

RONALD F. BRIEN, ESQ.  
808 Westfield Ave.  
Spring City, PA 19475  
(610) 948-9451

January 15, 2016

Hon. Rosemary Chiaverra  
Secretary PUC  
PA. Public Utility Commission  
PO Box 3265  
Harrisburg, PA 17105-3265

**RECEIVED**

RE: Vito Satiro v. PECO Energy Company  
EXCEPTIONS OF VITO SATIRO-DUE PROCESS  
F-2015-251X0660

JAN 15 2016

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Dear Secretary Chiavetta:

I am the attorney for Vito Satiro. He owns a rental property located on 249 Broad Street, Spring City, PA. 19475 It has 6 electric meters and 5 gas meters. A tenant not paying his rent received his eviction notice, being street smart filed a complaint. He was also at that time late for his gas/electric bill of \$1,439.98.

On February July 13, 2012 PECO's inspector was dispatched and he determined that the 40 watt hall light used by the tenant for egress and ingress was a foreign load. Mr. Satiro disagreed with the determination. He felt intimidated by the annoyed inspector, but within 48 hours the wiring was changed. PECO was notified by Mr. Satiro and his daughter-in-law of the rewiring at that time, but PECO is denying the receipt of any notice until February 19, 2015. The gas and electric bill presented was over \$4,400.00. The penalty is Draconian and certainly without out due process.

The tenant moved out shortly after July 13, 2012. The apartment was not re-rented again for three months. We don't know if the new tenant received a monthly bill for gas and electric from PECO.

Mr. Satiro did not receive any monthly bills. The first bill Mr. Satiro received was dated 11/24/2015 for \$4,416.02.

The instructions for filing a Complaint with the PUC do not include any information for filing a Complaint with the Court of Common Pleas.

Most of us have an entrance light and we pay for its electric. It is not a foreign load; it is only a 40 watt entry light. Most people would agree with this conclusion. It has nothing to do with a gas bill. Mr. Satiro was in addition billed for the gas used at the apartment.

Mr. Satiro is not financially able to take on the Exelon giant. He was of the understanding that the PUC was established to insure protection from abuse by the giant utilizes with its huge talented legal staff attorneys enforcing its draconian measures.

Mr. Satiro is the victim not the tenant. He is a simple man; easily intimidated by apparent authority figures. He is not familiar with the: alleged common precedent requiring PECO to transfer gas charges and overdue electric charges to the landlord's account upon the unilateral finding of a utility inspector of an alleged foreign load. Obviously, the tenant knew about it and used it to his own advantage.

This alleged precedent without due process seems to go against the American system of justice especially when a utility inspector unilaterally misclassifies a 40 watt entrance bulb and require a landlord to not only pay an overdue gas/electric bill on July 13,2012 but to continue to bill the gas/electric until February, 19, 2015.

The PA rules of procedure 1028 (a) "Preliminary objections may be filed by any party to any pleadings. PECO electronically sent its Answer without New Matter on November 11, 2015 at 3:07 pm; 29 minutes later (3:36 pm) it electronically sent its preliminary objections. At that point in time there were no outstanding pleadings. Therefore the PO's are void. Attaching PO'S to the end of its answer was apparently a tactic designed to mislead the Claimant and it apparently succeeded as it probably has in other cases.

The dispute is not between the tenant and the landlord it is between him and PECO. The landlord is the victim of PECO's irregular treatment and requests a nun pro tunc hearing. Even the PUC's letter dated December 17, 2015 is misleading. It indicates that Judge Cheskis is responsible for any issues which may arise during this **preliminary phase** of the proceeding—why not **the preliminary objections**. Finally, the instructions from the PUC to the complaint states that he does not need a lawyer.

This gives an unwarranted false sense of security to the claimant.

Why does a 40 watt entrance bulk warrant paying the tenant's gas and electric bill for 55 months especially when it did not bill him monthly. He is entitled to fair notice and a chance to be heard.

Wherefore, Complaint in the name of fairness and due process request that the Honorable Secretary set aside the findings of its Administrative law judge nunc pro tunc and schedule a fair hearing to allow the righting of an injustice to the real victim, Vito Satiro who s being abused by that giant utility PECO.



Ronald F. Brien, Esq.

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SECRETARY'S BUREAU



Emergency and Repairs: 1-800-841-1141. This is the number to call to report power outages, gas leaks or odors, and safety hazards connected to PECO Equipment. For all other business, call 1-800-494-4000.

