

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00	:	
2. BUREAU: ALJ	:	
3. SECTION(S):	:	4. PUBLIC MEETING DATE:
5. APPROVED BY:	:	00/00/00
DIRECTOR:	:	
SUPERVISOR:	:	
6. PERSON IN CHARGE:	:	7. DATE FILED: 02/03/92
8. DOCKET NO: F-00160324	:	9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: KERWIN, DANIEL J

RESPONDENT/APPLICANT: PHILADELPHIA ELECTRIC CO.

COMP/APP COUNTY: MONTGOMERY

UTILITY CODE: 110550

ALLEGATION OR SUBJECT

ALLEGES DEFECTIVE METER, BILLS TOO HIGH (CS 0160324 DUE 2-3).

**DOCUMENT
FOLDER**

ES
FEB 3 1992

LPA

FORMAL COMPLAINT

BEFORE

OK... 2.3
CS 0160324

PENNSYLVANIA PUBLIC UTILITY COMMISSION

For Commission Use Only: COMPLAINT DOCKET NO.	F-00160324	REF. #	UTILITY CODE 110550
DANIEL J KERWIN		PHILADELPHIA ELECTRIC CO	

DOCUMENT FOLDER

RECEIVED

PLEASE PRINT:

1. YOUR NAME, ADDRESS AND TELEPHONE NUMBER. FEB 3 1993

Name Daniel J. Kerwin

Street 122 Dewey Road - Melrose Park

City Cheltenham State Pa Zip 19012-1320

County Montgomery Home Telephone-Area Code (215) 635-4859

Work Telephone-Area Code (215) 697-0516

SECRETARY'S OFFICE
Public Utility Commission

2. COMPANY YOU ARE COMPLAINING ABOUT.

Name Philadelphia Electric Company, herein-referred to as "PECO"

3. WHAT IS YOUR COMPLAINT (DESCRIBE PROBLEM).

My electric bill doubled from avg monthly bill of ⁴⁴⁶ 446 KWH to 893 KWH,
after PECO exchanged my electric meter in MAY, 1991, (self-atch).-
I cannot imagine what I would have to do, to double my electric
consumption. From MAY 1991 when Philadelphia Electric Company (PECO)
changed my electric meter until MAY 1992, my billings for the
12 months, 1 year, increased ^{from} from 5,351 KWH (90-91) to 10,601 (91-92).
No changes in electric appliances, no change in life style,
Just Mrs. Kerwin and myself, and a big bogus electric meter.
- PECO statements --- Westinghouse 'D3' meters operate between 86% - 94%,
- Westinghouse meter div. - Monroeville - "our meters are 98% - less than 2%"
- Chalmers Elec. Co - distributor of 'D3' meter, "utilities use them because-
- PUC Investigator - Ms. E. Edelman - "Kerwin's original meter ^{2% OFF} (More Space On Back) of accuracy"

For Commission Use Only: DATE FILED <u>2/3/93</u>	MONITOR _____	BUREAU _____	ALJ _____
------------------------------------------------------	---------------	--------------	-----------

Question - if my original meter tester is being within 2% accuracy -
Westinghouse claims their meters are within 2% accuracy -
Local meter distributor says (u) (u) (u) 2% (u) -

Why does PECO claim the same meter operates 96% - 99%
PECO also claimed to be changing all Westinghouse meters ---
I am not aware of any other meter changes in my area!

In 1988, I (D. Kerwin) surveyed my neighbors on PECO billing, both
sides of my house and two across street - all within \$6.00/month avg.

Next door neighbor (120 Dewey - Electric stove) avg. bill is 570 kWh.

I am not content with meter test, used a digital clock on my meter.

PECO rep that did household inspection - left 2 let to be desired.
(If You Need More Space Attach Paper)

4. WHAT DO YOU WANT US TO DO?

PECO has within their capability to find out what is
causing this hi-bill issue. They can meter my household
appliances individually - they can agree to an independent
test for meter accuracy (Prox \$200.00 - I will go for half).
PECO can have 2 'NEW' meter shipped from Westinghouse
to me without their technicians "fooling" with it, my contractor install.

