

Legal Department

Exelon Business Services Company  
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Business Services  
Company

# ORIGINAL

Direct Dial 215 841 6841

April 30, 2003

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

RE: Gisela Howell v. PECO Energy Company  
Docket No.: C-20039807

Dear Mr. McNulty:

Enclosed for filing with the Commission are the following documents and copies in the matter referenced above.

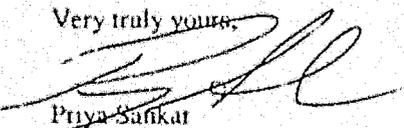
- Answer (original and 3 copies)
- Answer and Motion to Dismiss (original and 3 copies)
- Petition (original and 3 copies)
- Answer and New Matter (original and 3 copies)
- Motion to Dismiss (original and 3 copies)
- Exceptions (original and 9 copies)
- Reply Exceptions (original and 9 copies)
- Brief (original and 9 copies)
- Reply Brief (original and 9 copies)

RECEIVED  
2003 MAY -2 AM 10:05  
SECRETARY'S BUREAU

## DOCUMENT FOLDER

Also enclosed is an extra copy of this letter which I request that you date stamp and return to me in the envelope provided as proof of filing. I have enclosed a Certificate of Service showing that a copy of the above documents were served on the interested parties.

Very truly yours,

  
Priya Safkat  
Attorney  
Exelon Business Services Company

PS: zr

Enclosures

P171716

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BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION <sup>2003</sup> MAY -2 AM 10:05

GISELA HOWELL

v.

PECO ENERGY COMPANY

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SECRETARY'S BUREAU

DOCKET NO. C-20039807

ANSWER OF RESPONDENT PECO ENERGY COMPANY

PECO Energy Company ("PECO Energy"), pursuant to 52 Pa. Code §5.61, responds to the Complaint and states:

1. Admitted.

2. Admitted.

3. Denied. PECO Energy Company denies that Complainant is unable to pay

Complainant's utility bill and strict proof thereof is hereby demanded at time of hearing. By way of further response, PECO Energy avers that Complainant's current outstanding balance is \$1148.78. The Complainant's average monthly bill is \$36.00 and Complainant's calculated budget payment is currently \$42.00. The Complainant was enrolled in the Cap Rate Program on March 9, 1999 and receives a 50% discount on the first 500 kilowatts of electric usage and approximately 40% on gas usage.

A decision of the Bureau of Consumer Services ("BCS") rendered on or about March 1, 2003 required the Complainant to pay \$521.46 by March 25, 2003 and then monthly payments of \$40.00 Cap Rate budget payment plus \$15.00 toward the arrears beginning April 2003. The Complainant has not complied with the BCS decision. A copy of the BCS decision is attached as Exhibit No. 1.

PECO Energy can neither confirm nor deny the remainder of Complainant's averments. Therefore, PECO Energy denies all remaining averments in this Complaint.

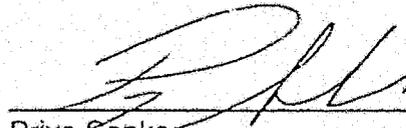
4. This paragraph is a request for relief and no answer is required.

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DOCKETED  
MAY 14 2003

WHEREFORE, PECO Energy Company respectfully requests that your Honorable Commission dismiss the instant Complaint or enter an Order directing payment and authorizing PECO Energy Company to terminate service if said payment is not made. If an Order directing payment is entered, PECO Energy Company requests that Complainant be required to make a lump sum payment equal to the amount of the payments missed under the Bureau of Consumer Services decision, less any payments actually made. PECO Energy further requests that, pursuant to Bernecker v. Bell Atlantic-PA Inc., Pa. PUC Docket No. F-00231398 (1995), this Honorable Commission enter an Interim Order directing payment while the hearing in this matter is pending and authorizing PECO Energy Company to terminate service if Complainant fails to pay according to said Interim Order.

Respectfully submitted,



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Priya Sankar  
Counsel for PECO Energy Company  
2301 Market Street, S23-1  
P.O. Box 8699  
Philadelphia, PA 19101-8699  
215-841-6841  
priya.sankar@exeloncorp.com

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

GISELA HOWELL

v.

PECO ENERGY COMPANY

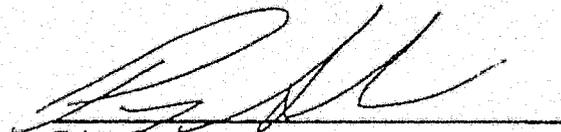
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DOCKET NO. C-20039807

VERIFICATION

I, Priya Sankar, hereby declare that I am an attorney representing PECO Energy Company; that as such I am authorized to make this verification on its behalf; that the facts set forth in the foregoing Pleading are true to the best of my knowledge, information and belief, and that I make this verification subject to the penalties of 18 Pa. C.S. §4904 pertaining to false statements to authorities.

Date: May 1, 2003

  
\_\_\_\_\_  
Priya Sankar

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

GISELA HOWELL

v.

PECO ENERGY COMPANY

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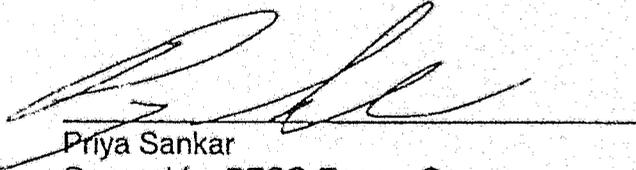
DOCKET NO. C-20039807

CERTIFICATE OF SERVICE

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

Gisella Howell  
538 George Street  
Norristown, PA 19401

Dated at Philadelphia, Pennsylvania, May 1, 2003.



Priya Sankar  
Counsel for PECO Energy Company  
2301 Market Street, S23-1  
P.O. Box 8699  
Philadelphia, PA 19101-8699  
215-841-6841  
priya.sankar@exeloncorp.com

PA. PUBLIC UTILITY COMMISSION  
BUREAU OF CONSUMER SERVICES  
DECISION DATA

3/1/2003

BCS CASE NUMBER: 1269527 BCS UTILITY CODE: 0011

CUSTOMER NAME: GISELA HOWELL  
ADDRESS: 538 GEORGE STREET  
NORRISTOWN, PA 19401

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DATE CASE CLOSED:	3/1/2003
TOTAL/FINAL ACCOUNT BALANCE:	\$1,134.51
DATE OF ACCOUNT BALANCE:	2/14/2003
<b>EGW Terms:</b>	
NO.2'S (OFFS) TO HAVE SERVICE RESTORED PAY:	\$0.00
NO.3'S (REMEDS) TO KEEP SERVICE ON PAY THIS AMOUNT:	\$521.46 BY 3/25/2003
TERMS: BEGINNING:	April 2003!CAPRATE
SPECIAL BUDGET OR OPTIONAL PAYMENT AMOUNT:	\$55.00
REGULAR BUDGET AMOUNT:	\$40.00
PLUS PAYMENT TOWARD ARREARS:	\$15.00
FINAL BILL MONTHLY PAYMENT:	\$0.00
CURRENT BILL MONTHLY PAYMENT:	\$0.00
END OF MONTH PAYMENT:	\$0.00
<b>Telephone Terms:</b>	
10 DAY PAYMENT OR RECONNECT AMOUNT:	\$0.00
BEGINNING WITH THE BILL DATED:	
CUSTOMER WILL PAY CB PLUS:	\$0.00

INVESTIGATOR - LISA JENKINS

PECO Exhibit No. 1