Name: VITO SATIRO  
 Account Number: 17530-52079  
 Phone Number: 610-948-8290  
 Service Address: UNIT 3-APT C3, 105 N MAIN ST, SPRING CITY

**Billing Summary**

Bill Date		11/24/2015
Thank you for your payment of \$105.64		
Charges from previous bill		\$105.64
Transfer service 2ND RR SPRING CITY		\$3,537.28
Late payment charge		\$645.01
<b>Total Other Charges</b>		<b>\$4,287.93</b>
<b>Current Period Charges</b>		
Gas		\$18.82
Electric		\$109.27
<b>Total New Charges</b>		<b>\$128.09</b>
<b>Total Amount Due on 12/16/2015</b>		<b>\$4,416.02</b>

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**General Information**

Next scheduled meter reading: December 29, 2015  
 PECO, 2301 Market Street, Philadelphia, PA 19103-1380. If you have any questions or concerns, please call 1-800-494-4000 before the due date. Si tiene alguna pregunta, favor de llamar al número 1-800-494-4000 antes de la fecha de vencimiento.

- Customer Self Service - Manage Your Account 24/7**
- [www.peco.com/ebill](http://www.peco.com/ebill) - Go paperless: receive and pay your bill
  - [www.peco.com/service](http://www.peco.com/service) - Start, stop and transfer your service
  - [www.peco.com/SmartIdeas](http://www.peco.com/SmartIdeas) - Save energy and money
  - Pay by phone with credit/debit card at 1-877-432-9384 (\$2.35 fee)

**Message Center**

**From PECO:**  
 New charges contain estimated total state taxes of \$7.69, including \$6.45 for State Gross Receipts Tax.  
 Your electric price to compare is \$0.0849 per kWh. This may change in March, June, September and December. For more information and supplier offers visit [www.PAPowerSwitch.com](http://www.PAPowerSwitch.com) and [www.oca.state.pa.us](http://www.oca.state.pa.us).  
 Your gas price to compare for your rate class is \$0.3338 per Ccf. This may change in March, June, September and December. For more information on how to shop for natural gas visit [www.PaGasSwitch.com](http://www.PaGasSwitch.com) and [www.oca.state.pa.us](http://www.oca.state.pa.us).

When paying in person, please bring the entire bill.

(continued on next page)

Return only this portion with your check made payable to PECO. Please write your account number on your check.



- Check here to enroll in Power Pay automatic account debit and complete form on reverse side.
- Check here to pledge a donation to MEAF and complete form on reverse side.

To pay by phone call 1-877-432-9384.  
 A convenience fee will apply.

0013063 01 AV 0.388 \*\*AUTO T8 0 8777 19457-047272 -C02-B1-P13076-1123 5678



VITO SATIRO  
 PO BOX 472  
 PARKER FORD, PA 19457-0472



Account Number  
 17530-52079

Payment Receipt Stamp

Payment Amount

Please pay this amount by 12/16/2015 **\$4,416.02**

PECO - PAYMENT PROCESSING  
 PO BOX 37629  
 PHILADELPHIA PA 19101-0629



175305207900044160253504416028



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

9/21/2015

BCS No: 3327270

VITO SATIRO  
PO BOX 472  
PARKERFORD PA 19475

The Public Utility Commission has completed its investigation into your informal complaint. Our decision is attached. We sent a copy of this decision to your utility company. You and the company must both follow this decision. Both parties may appeal this decision. If no one appeals, the decision will become final 20 days after the date of this letter.

If you do not agree with this decision you can appeal it by filing a formal complaint. Complete and return the attached Notification of Intent to Appeal within 20 days of the date on the form. The Commission will mail you formal complaint forms. When you complete and return the formal complaint forms, your appeal begins. The Commission will assign your complaint to the Office of Administrative Law Judge. They will contact you about your formal complaint.

You do not need a lawyer to file an appeal.

You must make all of the payments required by this decision. If you do not make these payments the utility company can shut off your utility service.

Do not mail your payments to the Public Utility Commission. Mail your payments directly to your company.

If you have any questions, please call 1-800-692-7380.

Sincerely,

MARIA VELEZ  
Investigator

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU



An Exelon Company

Legal Department  
2301 Market Street / S23-1  
Philadelphia, PA 19103

Direct Dial: 215-841-6841

November 11, 2015

Viro Satiro  
P.O. Box 472  
Parkerford, PA 19475

**RE: Viro Satiro v. PECO Energy Company**  
**PUC Docket No.: F-2015-2510660**

Dear Mr. Satiro:

Enclosed is a copy of PECO Energy Company's response to the formal complaint filed in the above-referenced docket. The law requires PECO Energy to file an answer to your Public Utility Commission complaint. Keep these papers for your records. This is not a decision on your complaint. PECO's response may include a New Matter, Motion or Preliminary Objection. Please note that if you do not respond to a New Matter, Motion, or Preliminary Objection an unfavorable decision may be rendered against you. Responses to New Matters and Motions must be filed within 20 days. Responses to Preliminary Objections must be filed within 10 days. If there is no New Matter, Motion or Preliminary Objection included, no response is required.