(If You Need More Space Attach Paper)

YOU MUST SIGN HERE

5. Harold Kerwin
Signature of complainant or
attorney for corporate complainant

PUT TODAY'S DATE HERE

6. February 02, 1993
Today's Date

YOU DO NOT NEED A LAWYER If you DO have a lawyer PLEASE PRINT the lawyer's name, address
and telephone number below.

7. Lawyer's Name N/A
Street _____
City _____ State _____ Zip _____
Telephone Number - Area Code () _____

Daniel J. Kerwin, 122 Dewey Road, Cheltenham, Pa 19012-1320

1. meter change May 1991, Mrs. K. complained about billing.
PECO sent out person to confirm meter reading.
2. Mrs K. continued to complain --- no action, visited Ply/TTG. etc. --- no action.
3. J. Nelson, phone rep. PECO - "Whse. D3 meter (pre May 91) operating ^{High - 94%} _{Low 86%}"
D.K. - "bill up 150% +"
4. May 27, 1992, meter change, Nelson, PECO, "May 91 meter - dials were slow."

	1989		1990		1991		1992	
	KWH	\$	KWH	\$	KWH	\$	KWH	\$
May-Jun.	<u>330</u>	\$44.45	<u>301</u>	\$45.25	<u>686</u>	-	<u>807</u>	\$117.20
Jun-Jul.	<u>610</u>	-	<u>958</u>	140.35	<u>791</u>	\$120.52		
Jul-Aug.	<u>894</u>	124.15	<u>574</u>	84.61	<u>1065</u>	163.51		
Aug-Sep.	<u>848</u>	117.57	<u>797</u>	116.99	<u>2264</u>	353.21		
Sep-Oct.	<u>707</u>	96.91	<u>407</u>	59.42	<u>334</u>	-		
Oct-Nov.	<u>317</u>	44.74	<u>387</u>	56.74	<u>727</u>	106.14		
Nov-Dec.	<u>303</u>	42.98	<u>314</u>	-	<u>855</u>	123.82		
Dec-Jan.	<u>612</u>	81.58	<u>477</u>	68.78	<u>989</u>	142.48		
1990 Jan-Feb.	<u>308</u>	43.61	1991 <u>353</u>	52.20	1992 <u>958</u>	138.17		
Feb-Mar.	<u>278</u>	39.83	<u>284</u>	-	<u>750</u>	109.28		
Mar-Apr.	<u>230</u>	33.74	<u>278</u>	42.17	<u>749</u>	109.14		
Apr-May	<u>255</u>	36.94	<u>221</u>	34.64	<u>433</u>	65.25		
Totals	5962		5351-yr		10,601-yr			
mo. AVG	497		446 (month)		883.4 (month)			

THIS MUST BE COMPLETED BY NOTARY PUBLIC
AFFIDAVIT (Natural Person)

COMMONWEALTH OF PENNSYLVANIA

Philadelphia County

ss:

Daniel J. Kerwin

, being duly sworn (affirmed) according to law, deposes

and says that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and he expects to be able to prove the same at the hearing hereof.

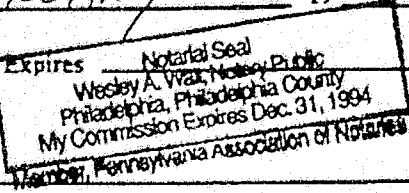
Daniel J. Kerwin

Signature of Affiant

Sworn and subscribed before me this 1

day of February 1993

My Commission Expires



Wesley A. Watt

Signature of Official Administering Oath

AFFIDAVIT (Corporation)

COMMONWEALTH OF PENNSYLVANIA

_____ County

ss:

_____, being duly sworn (affirmed) according to law, deposes
and says that he is _____ of _____
(Office of Affiant)

_____; that he is authorized to and does make this affidavit
(Name of Corporation)

for it; and that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and he expects the said _____

_____ to be able to prove the same at the hearing hereof.
(Name of Corporation)

Signature of Affiant

Sworn and subscribed before me this _____

day of _____ 19____

My Commission Expires _____

Signature of Official Administering Oath

REQUEST FOR APPEAL FROM CONSUMER SERVICES DECISION

Please send me formal complaint forms at the address listed below.

