

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Deree J. Norman)	
)	
Complainant)	C-2015-2472605
)	
Vs.)	
)	
PECO Energy Company)	
)	
Respondent)	
)	

ORDER

AND NOW, on this _____ day of _____, 2016, upon consideration of the Pro Se Complainant Deree J. Norman's Motion for Judgment on the Pleadings, and any response thereto, **IT IS ORDERED** that the motion is **GRANTED**.

BY THE COURT:

J.

Continuation of Telephonic Hearing: January 21, 2016

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Deree J. Norman)	
5367 Thomas Ave)	
Philadelphia, PA 19143)	
)	C-2015-2472605
Complainant)	
)	
Vs.)	
)	
PECO Energy Company)	
Exelon Business Services)	
2301 Market Street S23-1)	
Philadelphia, PA 19103)	
)	
Respondent)	

**PRO SE COMPLAINANT DEREE J. NORMAN’S MOTION FOR
JUDGMENT ON THE PLEADINGS PURSUANT TO 52 PA 5 § 5.102**

I. INTRODUCTION

1. Pro Se Complainant Deree J. Norman (*hereafter referred to as the Complainant*) respectfully moves this Honorable Commission to issue a Judgment on the Pleadings pursuant to 52 Pa. 5 § 5.102 against PECO Energy Company (*hereafter referred to as the Respondent or PECO*).

2. The Complainant properly and timely submitted copies of exhibits for a telephonic hearing to both PECO, addressed to the attention of Shawane Lee Esq., and The Pennsylvania Utility Commission, addressed to the attention of the Honorable Mary D. Long. PECO acknowledges receiving said exhibits however, PECO failed to provide its witnesses with copies of the Complainant’s exhibits during the telephonic hearing. This clearly created an unfair burden on the Complainant in relation to proving his complaint.

3. This unlawful tactic is a clear and concise violation of PA Rules of Professional Conduct (See: Pa. 81.4 R. P. C. 1.13 and 8.4) as well as a violation of Federal Rules (18 U.S. Code § 1512 (c)(1) and (d)(1) and a violation of State Rules (*See: 18 Pa. C.S.A. §4911(a)(1)(2) and (3)*)).

4. In addition, PECO's repeated false statements (identified below), witness tampering (i.e. coaching of a witness during direct examination) and the submission of documents with fictitious and or false information should be deemed irreprehensible by this Honorable Commission.
5. Furthermore, PECO's unlawful tactics and repeated attempts to flout the rules of this Commonwealth should not be tolerated and may require disciplinary action against PECO's Counsel and economic Sanctions against PECO to be sought after.

II. PROCEDURAL HISTORY

6. In or before 2010 the Complainant became aware of irregularities with the usage that appeared on his PECO account. The Complainant backtracked and monitored the ongoing irregularities for several months.
7. In July 2011 the Complainant notified PECO of the irregularities with the usage that appeared on his account.
8. On August 24, 2011, as per an agreed upon scheduled visit, a PECO meter technician arrived at the Complainant's home and performed a complete passing load test and appliance verification. This process was referred to as a field test, PECO found no errors and concluded their investigation.
9. Interestingly, the Complainant immediately noticed a clear and indisputable reduction in the usage being assigned to his account after the technicians visit by comparing prior year usage to current year usage of a similar time period. (e.g. 9/11/10 – 10/10/10 usage was reported as 378 kWh vs. 9/11/11 – 10/10/11 usage was reported as 166 kWh) This constitutes a 127 % change.
10. Unfortunately the Complainant soon realized that this perceived correction to the problem of erroneously assigned usage was short lived as the irregularities of erroneous usage began to gradually reappear. The Complainant continued to track the erroneously assigned usage over the next 4 years.
11. On March 18, 2015 a formal complaint was filed.
12. PECO responded timely to the complaint but subsequently submitted a Motion for a Continuance which contained false statements in regards to PECO's attempts to contact the Complainant as well as false statements as to the availability of PECO witnesses. (*See docket*

entry - Motion for Continuance of Hearing Date – Peco; 22-May-2015 page 2: item 3 & 4, page 3: item 8 and page 4)

13. On June 3, 2015 the Complainant filed a Motion to Sanction PECO citing the false statements made in PECO's Motion for a Continuance in which documented evidence was provided by the Complainant that irrefutably proved PECO's statements to be false. *(See docket entry - Motion for Sanctions - Deree Norman; 11-Jun-2015 exhibits 1, 2, 3 and 6)*
14. The Motion to Sanction was denied by the commission by and through the Honorable Mary D. Long who concluded that PECO by and through its counsel did not make false statements but simply misspoke. No action was taken against PECO for the false statements.