Soon, the Public Utility Commission will schedule either a settlement conference or a hearing on your complaint. The Commission will let you know by mail whether there will be a conference or a hearing and will include instructions on what to do next. If the matter is set for hearing, the notice will provide you with information about the date, time and place of the hearing. If we are unable to resolve your complaint and have to proceed with a hearing, a judge will be at the hearing and will decide your complaint. You must call the Public Utility Commission if you have any questions about the hearing or if you cannot attend the hearing.

Thank you for your time and attention on this matter.

Very truly yours,

Shawane Lee  
Counsel for PECO Energy Company

SL/ab  
Encl.

cc: Ronald F. Brien, Esquire

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COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Administrative Law Judge  
P.O. BOX 3265, HARRISBURG, PA 17105-3265  
December 17, 2015

IN REPLY PLEASE  
REFER TO OUR FILE

Re: F-2015-2510660

RONALD F BRIEN ESQUIRE  
808 WESTFIELD AVENUE  
SPRING CITY PA 19475-1136

**Vito Satiro v. PECO Energy Company**

Billing Dispute / Other

**Motion Judge Assignment Notice**

This is to inform you that Administrative Law Judge Joel H. Cheskis has been assigned as the Presiding Officer in the above captioned proceeding. Judge Cheskis will be responsible to resolve any issues which may arise during this preliminary phase of the proceeding.

An Initial Hearing, if **necessary**, will be scheduled at a later date, and the parties will be promptly notified by mail of the date, time and location for the hearing.

Procedural questions or comments should be directed to the judge at:

**717.787.1399**

pc: ALJ Cheskis  
Stephen Townend  
File Copy

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

VITO SATIRO

Complainants

v.

PECO ENERGY COMPANY

Respondent

:  
:  
:  
:  
:  
:

DOCKET NO. F-2015-2510660

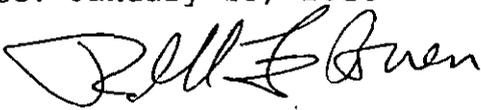
CERTIFICATE OF SERVICE

I, Ronald F Brien, hereby certify that I have on this day served a copy of Vito Satiro's EXCEPTIONS in the above matter upon all interested parties by mailing a copy, properly addressed and postage prepaid to:

Commission's Office of  
Special Assistants  
PA Public Utility Commission  
P O Box 3265  
Harrisburg, PA 17105-3265

Shawane L Lee, Esq.  
Chief Counsel  
PECO Energy Company  
2301 Market Street S2301  
Philadelphia, Pa 19103

Date: January 15, 2016



Ronald F Brien, Esq.  
808 Westfield Avenue  
Spring City, PA 19475

(610) 948-9451  
FAX: (610) 948-6690

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CMPC

To: PUC

Agency: PUC  
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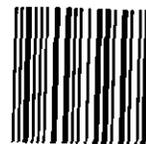
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Ronald F Brown  
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 Spring City, PA 19475

**PAYMENT BY ACCOUNT** (if applicable)

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SIGNATURE REQUIRED Note: The master must check the "Signature Required" box if the master: 1) Requires the addressee's signature; OR 2) Purchases additional insurance; OR 3) Purchases COD service; OR 4) Purchases Return Receipt service. If the box is not checked, the Postal Service will leave the item in the addressee's mail receptacle or other secure location without attempting to obtain the addressee's signature on delivery.

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Hon Rosemar Chiodera  
 Secretary PUC  
 20. Box 3265  
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PO ZIP Code 19475	Scheduled Delivery Date (MM/DD/YY) TUES 1-19-16	Postage \$ 16.95	
Date Accepted (MM/DD/YY) 1-15-16	Scheduled Delivery Time <input type="checkbox"/> 10:30 AM <input type="checkbox"/> 3:00 PM <input checked="" type="checkbox"/> A2 NOON	Insurance Fee \$	COD Fee \$
Time Accepted 4:13 <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	10:30 AM Delivery Fee \$	Return Receipt Fee \$	Live Animal Transportation Fee \$
Weight lbs 2.2	<input type="checkbox"/> Flat Rate \$	Sunday/Holiday Premium Fee \$	Total Postage & Fees \$ 16.95
Acceptance Employee Initials M			

**DELIVERY (POSTAL SERVICE USE ONLY)**

Delivery Attempt (MM/DD/YY) 1/19/16	Time 10:53 AM	Employee Signature [Signature]
Delivery Attempt (MM/DD/YY)	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature

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