0160324

BCS NUMBER

Jan. 04, 1993
DATE OF MAILING

COMPANY NAME:

Philadelphia Electric Company

CUSTOMER NAME AND ADDRESS

(Please correct any mistakes
in your name and address)

Daniel J. Kerwin
122 Dewey Road
Melrose Park PA 19012

Daniel J. Kerwin (Sr.)
SIGNATURE

215 6354859
AREA CODE TELEPHONE NO.

Mail this completed form to: Secretary
PA Public Utility Commission
P.O. Box 3265
Harrisburg, Pa. 17105-3265

TO APPEAL THIS DECISION, RETURN THIS FORM BY:

January 4, 1993
APPEAL DATE

RECEIVED

JAN 11 1993

SECRET
PUBLIC UTILITY COMMISSION



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

2.3

JANUARY 14, 1993

IN REPLY PLEASE
REFER TO OUR FILE

CS 0160324

DANIEL J KERWIN
122 DEWEY ROAD
MELROSE PARK PA 19012

This is to confirm that the Public Utility Commission has received your request for appeal of the Bureau of Consumer Services Decision. Enclosed are four complaint forms that must be completed. You can use the four forms supplied, filling them out exactly the same or you can file one original and three copies. **IT IS IMPORTANT THAT THE INSTRUCTIONS ARE READ BEFORE YOU COMPLETE THE FORMS. YOU MUST RETURN THESE FORMS TO THE COMMISSION ON OR BEFORE FEBRUARY 3, 1993.** THE COMPLETED AND SIGNED FORMS ARE TO BE RETURNED TO:

John G. Alford, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

While your complaint is pending before the Commission, you must pay all undisputed bills. Undisputed bills are those parts of a bill that you did not claim were incorrect or for which you did not request payment arrangements. As long as you pay all undisputed bills, the company cannot terminate your service. If you do not return the forms on time as well as pay all undisputed bills, your service may be shut off by the company.

The company will receive a copy of this letter so that they will know that you have asked for a hearing. Remember, it is VERY important for you to:

1. Complete, sign, and date the four forms following all instructions.
2. Return the properly completed forms by the date shown above.
3. Pay all undisputed bills that you owe or receive from the company.

If you have any questions concerning the complaint process, please call the Bureau of Consumer Services office at 1-800-782-1110.

Very truly yours,

Janet E. Patrick
Supervisor
Document Filing Section

1pw

cc: Consumer Services

PHILADELPHIA ELECTRIC

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

DOCUMENT
FOLDER

February 10, 1993

DANIEL J KERWIN

v.

PHILADELPHIA ELECTRIC CO

:
:
:
:
:

Complaint Docket
No. F-00160324

FORMAL COMPLAINT
NOTICE TO RESPONDENT
TO ANSWER OR SATISFY

DOCKETED

FEB 24 1993

TO: PHILADELPHIA ELECTRIC CO

TAKE NOTICE:

That a complaint in the above entitled matter, of which the attached is a true and correct copy, has been presented and filed of record with the Pennsylvania Public Utility Commission. Section 702 of the Public Utility Code, 66 Pa. C.S. §702, requires the Commission to serve on each party named in a complaint a copy of the complaint and notice calling upon each party to satisfy the complaint, or to answer the same in writing within a specified time; THEREFORE,

1. You have twenty (20) days from the date on which this complaint is served to either satisfy this complaint or to file with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17120, an answer (original and two copies), in writing, under oath, which, as required by Section 5.61 of the Commission's Rules of Practice and Procedure, 52 Pa. Code §5.61, either affirms or specifically denies the allegations in this complaint. You must also serve a copy of the answer upon the complainant. The date of service is the mailing date as indicated by the date at the top of this Notice. Section 1.56(a) of the Commission's Rules of Practice and Procedure, 52 Pa. Code §1.56(a).