Question:

In light of the fact that Shawane Lee Esq. is the Assistant General Counsel for Exelon Corporation and has represented PECO since April 2011. In conjunction with her noted accomplishments, (i.e. Judicial Law Clerk in the Philadelphia Court of Common Pleas for the Hon. Marlene F. Lachman, Temple Law School – Outstanding Oral Appellate Advocate and Litigation Associate for Weber, Gallagher, Simpson, Stapleton, Fires & Newby, LLP) is **unlikely** that this very precise and accomplished attorney would include to her repertoire an episode of misspeaking and or a misstatement in relation to any factual information included in a Motion she submits on PECO's behalf of which she signed a statement of verification?

Suggested Answer:

Yes

15. PECO's Motion for a Continuance was granted.
16. After rescheduling the original telephonic hearing scheduled for June 29, 2015, PECO issued a 10-Day Shut off Notice dated July 22, 2015. This was received by the Complainant on or around July 24, 2015.
17. Prior to and immediately after the issuance of the Shut off Notice, PECO continued to stonewall and or ignore the Complainant's request for a copy of PECO's policies and procedure in relation to having an independent third party conduct an additional and up to date field test.

18. On August 24, 2015 the Complainant sent a letter to the Honorable Mary D. Long in order to make her aware of the Shut off Notice, PECO's failure to comply with the request for information regarding a third party field test and other unwarranted harassment by PECO. Subsequently the Honorable Mary D. Long expressed her disapproval of the Shut off Notice; however no action was taken against PECO for the failure to comply with the Complainant's documented and repeated request or the harassment.
19. A telephonic hearing was finally set for October 29, 2015 before the Honorable Mary D. Long. The Complainant submitted exhibits in a timely manner in accordance with 52 PA 5 § 5.401 to both PECO and the Honorable Mary D. Long.
20. During the telephonic hearing the Complainant learned that PECO's witnesses were not supplied with the Complainant's exhibits. In addition, the Complainant was informed that he could not question PECO's Counsel in relation to his exhibits and should proceed with his case. As a result of PECO's willful transgression, the Complainant couldn't completely and or adequately conduct the direct examination of PECO's witnesses nor could he introduce viable evidence that would prove his case. PECO's actions presented an unfair, unduly, unreasonably oppressive and or highly prejudicial burden on the Complainant's ability to prove his case.

Question:

Is more likely than not that Shawane Lee allowed her advocate bias to cause her to make the poor choice of not distributing the Complainant's exhibits to PECO witnesses.

Suggested Answer:

Yes

III.LEGAL ARGUMENT

21. In light of the fact that PECO's witnesses were calling from various remote locations during the telephonic hearing on October 29, 2015, it was obligatory that PECO provide all of its witnesses with copies of the Complainant's exhibits. However, PECO's intentional failure to provide said witnesses with copies of the Complainant's exhibits is tantamount to witness and or evidence tapering. The aforesaid intentional action poses an ongoing unfair burden on the Complainant as it relates to proving his case.
22. PECO's aforementioned action clearly contributed to or was the direct cause for the exclusion of relevant evidence properly submitted by the Complainant in accordance with 52 PA 5 §

5.401. By this revelation all exhibits submitted by the Complainant should be admitted into the record.

Note: the source of the historical weather data that was obtained from WeatherSpark.com comes from Weather.gov: The National Oceanic and Atmospheric Administration which serves up both historical data for the world and forecasts for the United States.

23. PECO has not offered and or can not show any genuine issue of a material fact that would contradict and or rebut the averments of the complaint in this matter. The averments of the complaint are further supported by factual undisputed materials obtained from the manufactures of the meters that are currently and anticipated to being used by PECO. (**Exhibit 1** - PECO letter to install new meter) (**Exhibit 2** - FlexNet meter and specifications)
24. PECO similarly violated PA Privacy Laws specifically under the special provision referring to Intrusion on Seclusion for the following reasons:
 - a. By taking unauthorized photographs of the interior of the Complainants property without his written, expressed and or implied consent.
 - b. The unauthorized act would be deemed offensive to any reasonable person.
 - c. An employee of PECO can not intrude upon a private matter between PECO and a Customer and or Complainant.
 - d. The aforesaid violations of privacy caused the Complainant, who has been under a doctor's care for depression, extreme mental distress.
25. PECO is also in violation of 52 PA 56 § 56.2 in relation to a "Billing Month" as defined as – A period of not less than 26 days and not more than 35 days (**Exhibit 3** – Erroneous billing) the exceptions provided under § 56.2 do not apply in this matter
26. PECO by and through its counsel is in violation of 18 Pa. C.S. §4904 relating to the false statements in PECO's Motion for a Continuance.
27. Moreover, PECO submitted documents which falsely identify the National average of kWh usage for appliances (specifically for the purpose of this argument a refrigerator) – PECO submitted documents which was confirmed and or validated by witness testimony that the National average usage for this appliance is 200 kWh per month. While the US Department of

