mark-outs;
  - An examination of the staffing numbers within its Damage Prevention Department to ensure that it has adequate personnel;
  - A study of its existing review processes to ensure that thorough procedural reviews are occurring; and
  - A review of the problems identified in this complaint and corrective actions;

- h. PECO be ordered to cease and desist from committing any further violations of gas safety regulations; and
- i. Grant such other relief as the Commission deems just and reasonable.

Respectfully submitted,

  
\_\_\_\_\_  
Heidi Wushinske  
Prosecutor  
PA Attorney ID No. 93792

Michael L. Swindler  
Deputy Chief Prosecutor  
PA Attorney ID No. 43319

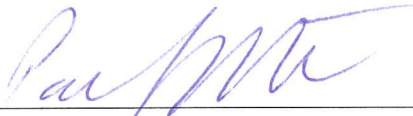
Bureau of Investigation and Enforcement  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
(717) 214-9594

Dated: 11/25/15

**VERIFICATION**

I, Paul J. Metro, Gas Safety Manager of the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement ("I&E"), hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect that I&E will be able to prove the same at any 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.

Date: November

 11/24/15  
\_\_\_\_\_  
Paul J. Metro

## CERTIFICATE OF SERVICE

I hereby certify that I am this day serving the foregoing Complaint in accordance with the requirements of 52 Pa. Code § 1.54 *et seq.* (relating to service by a participant).

**Notification by first class mail addressed as follows:**

Romulo L. Diaz, Jr., Esq.  
Michael S. Swerling, Esq.  
PECO Energy Company  
Legal Department  
2301 Market Street, S23-1  
Philadelphia, PA 19101



Heidi L. Wushinske  
Prosecutor  
Attorney ID #93972  
(Counsel for Pennsylvania Public Utility  
Commission)

P.O. Box 3265  
Harrisburg, PA 17105-3265  
(717) 787-5000

Dated: November 25, 2015