2. If you fail to either satisfy this complaint or to file an answer or other responsive pleading within twenty (20) days, you will be deemed to have admitted all the allegations in this complaint in accordance with

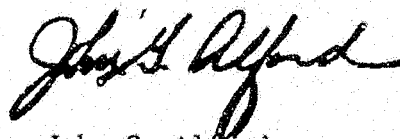
Section 5.61 of the Commission's Rules of Administrative Practice and Procedure, 52 Pa. Code §5.61. In that event, the Commission may, without hearing, enter an order which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C.S. §101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

3. If you elect to satisfy this complaint you must file, within twenty (20) days from the date on which this complaint is served, affidavits executed by each complainant that this complaint has been satisfied. Such affidavits must describe the basis on which this complaint was satisfied; any settlement agreement between the parties must be reduced to writing and attached to the affidavit. Such affidavits are to be filed with the Secretary of the Commission at the address set forth in paragraph 1. Upon receipt of affidavits of satisfaction from all complainants, this complaint may be dismissed by the Commission in accordance with Section 703(a) of the Public Utility Code, 66 Pa. C.S. §703(a), unless the Commission determines that such dismissal would be contrary to the public interest, in which event the Commission may direct that hearings be held upon the complaint.

4. If you file an answer which admits the allegations in this complaint, or which fails to specifically deny the allegations in this complaint, the Commission may, without hearing, enter an order which either revokes or suspends any certificate held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C.S. §101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

5. If you file a timely answer which specifically denies the allegations in this complaint, or which raises material questions of law or fact, this matter shall be referred to the Office of Administrative Law Judge for hearing and decision. If, after hearing on the issues raised by that answer, you are found to have committed any of the violations alleged in this complaint, the Administrative Law Judge may render a decision which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C.S. §101, et seq.; and, if you are a customer of a utility,

an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. In the imposition of a penalty after hearing the Administrative Law Judge is not bound by the relief sought by the complainant in paragraph 4 of the attached complaint.



John G. Alford
Secretary

(SEAL)

Certified Mail
Return Receipt Requested



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa 17120

February 10, 1993

IN REPLY PLEASE
REFER TO OUR FILE

F-00160324

JAMES W DURHAM VICE PRESIDENT
AND GENERAL COUNSEL
PHILADELPHIA ELECTRIC COMPANY
2301 MARKET STREET
PHILADELPHIA PA 19101

DOCUMENT FOLDER

A complaint has been filed against you before the Pennsylvania
Public Utility Commission by DANIEL J KERWIN.

(the complaining party)

To defend yourself against the claims stated in the following pages, you
must act within twenty (20) days, by filing in writing with the Commission,
either personally or through your attorney, your defenses or objections to
the claims stated against you. Or, you may satisfy the complaint by
settling the matter with the Complainant and submitting proof of settle-
ment to the Commission within twenty (20) days.

IF YOU FAIL TO RESPOND WITHIN TWENTY (20) DAYS THE CASE MAY GO
FORWARD IN YOUR ABSENCE AND A JUDGMENT MAY BE ENTERED AGAINST YOU BY THE
COMMISSION WITHOUT FURTHER NOTICE.

AN ADMINISTRATIVE LAW JUDGE MAY REVOKE OR SUSPEND ANY CERTIFICATE
OR PERMIT HELD BY YOU, OR IMPOSE A FINE, OR ANY OTHER APPROPRIATE PENALTY
OR REMEDY AUTHORIZED BY THE PUBLIC UTILITY CODE. YOU MAY LOSE MONEY OR
PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

Detailed instructions on how to proceed are contained in the attached
pages. You are advised to read them carefully.