Energy list the National average usage for this appliance at 55 kWh per month or 657 kWh per year. (**Exhibit 4** – PECO fictitious usage analysis and **Exhibit 5** – US department of Energy usage analysis) This constitutes a 264% difference as well as a 264% overestimation by PECO. Also see PECO's Furnace Fan evaluation listed in Exhibit 4 in comparison to US department of Energy's evaluation. (**Exhibit 6** - US department of Energy usage analysis) As per the US Department of Energy an furnace fan operating 24 hours a day 365 days a year would use on average 35 less kWh per month than PECO's monthly fictitious estimation.

Note: PECO has not and can provided a viable source for this documented fictions misrepresentation of usage identified in Exhibit 4.

28. In any Pa. PUC case a Pro Se Complainant is held to the same standards that any private attorney would be required to adhere to. The Pro Se Complainant receives no special treatment; they must research, learn and follow all rules, policies and procedures in accordance to the standards set and or established by this Commonwealth. In the same instance the Respondent should never be allowed to abuse their clear professional advantage and or manipulate the process with trickery and or deception.

29. In this case however the Respondent has:

- a. Ignored request for information from the Complainant.
- b. Submitted a Motion which contained knowingly false statements of facts.
- c. Submitted a Motion which falsely depicted witness's availability.
- d. Knowingly submitted and subsequently validated false statistical data.
- e. Issued a 10 Shut off Notice in the midst of a formal complaint process that was in the preliminary hearing stage well after a telephonic hearing had clearly been scheduled.
- f. Deliberately withheld the Complainants exhibits from its witnesses.
- g. Violated rules set forth by Pa. Title 52
- h. Violated Rules of Professional Conduct
- i. Violate Pa. C.S.
- j. Violated U.S. Code Rules

30. In this case the Complainant has:

- a. Complied with all request for information.
- b. Complied with all rules, policies and procedures.
- c. Submitted irrefutable factual data.

IV. RELIEF

31. The Complainant's account balance as of January 1, 2010 should be set to zero
32. All bills from January through May and September through December between 2010 to current should be recalculated showing usage at 65 kWh per month.
33. All bills from June through August between 2010 to current should be recalculated showing usage at 91 kWh per month.
34. All LIHEP payments should be credited and or reapplied against new calculations.
35. All payments made by Complainant should be credited and or reapplied against new calculations.
36. All late charges should be dismissed.
37. All on going charges should follow the criteria established in RELIEF items: 29 and 30 unless or until PECO can provide irrefutable proof to the contrary in a suit filed by PECO or on appeal.

V. CONCLUSION

38. For the foregoing reasons wherefore, the Pro Se Complainant, Deree J. Norman respectfully requests and prays that this Honorable Commission grant his Motion for Judgment on the Pleadings.

January 1, 2016

Respectfully submitted,

By: /s/ Deree J. Norman
Deree J. Norman
5367 Thomas Ave
Philadelphia, PA 19143
(267) 304-2162
dereenorman@yahoo.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Deree J. Norman)	
5367 Thomas Ave)	
Philadelphia, PA 19143)	
Complainant)	C-2015-2472605
Vs.)	
PECO Energy Company)	
Exelon Business Services)	
2301 Market Street S23-1)	
Philadelphia, PA 19103)	
Respondent)	

**PRO SE COMPLAINANT DERE E J. NORMAN'S MEMORANDUM OF LAW
IN SUPPORT OF COMPLAINANT'S MOTION FOR
JUDGMENT ON THE PLEADINGS PURSUANT TO 52 PA 5 § 5.102**

I. INTRODUCTION

Pro Se Complainant Deree J. Norman (*hereafter referred to as the Complainant*) respectfully moves this Honorable Commission to issue a Judgment on the Pleadings pursuant to 52 Pa. 5 § 5.102 against PECO Energy Company (*hereafter referred to as the Respondent or PECO*).

The Complainant properly and timely submitted copies of exhibits for a telephonic hearing to both PECO, addressed to the attention of Shawane Lee Esq., and The Pennsylvania Utility Commission, addressed to the attention of the Honorable Mary D. Long. PECO acknowledges receiving said exhibits however, PECO failed to provide its witnesses with copies of the Complainant's exhibits during the telephonic hearing. This clearly created an unfair burden on the Complainant in relation to proving his complaint.

This unlawful tactic is a clear and concise violation of PA Rules of Professional Conduct (See: Pa. 81.4 R. P. C. 1.13 and 8.4) as well as a violation of Federal Rules (18 U.S. Code §

1512 (c)(1) and (d)(1) and a violation of State Rules (*See: 18 Pa. C.S.A. §4911(a)(1)(2) and (3)*).

In addition, PECO's repeated false statements (identified below), witness tampering (i.e. coaching of a witness during direct examination) and the submission of documents with fictitious and or false information should be deemed irreprehensible by this Honorable Commission.

Furthermore, PECO's unlawful tactics and repeated attempts to flout the rules of this Commonwealth should not be tolerated and may require disciplinary action against PECO's Counsel and economic Sanctions against PECO to be sought after.

II. PROCEDURAL HISTORY

In or before 2010 the Complainant became aware of irregularities with the usage that appeared on his PECO account. The Complainant backtracked and monitored the ongoing irregularities for several months. In July 2011 the Complainant notified PECO of the irregularities with the usage that appeared on his account.

On August 24, 2011, as per an agreed upon scheduled visit, a PECO meter technician arrived at the Complainant's home and performed a complete passing load test and appliance verification. This process was referred to as a field test, PECO found no errors and concluded their investigation. Interestingly, the Complainant immediately noticed a clear and indisputable reduction in the usage being assigned to his account after the technicians visit by comparing prior year usage to current year usage of a similar time period. (e.g. 9/11/10 – 10/10/10 usage was reported as 378 kWh vs. 9/11/11 – 10/10/11 usage was reported as 166 kWh) This constitutes a 127 % change.

Unfortunately the Complainant soon realized that this perceived correction to the problem of erroneously assigned usage was short lived as the irregularities of erroneous usage began to gradually reappear. The Complainant continued to track the erroneously assigned usage over the next 4 years. On March 18, 2015 a formal complaint was filed. PECO responded timely to the complaint but subsequently submitted a Motion for a Continuance which contained false statements in regards to PECO's attempts to contact the Complainant as well as false statements as to the availability of PECO witnesses. (*See docket entry - Motion for Continuance of Hearing Date – Peco; 22-May-2015 page 2: item 3 & 4, page 3: item 8 and page 4*)

On June 3, 2015 the Complainant filed a Motion to Sanction PECO citing the false statements made in PECO's Motion for a Continuance in which documented evidence was provided by the Complainant that irrefutably proved PECO's statements to be false. (*See docket entry - Motion for Sanctions - Deree Norman; 11-Jun-2015 exhibits 1, 2, 3 and 6*). The Motion to Sanction was denied by the commission by and through the Honorable Mary D. Long who concluded that PECO by and through its counsel did not make false statements but simply misspoke. No action was taken against PECO for the false statements.

Question:

In light of the fact that Shawane Lee Esq. is the Assistant General Counsel for Exelon Corporation and has represented PECO since April 2011. In conjunction with her noted accomplishments, (i.e. Judicial Law Clerk in the Philadelphia Court of Common Pleas for the Hon. Marlene F. Lachman, Temple Law School – Outstanding Oral Appellate Advocate and Litigation Associate for Weber, Gallagher, Simpson, Stapleton, Fires & Newby, LLP) is **unlikely** that this very precise and accomplished attorney would include to her repertoire an episode of misspeaking and or a misstatement in relation to any factual information included in a Motion she submits on PECO's behalf of which she signed a statement of verification?

Suggested Answer: Yes

PECO's Motion for a Continuance was granted. After rescheduling the original telephonic hearing scheduled for June 29, 2015, PECO issued a 10-Day Shut off Notice dated July 22, 2015. This was received by the Complainant on or around July 24, 2015. Prior to and immediately after the issuance of the Shut off Notice, PECO continued to stonewall and or ignore the Complainant's request for a copy of PECO's policies and procedure in relation to having an independent third party conduct an additional and up to date field test.

On August 24, 2015 the Complainant sent a letter to the Honorable Mary D. Long in order to make her aware of the Shut off Notice, PECO's failure to comply with the request for information regarding a third party field test and other unwarranted harassment by PECO. Subsequently the Honorable Mary D. Long expressed her disapproval of the Shut off Notice; however no action was taken against PECO for the failure to comply with the Complainant's documented and repeated request or the harassment. A telephonic hearing was finally set for October 29, 2015 before the Honorable Mary D. Long. The Complainant submitted exhibits in a timely manner in accordance with 52 PA 5 § 5.401 to both PECO and the Honorable Mary D. Long.

During the telephonic hearing the Complainant learned that PECO's witnesses were not supplied with the Complainant's exhibits. In addition, the Complainant was informed that he could not question PECO's Counsel in relation to his exhibits and should proceed with his case. As a result of PECO's willful transgression, the Complainant couldn't completely and or adequately conduct the direct examination of PECO's witnesses nor could he introduce viable evidence that would prove his case. PECO's actions presented an unfair, unduly, unreasonably oppressive and or highly prejudicial burden on the Complainant's ability to prove his case.