Unless you are a corporation or other organization, you may proceed
without a lawyer. However, if you want a lawyer and do not have one or
cannot afford one, the office listed below can tell you where you can
get legal help:

Pennsylvania Lawyer Referral Service
Pennsylvania Bar Association
P.O. Box 186
Harrisburg, Pennsylvania 17108
(800) 692-7375

Very truly yours,

John G. Alford
Secretary

js
Attachment

ORIGINAL

PHILADELPHIA ELECTRIC COMPANY
LEGAL DEPARTMENT

James W. Durham
Senior Vice President
and General Counsel

2301 MARKET STREET, BOX 8699
PHILADELPHIA, PA 19101
(215) 841-5544 FAX: 568-3389
Direct Dial: 841-4941

Bjarnie R. Anderson
Legal Administrator

March 5, 1993

Paul R. Bonney
Ellen M. Cavanaugh
Rudolph A. Chillemi
Edward J. Cullen, Jr.
Todd D. Cutler
Katherine K. Dodd
Aubra S. Gaston
Dawn R. Getty
Gregory Golazeski
John C. Halderman
Elizabeth P. Harris
Assistant General Counsel

RECEIVED

MAR 5 1993

SECRETARY'S OFFICE
Public Utility Commission

Mary McFall Hopper
Stephen L. Huntoon
Thomas G. Jackson
J. Lindsay Johnston
Conrad O. Kattner
Kimberly Lewis
Stephanie Whitton Lewis
Jeffrey J. Norton
Wendy Schermer
Jenny P. Shulbank
Noel H. Trask
Assistant General Counsel

VIA FEDERAL EXPRESS

Mr. John G. Alford, Secretary
Pennsylvania Public Utility Commission
Room B-20, North Office Building
Harrisburg, PA 17105-3265

Re: Daniel J. Kerwin v.
Philadelphia Electric Company (PECo)
Complaint Docket No. F-00160324

Dear Secretary Alford:

Enclosed for filing with the Commission are an original and two copies of Philadelphia Electric Company's Answer in the subject Complaint. Also enclosed is an extra copy of this letter which I request that you date stamp and return to me in the enclosed envelope as proof of filing.

I have enclosed a Certificate of Service showing that a copy of the Answer was served on the Complainant, Daniel J. Kerwin.

Very truly yours,

Mary McFall Hopper
Mary McFall Hopper

MMH/mtj

Enclosures

xc Daniel J. Kerwin
(Certified Mail p 275 516 130
Return Receipt Requested)
C. Boyle

DOCUMENT
FOLDER

ORIGINAL

BEFORE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED

DANIEL J. KERWIN :
 :
 v. :
 :
 PHILADELPHIA ELECTRIC COMPANY :

MAR 5 1993

DOCKET NO. F-00160324
OFFICE
Commission

ANSWER OF RESPONDENT PHILADELPHIA ELECTRIC COMPANY

Philadelphia electric company ("PECo"), pursuant to 52 Pa. code §5.61, responds to the Complaint and states:

1. Admitted.
2. Admitted.
3. Admitted in part, denied in part. Admitted only that in August, 1991 PECo removed Complainant's electric meter as a part of its meter removal policy. PECo further admits that a new meter was installed at that time and was subsequently removed in May, 1992 when it was found to be operating improperly. Another meter was installed in May, 1992 and was tested prior to installation and was tested after installation, in July, 1992, and found to be operating accurately. By way of further answer, PECo further avers that Complainant has been given two credits as a result of the two meter changes.

Denied that Complainant's bills are inaccurate. By way of further answer, PECo avers that on July 23, 1993 a field visit was conducted which indicates that based on the appliances at the property, Complainant has the potential for use.

4. To the extent this paragraph contains a request for relief, no answer is required. To the extent this paragraph 4

DOCUMENT
FOLDER

DOCKETED


MAR 11 1993

contains factual averments, PECO denies that Complainant's bills are inaccurate.

WHEREFORE, Philadelphia Electric Company respectfully prays that your Honorable Commission dismiss the instant Complaint.