Question:

Is more likely than not that Shawane Lee allowed her advocate bias to cause her to make the poor choice of not distributing the Complainant's exhibits to PECO witnesses.

Suggested Answer: Yes

III.LEGAL ARGUMENT

In light of the fact that PECO's witnesses were calling from various remote locations during the telephonic hearing on October 29, 2015, it was obligatory that PECO provide all of its witnesses with copies of the Complainant's exhibits. However, PECO's intentional failure to provide said witnesses with copies of the Complainant's exhibits is tantamount to witness and or evidence tapering. The aforesaid intentional action poses an ongoing unfair burden on the Complainant as it relates to proving his case. PECO's aforementioned action clearly contributed to or was the direct cause for the exclusion of relevant evidence properly submitted by the Complainant in accordance with 52 PA 5 § 5.401. By this revelation all exhibits submitted by the Complainant should be admitted into the record.

Note: the source of the historical weather data that was obtained from WeatherSpark.com comes from Weather.gov: The National Oceanic and Atmospheric Administration which serves up both historical data for the world and forecasts for the United States.

PECO has not offered and or can not show any genuine issue of a material fact that would contradict and or rebut the averments of the complaint in this matter. The averments of the complaint are further supported by factual undisputed materials obtained from the manufactures of the meters that are currently and anticipated to being used by PECO. **(Exhibit 1 - PECO letter to install new meter) (Exhibit 2 - FlexNet meter and specifications)**. PECO similarly violated PA Privacy Laws specifically under the special provision referring to Intrusion on Seclusion for the following reasons:

- a. By taking unauthorized photographs of the interior of the Complainants property without his written, expressed and or implied consent.
- b. The unauthorized act would be deemed offensive to any reasonable person.
- c. An employee of PECO can not intrude upon a private matter between PECO and a Customer and or Complainant.
- d. The aforesaid violations of privacy caused the Complainant, who has been under a doctor's care for depression, extreme mental distress.

PECO is also in violation of 52 PA 56 § 56.2 in relation to a "Billing Month" as defined as – A period of not less than 26 days and not more than 35 days (**Exhibit 3 – Erroneous billing**) the exceptions provided under § 56.2 do not apply in this matter. PECO by and through its counsel is in violation of 18 Pa. C.S. §4904 relating to the false statements in PECO's Motion for a Continuance.

Moreover, PECO submitted documents which falsely identify the National average of kWh usage for appliances (specifically for the purpose of this argument a refrigerator) – PECO submitted documents which was confirmed and or validated by witness testimony that the National average usage for this appliance is 200 kWh per month. While the US Department of Energy list the National average usage for this appliance at 55 kWh per month or 657 kWh per year. (**Exhibit 4 – PECO fictitious usage analysis and Exhibit 5 – US department of Energy usage analysis**) This constitutes a 264% difference as well as a 264% overestimation by PECO. Also see PECO's Furnace Fan evaluation listed in Exhibit 4 in comparison to US department of Energy's evaluation. (**Exhibit 6 - US department of Energy usage analysis**) As per the US Department of Energy an furnace fan operating 24 hours a day 365 days a year would use on average 35 less kWh per month than PECO's monthly fictitious estimation.

Note: PECO has not and can provided a viable source for this documented fictions misrepresentation of usage identified in Exhibit 4.

In any Pa. PUC case a Pro Se Complainant is held to the same standards that any private attorney would be required to adhere to. The Pro Se Complainant receives no special treatment; they must research, learn and follow all rules, policies and procedures in accordance to the standards set and or established by this Commonwealth. In the same instance the Respondent should never be allowed to abuse their clear professional advantage and or manipulate the process with trickery and or deception.

In this case however the Respondent has:

- Ignored request for information from the Complainant.
- Submitted a Motion which contained knowingly false statements of facts.
- Submitted a Motion which falsely depicted witness's availability.
- Knowingly submitted and subsequently validated false statistical data.
- Issued a 10 Shut off Notice in the midst of a formal complaint process that was in the preliminary hearing stage well after a telephonic hearing had clearly been scheduled.
- Deliberately withheld the Complainants exhibits from its witnesses.
- Violated rules set forth by Pa. Title 52
- Violated Rules of Professional Conduct
- Violate Pa. C.S.
- Violated U.S. Code Rules

In this case the Complainant has:

- Complied with all request for information.
- Complied with all rules, policies and procedures.
- Submitted irrefutable factual data.

IV. RELIEF

The Complainant's account balance as of January 1, 2010 should be set to zero. All bills from January through May and September through December between 2010 to current should be recalculated showing usage at 65 kWh per month. All bills from June through August between 2010 to current should be recalculated showing usage at 91 kWh per month. All LIHEP payments should be credited and or reapplied against new calculations. All payments made by Complainant should be credited and or reapplied against new calculations. All late charges should be dismissed. All on going charges should follow the criteria established in RELIEF items: 29 and 30 unless or until PECO can provide irrefutable proof to the contrary in a suit filed by PECO or on appeal.

V. CONCLUSION

For the foregoing reasons wherefore, the Pro Se Complainant, Deree J. Norman respectfully requests and prays that this Honorable Commission grant his Motion for Judgment on the Pleadings.

January 1, 2016

Respectfully submitted,

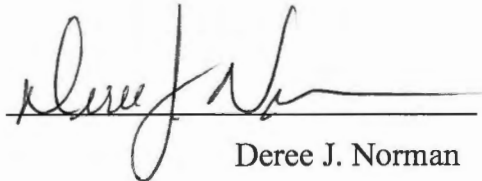
By: /s/ Deree J. Norman
Deree J. Norman
5367 Thomas Ave
Philadelphia, PA 19143
(267) 304-2162
dereenorman@yahoo.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Deree J. Norman)	
)	
Complainant)	C-2015-2472605
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Vs.)	
)	
PECO Energy Company)	
)	
Respondent)	
)	

VERIFICATION

I, Deree J. Norman, hereby declare that I am Pro Se complainant and the facts set forth in the foregoing Pleading are true to the best of my knowledge, information and belief. I make this verification subject to the penalties of 18 Pa. C.S. §4904 pertaining to false statements to authorities.



Deree J. Norman

Date: January 8, 2016

Continuation of Telephonic Hearing: January 21, 2016

CERTIFICATE OF SERVICE

I, Deree John C. Norman, do hereby certify that on this 8th day of January, 2016, I served a true and correct copy of Complainant's Motion for Judgment on The Pleadings and all accompanying papers in the above manner to the following via electronic mail.

Shawane L. Lee Esquire
Attorney for Respondent PECO Energy Company
Exelon Business Services
2301 Market Street S23-1
Philadelphia, PA 19103
Shawane.Lee@exeloncorp.com

Honorable Mary D. Long
Administrative Judge for the Pa. Public Utility Commission
Pa. Public Utility Commission
Piatt Place, Suite 220
301 5th Ave
Pittsburgh, PA 15222
malong@pa.gov

Date: January 8, 2016

By: /s/ Deree J. Norman
Deree J. Norman

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

DEREE J. NORMAN
5367 THOMAS AVENUE
PHILADELPHIA, PA 19143

Vs.

PECO ENERGY COMPANY
EXELON BUSINESS SERVICES
2301 MARKET STREET S23-1
PHILADELPHIA, PA 19103

:
:
: C-2015-2472605
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1. NOTICE TO DEFEND

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Philadelphia Bar Association
Lawyer Referral
and Information Service
One Reading Center
Philadelphia, Pennsylvania 19107
(215) 238-6333

AVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificacion. Hace falta ascantar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademas, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

Lleve esta demanda a un abogado inmediatamente. Si no tiene abogado o si no tiene el dinero suficiente de pagar tal servicio. Vaya en persona o llame por telefono a la oficina cuya direccion se encuentra escrita abajo para averiguar donde se puede conseguir asistencia legal.

Asociacion De Licenciados
De Filadelfia
Servicio De Referencia E
Informacion Legal
One Reading Center
Filadelfia, Pennsylvania 19107

EXHIBIT 1



PECO
2301 Market Street
N1-12
Philadelphia, PA 19103

www.peco.com

An Exelon Company

T3 P1 1317 *****AUTO**5-DIGIT 19143

DEREE NORMAN
5367 THOMAS AVE
PHILADELPHIA, PA 19143-3143



July 8, 2015

Dear DERE NORMAN:

During the past few months you have received several letters and telephone calls from us about our meter replacement project. We are replacing the meters in your area and ***it is important that you contact us immediately*** to schedule an appointment.

When we replace our meter you will experience a brief service interruption – typically less than a minute. And, if you are home, we'll let you know before we begin working to make sure you are aware.

In the future, these new meters will help us provide more information to help you understand how you use energy, and how to save energy and money. They will also help us provide faster and more convenient service, detect problems faster and provide the platform for new products and services.

PECO is installing these meters as part of Pennsylvania state law, PA Act 129, requiring utilities state-wide to install new metering technology for customers. ***Customers who do not accept their new meter could face service termination.***

We are committed to doing everything we can to educate customers and help them understand this new technology, its similarities to our current metering system, and its advantages. For more information please call 215-841-4000 or visit www.peco.com/technology.