Respectfully submitted,

PHILADELPHIA ELECTRIC COMPANY


Mary McFall Hopper
Counsel for
PHILADELPHIA ELECTRIC COMPANY
2301 Market Street, S23-1
Philadelphia, PA 19103
215/841-4941

BEFORE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

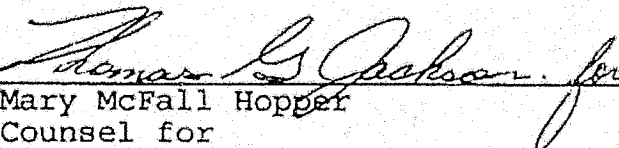
DANIEL J. KERWIN :
 :
 v. : DOCKET NO. F-00160324
 :
 PHILADELPHIA ELECTRIC COMPANY :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of Philadelphia Electric Company's Answer in the above matter upon all interested parties by mailing a copy thereof Certified mail, properly addressed and postage prepaid to:

Daniel J. Kerwin
222 Dewey Road (Melrose Park)
Cheltenham, PA 19012-1320

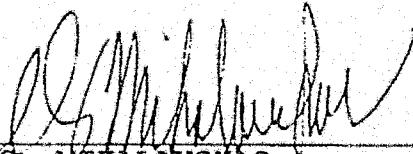
Dated at Philadelphia, Pennsylvania, this March 5, 1993.


Mary McFall Hopper
Counsel for
PHILADELPHIA ELECTRIC COMPANY
2301 Market Street, S23-1
Philadelphia, PA 19103
215/841-4941

COMMONWEALTH OF PENNSYLVANIA :
: SS
COUNTY OF PHILADELPHIA :

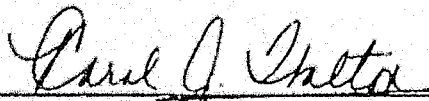
AFFIDAVIT

A. G. MIKALAUSKAS, being duly sworn according to law, deposes and says that he is Vice President of Customer and Marketing Services of the PHILADELPHIA ELECTRIC COMPANY; that as such he is authorized to make this Affidavit on its behalf; that the facts set forth above are true to the best of his knowledge, information, and belief and he expects the said Philadelphia Electric Company to be able to prove the same at any hearing hereof.



A. G. MIKALAUSKAS

Sworn to and Subscribed
before me this 5th day
of March, 1993


Notary Public NOTARIAL SEAL
CAROL A. WALTON, Notary Public
City of Philadelphia, Phila. County
My Commission Expires Aug. 25, 1998

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265
March 15, 1993

4/16/93

In Re: F-00160324

(See attached list)

Daniel J. Kerwin v. Philadelphia Electric Company

INITIAL HEARING NOTICE

HEARING DATE: Friday, April 23, 1993
TIME OF HEARING: 10:00 a.m.
PLACE OF HEARING: Room 1306, Philadelphia State Office
Building, Broad and Spring Garden Streets,
Philadelphia, Pennsylvania.
PRESIDING OFFICER: Administrative Law Judge Ky Van Nguyen
1302 Philadelphia State Office Building,
Broad and Spring Garden Streets, Philadelphia,
Pennsylvania 19130; telephone (215) 560-2105.

RECEIVED
MAR 17 1993

Public Utility Commission
SECRETARY'S BUREAU
Information Control Division

The Public Utility Code directs that this hearing be held by May 24, 1993.

If you intend to file exhibits, please be advised that two copies of all hearing exhibits to be presented into evidence must be submitted to the Reporter and an additional copy should be furnished to the presiding officer and each party of record.

ATTENTION CUSTOMER: YOU MAY LOSE THE CASE IF YOU DO NOT COME TO THIS HEARING AND PRESENT FACTS ON THE ISSUES RAISED IN YOUR COMPLAINT.

If you have questions about this hearing, please call (717) 787-6108 on or before April 16, 1993.

Any questions concerning this procedure should be directed to the Administrative Law Judge.

cc: Judge Nguyen
John Frazier - PIO
Consumer Advocate
Law Bureau
Norma Lewis
Susan Licon
Beth Plantz
Docket Room

Certified Mail
Receipt Requested &
Reg. Mail to Complainant

MAR 18 1993

DOCUMENT
FOLDER

March 22, 1993

RECEIVED

MAR 26 1993

SECRETARY'S OFFICE
Public Utility Commission

To Pennsylvania Public Utility Commission

From Daniel J. Kerwin

Re: F-00160324

vs
Philadelphia Electric Co

My home address and the electric meter location
is at 122 Dewey Road, Nelrose Park, Cheltenham, Pa 19012