Please call 215-841-5950 immediately to schedule your appointment.

Sincerely,

PECO Meter Installation Team

EXHIBIT 2



UL LISTED
ELECTRIC
UTILITY METER
5884190

FlexNet
MODEL 930X

49861522

CL200 240V 3W 60Hz FM 2S Kh 1.0 TA 30A

A0204D66900A00

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SENSUS
Stratus™ 31 955 277

TYPE SSA4
Watthour Meter



Electric Products



- Demand Response
- Distribution Automation
- Electricity Metering
- Grid as a Service® Analytics Software
- Smart Grid Communications Network
- Distribution Automation Cellular Networks
- FlexNet™ Advanced Metering Infrastructure System (AMI)
- FlexNet™ Distribution Automation Networks
- VantagePoint™ Lighting Control Module
- VantagePoint™ Lighting Software

FlexNet™ Advanced Metering Infrastructure System (AMI)

FlexNet™ is the industry's only solution for utilities that demand unmatched customer service and pinpoint-accurate reads. Only FlexNet delivers Primary-Use licensing by the FCC, which guarantees an uncluttered, crystal clear path for transmissions. And that paves the way for an industry-leading two watts of power, making the FlexNet system the only mass-deployed utility system to enjoy the highest level of protection, power and productivity in North America.



FlexNet Advanced Metering Infrastructure (AMI) solution is offered exclusively from Sensus. It empowers electricity, gas, water or combination utilities with a proven means to increase meter reading efficiency, reduce overhead costs and enhance customer service simply, reliably, and with unlimited flexibility.

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Documentation and Support Materials

English

Questions?

- Customer Service
- Sales and Support
- Find a Distributor

Articles

- o Energy Services of Pensacola (Pipeline & Gas Technology)

Case Examples

- o Sensus Logic Detects Consumer Leaks
- o Sensus Logic Drives Water Conservation

Theft

Data Sheets

- o AR5500 Handheld Device/Programmer
- o Base Station M400
- o Base Station Metro
- o Base Station Standard
- o FL6500 Series Handheld Device
- o FlexNet CommandLink (AMI-490)
- o FlexNet Gas SmartPoint for Commercial / Industrial Meters

Information Sheets

- o Transceiver Compatibility Reference
- o Water Meter and Ancillaries Compatibility List (SP-R-WAT-00-00-1111-06-A)

Installation Recommendations

- o 400G-FL National Residential Meter (AMIG-210)
- o 400G-FL National Residential Meter (AMIG-240)
- o 500G-FL - Sensus Commercial Diaphragm Meters (AMIG-250)
- o 600G-FL - American Commercial Meters (AMIG-260)
- o 600G-FL - Itron Commercial Meters(AMIG-221)
- o 700G-FL - Commercial Remote Mount (AMIG-230)
- o CommandLink Water SmartPoint (AMI-495)

Technical Papers

- o Licensed versus Unlicensed Spectrum for Utility Communications: A Side-by-Side Comparison
- o Security and Resilience for Utility Network Communications

Warranty Information

- o Sensus Limited War

- (AMIG-320)
- FlexNet Remote Gas SmartPoint Transmitter (AMIG-310)
- FlexNet Residential Gas SmartPoint Transmitter (AMIG-300)
- FlexNet SmartPoint M2 510M Non Pit Set
- FlexNet SmartPoint M2 520M Pit Set
- Logic: GIS CIS SCADA Datasheet (DS-W-LOG-00-21-0113-01-A)
- Logic: Logic Customer Portal (DS-W-LOG-01-00-0113-01-A)
- Logic: Logic Meter Data Management Datasheet (DS-S-LOG-00-0112-01-A)
- Logic: Outage Management (DS-E-LOG-02-00-0113-01-A)
- Logic: Rules Editor Creating Automated Workflows (DS-W-LOG-00-00-0113-01-A)
- Logic: Weather Data Interface (DS-S-LOG-00-24-0113-01-A)
- Permalog+ (AMI 990)
- Regional Network Interface
- Regional Network Interface (RNI) [DS-R-RNI-0000]
- Trimble Nomad Hand-Held Device/Programmer (Trimble)
- Vehicle Gateway Base Station

- FlexNet SmartPoint Battery Replacement for American Top Mount C&I Meters (AMIG-260)
- FlexNet SmartPoint Installation Instructions for Model 510M - Non Pit Unit (WFPRM-21000-001)
- FlexNet SmartPoint Installation Instructions for Model 520M - Pit Set Unit (WFPRM-21000-001)
- Gas SmartPoint Programming Instructions-CommandLink (AMIG-497)
- Gas SmartPoint Programming Instructions-M900 (AMIG-301)

Marketing Materials

- Redwood City, CA Case Study
- Santa Maria, CA Case Study

Related Product Information

- CommandLink Quick Start Guide (QuickStart)
- FlexNet AMI Technology Overview (AMI-120 R3)
- FlexNet Water & Gas FAQ (AMI-701)
- FlexNet Water SmartPoint Programmer (AMI-482)
- VGB Quick Start Guide (UI-1579)

Equipment Specification

- FlexNet Migratable Two-way Specifications (AMR-457)
- FlexNet System Specifications (AMR-456)

COMPANY INFORMATION

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EXHIBIT 3

Name: DEREK NORMAN
 Account Number: 19273-01508

Meter Information								
Read Date	Meter Number	Load Type	Reading Type	Meter Reading		Difference	Multiplier X	Usage
				Previous	Present			
12/31	107316622	General Service	Tot kWh	53134 Actual	53820 Actual	686	1	686
01/12	107316622	General Service	Tot kWh	53820 Actual	54218 Actual	398	1	398

Total kWh Used 686
 Total kWh Used 398

Electric Residential Service CAP Opt D - Current Period Detail **Service 12/09/2010 to 12/31/2010 - 22 days**

Customer charge								\$3.44
Generation Charges	420 kWh	X	\$0.03760					15.79
Generation Charges	266 kWh	X	0.09190					24.45
Transmission Charges	420 kWh	X	0.00270					1.13
Transmission Charges	266 kWh	X	0.00550					1.46
Distribution Charges	420 kWh	X	0.02420					10.16
Distribution Charges	266 kWh	X	0.04810					12.79
State Tax Adjustment								-0.08

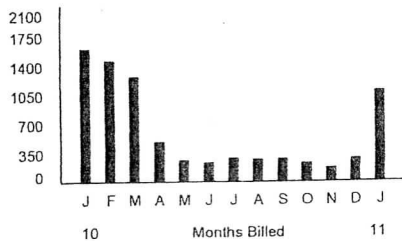
Electric Residential Service CAP Opt D - Current Period Detail **Service 12/31/2010 to 01/12/2011 - 12 days**

Customer charge								\$2.56
Generation Charges	398 kWh	X	\$0.09070					36.10
Alt. Energy Portfolio Standard	398 kWh	X	0.00120					0.48
Transmission Charges	398 kWh	X	0.00730					2.91
Distribution Charges	398 kWh	X	0.05960					23.72
State Tax Adjustment								-0.02
CAP Adjustment								\$-27.30

Total Current Charges **\$107.59**

Your Electric CAP savings this month is \$36.70

13-Month Usage (Total kWh)



Your Usage Profile

Period	Usage	Avg Daily Usage	Days	Avg Daily Temp
Current Month	1,084	31.8	34	32
Last Month	282	9.0	31	46
Last Year	1,593	46.8	34	32

Avg kWh per Month	524
Total Annual kWh Usage	6,297

DO NOT MAIL THIS PORTION WITH YOUR PAYMENT

EXHIBIT 4

EXHIBIT 5

ESTIMATING APPLIANCE AND HOME ELECTRONIC ENERGY USE

Appliances & Electronics

- Estimating Energy Use
- Computer Use
- Reducing Electricity Use
- Reading Electric Meters
- Buying & Making Electricity
- Lighting
- Vehicles & Fuels

APPLIANCE ENERGY CALCULATOR


My appliance	Refrigerator
Wattage	225
Utility rate	US Average \$0.12/kWh
Hours used per day	24
Days used per year	365


ENERGY USE AND COST PER YEAR

657 kWh

\$78.84

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APPLIANCE & ELECTRONICS BLOGS

- Save Energy on Appliances this Holiday Season
- Choose the Right Advanced Power Strip for You
- Energy Vampires are Attacking Your Home – Here's How to Stop Them

REBATES & TAX CREDITS

Federal incentives are not currently available for efficient appliances or electronics. Find state or local incentives.

Federal tax credits are available for eligible building envelope improvements and heating, cooling, and water heating equipment through 2016. Learn more about the tax credits.

EXHIBIT 6



ESTIMATING APPLIANCE AND HOME ELECTRONIC ENERGY USE

Appliances & Electronics

Estimating Energy Use

Computer Use

Reducing Electricity Use

Reading Electric Meters

Buying & Making Electricity

Lighting

Vehicles & Fuels

APPLIANCE ENERGY CALCULATOR

	My appliance Furnace fan
	Wattage 295
	Utility rate US Average \$0.12/kWh
	Hours used per day 24
	Days used per year 365

ENERGY USE AND COST PER YEAR

2584.2 kWh

\$310.10

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