Why are you sending ^{mail} for me about this meter
to:

222 Dewey Road. (copy your letter incl.)

Daniel J. Kerwin
122 Dewey Road

copy Judge Ky Van Nguyen
1302 Phila. Office Bldg
Spring Garden at Broad

RECEIVED
MAR 3 1993

DOCUMENT
FOLDER

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265
March 15, 1993

In Re: F-00160324

✓ Daniel J. Kerwin
222 Dewey Road
Melrose Park
Cheltenham, PA 19012-1320

Daniel J. Kerwin v. Philadelphia Electric Company

INITIAL HEARING NOTICE

HEARING DATE: Friday, April 23, 1993
TIME OF HEARING: 10:00 a.m.
PLACE OF HEARING: Room 1306, Philadelphia State Office
Building, Broad and Spring Garden Streets,
Philadelphia, Pennsylvania.
PRESIDING OFFICER: Administrative Law Judge Ky Van Nguyen
1302 Philadelphia State Office Building,
Broad and Spring Garden Streets, Philadelphia,
Pennsylvania 19130; telephone (215) 560-2105.

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

March 29, 1993

IN REPLY PLEASE
REFER TO OUR FILE

Mary McFall Hopper, Esquire
Legal Department
Philadelphia Electric Company
2301 Market Street, Box 8699
Philadelphia, PA 19101

RECEIVED
MAR 30 1993

Re: Daniel J. Kerwin v.
Philadelphia Electric Company
F-00160324

Public Utility Commission
SECRETARY'S BUREAU
Information Control Division

Dear Ms. Hopper:

Please be advised that your request for continuance of the April 23, 1993 hearing is hereby granted. This action is being taken because of the unavailability of an indispensable witness for Philadelphia Electric Company.

The Office of Administrative Law Judge Scheduling Office will reschedule the above-captioned case for hearing in the near future.

Very truly yours,

Eric A. Rohrbaugh, Supervisor
OALJ Legal Division

EAR:elp

cc: Honorable Ky Van Nguyen
Mr. Daniel J. Kerwin
OALJ Scheduling Staff
file

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COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265
March 30, 1993

In Re: F-00160324

(See letter of 3/15/93)

Public Utility Commission
SECRETARY'S BUREAU
Information Control Division

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Daniel J. Kerwin v. Philadelphia Electric Company

NOTICE

This is to inform you that the initial hearing now scheduled to be held on Friday, April 23, 1993 at 10:00 a.m. in the subject proceeding has been changed to Monday, May 10, 1993 at 10:00 a.m.

Please change your records accordingly.

The presiding officer in this proceeding is Administrative Law Judge Ky Van Nguyen. Judge Nguyen can be contacted at 1302 Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, Pennsylvania 19130; telephone (215) 560-2105.

cc: Judge Nguyen
John Frazier - PIO
Consumer Advocate
Law Bureau
Norma Lewis
Susan Licon
Beth Plantz
Docket Room

Certified Mail
Receipt Requested &
Reg. Mail to Complainant

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NVL

March 29, 1993

The Honorable Allison K. Turner
Chief Administrative Law Judge
Pennsylvania Public Utility Commission
Harrisburg, Pa.

Public Utility Commission
SECRETARY'S BUREAU
Information Control Division

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Office of A. L. J.
Public Utility Commission

GR - pls handle
this - I take it for
opposition to the con-
tinuance request
Chf.

re: Daniel J. Kerwin vs PECO, Docket No. F-00160324

I may end up wishing my pen ran dry for writing this, but something does not seem on the up and up. I have had a dispute for two years with PECO for doubling my electric bill by what I have come to believe is a bogus meter.

I have lived at 122 Dewey Road, Cheltenham for 14 years. All of a sudden PECO is sending letters to 222 Dewey Road, and the PUC apparently has picked up on the "new" address.

Regarding the request for a continuance, dated March 23, 1993, (copy attached). Does it seem strange that the Electric Company can show 24 assistant general counsels on their legal Dept. letterhead, probably all salaried above \$50,000.00 per year (paid out of our electric charges) and has only one witness on their payroll, who all of a sudden has a pre-paid vacation scheduled.

Maybe it is just a stall tactic to make us impatient. PECO service department made arrangements to install in-house meters next Tuesday, April 6, to monitor our circulating fan and our refrigerator. I would not give them any extensions, if I were you.

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MAY 04 1993

**DOCUMENT
FOLDER**

Daniel J. Kerwin

122 Dewey Road

PHILADELPHIA ELECTRIC COMPANY

LEGAL DEPARTMENT

James W. Durham
Senior Vice President
and General Counsel

2301 MARKET STREET, BOX 8699
PHILADELPHIA, PA 19101
(215) 841-5544 FAX: 568-3389
Direct Dial: 841-4941

Bjarnie R. Anderson
Legal Administrator

March 23, 1993

Paul R. Benney
Ellen M. Cavanaugh
Rudolph A. Chillemi
Edward J. Cullen, Jr.
Todd D. Cutler
Katherine K. Dodd
Aubra S. Gaston
Dawn R. Getty
Gregory Golazeski
John C. Halderman
Elizabeth P. Harris
Mary McFall Hopper
Assistant General Counsel

APR 08 1993

Office of P. U. C.
Public Utility Commission

Stephen L. Huntoon
Thomas G. Jackson
J. Lindsay Johnston
Conrad O. Kattner
Kimberly Lewis
Stephanie Whitton Lewis
Jeffrey J. Norton
Christine A. Reuther
Wendy Schermer
Jenny P. Shulbank
Ward L. Smith
Noel H. Trask
Assistant General Counsel

The Honorable Allison K. Turner
Chief Administrative Law Judge
Pennsylvania Public Utility Commission
Room G-6, North Office Building
Harrisburg, PA 17105

RE: Daniel J. Kerwin v. Philadelphia Electric Company (PECo)
Docket No. F-00160324

Dear Judge Turner:

I am writing to request a continuance of the hearing scheduled for Friday, April 23, 1993, in the above matter. Our witness in this case has a pre-paid vacation scheduled for that day and will not be available to testify on the Company's behalf.

Thank you for your consideration and your attention to this matter. If you have any questions regarding the above, please contact me at my direct dial number.

Very truly yours,


Mary McFall Hopper

MMH/mtj

cc: The Honorable Ky Van Nguyen
Daniel J. Kerwin

24 out genl counsel

DOCKET NO. F-00160324
 CASE NAME Daniel J. Kerwin v. Philadelphia
Electric Co.
 HEARING LOCATION Philadelphia
 HEARING DATE May 10, 1993
 ALJ Nguyen

CHECK THOSE BLOCKS WHICH APPLY:

Hearing held YES NO
 Testimony taken YES NO
 Hearing concluded YES NO
 Further hearing needed YES NO
 Estimated add'l days _____
 RECORD CLOSED YES May 10, 93 NO
 Date
 Briefs to be filed YES NO
 Date
 BENCH DECISION YES NO

MAY 20 1993

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MAY 12 1993

Office of A. L. J.
 Public Utility Commission

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MAY 18 1993

Office of A. L. J.
 Public Utility Commission

REMARKS: _____

NAMES, ADDRESSES AND TELEPHONE NUMBERS OF PARTIES OR COUNSEL OF RECORD
 PLEASE PRINT CLEARLY
 INCOMPLETE INFORMATION MAY RESULT IN DELAY OF PROCESS

NAME and TELEPHONE NUMBER	ADDRESS	APPEARING FOR
Daniel J Kerwin Telephone No. (215) 635-4859	122 Dewey Road City: Cheltenham State: Pa Zip: 19012	same
MARY McFALL HOPPER Telephone No. 215 5841 5441	2301 Market St. City: Phila State: PA Zip: 19101	Public Utility Commission
Telephone DOC	City: State: Zip:	MAY 16 1993 Public Utility Commission

FO CHECK THIS BOX IF ADDITIONAL PARTIES OR COUNSEL OF RECORD APPEAR ON BACK.

Information Services Division

Amy J. Saturen
 Reporter

HOLBERT ASSOCIATES

-DA