

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Frank & Barbara Rhea

v.

PECO Energy Company

C-20055637

DOCKETED
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PREHEARING ORDER

**DOCUMENT
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An Initial Hearing in this case is scheduled for Tuesday, March 28, 2006 at 9:30 a.m. in Hearing Room 2 on the 13th floor of the Philadelphia State Office Building. This case is one of several cases that have been scheduled at this time in Hearing Room 2. You must be available in the hearing room when your case is called by the presiding Administrative Law Judge. You should arrive at the Hearing Room no later than 9:15 a.m. and wait in the Hearing Room until the Administrative Law Judge calls your case. Your case might not be the first one to be called and you should be prepared to stay in the hearing room all morning, if necessary. If the customer is not present when it is called, your case will be dismissed by the Administrative Law Judge.

The parties are hereby directed to comply with the following requirements:

1. A request for a continuance of the scheduled hearing date must state the agreement or opposition of other parties, and must be submitted in writing no later than five (5) business days prior to the hearing. 52 Pa.Code §1.15(b). Requests for a change of hearing date must be sent to me and all parties of record. The correct address is:

1302 Philadelphia State Office Building
1400 West Spring Garden Street
Philadelphia, PA 19130
Telephone: (215) 560-2105
Fax: (215) 560-3133

Changes are granted only in rare situations where good cause exists.

2. Commission policy promotes settlements. 52 Pa.Code §5.231(a). The utility will contact the Complainant at least one week before the scheduled hearing to discuss a possible settlement of this case. Even if you are unable to settle this case, you may still resolve many questions or issues during your talks. If an agreement is reached, a formal hearing will not be necessary and the scheduled hearing will be cancelled.

3. If you intend to present any documents for my consideration, you must bring four (4) copies to the hearing.

4. This hearing is a formal proceeding and will be conducted in accordance with the Commission's Rules of Practice and Procedure.

5. Pursuant to 52 Pa.Code §§1.21 & 1.22, you may represent yourself, if you are an individual, or you may have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you. However, if you are a partnership, corporation, trust, association, or governmental agency or subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you in this proceeding. Unless you are an attorney, you may not represent someone else. Attorneys shall insure that their appearance is entered in accordance with the provisions of 52 Pa.Code §1.24(b).

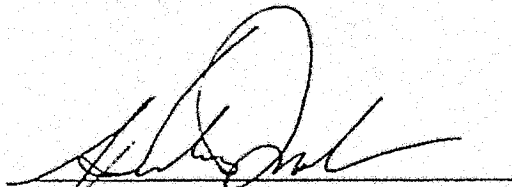
6. If you intend to subpoena witnesses for the hearing, you should review the procedures established in 52 Pa.Code §5.421. You must submit your written application to me sufficiently in advance of the hearing date so that the other parties will have the required ten (10) days' notice to answer or object, and so that you will have enough time to receive the subpoena and serve it.

7. The Complainant is responsible for payment of current undisputed bills for service pending the resolution of this Complaint. 52 Pa. Code §56.181. Failure to make payments may result in the termination of utility service.

8. **THE COMPLAINT WILL BE DISMISSED IF THE CUSTOMER FAILS TO PARTICIPATE IN THE HEARING AND PRESENT EVIDENCE IN SUPPORT OF THE COMPLAINT.**

9. The Complainant bears the burden of proof and must demonstrate by a preponderance of the evidence that he/she is entitled to the relief requested in the Complaint.

Date: January 12, 2006



Herbert Smolen
Administrative Law Judge

Legal Department

Exelon Business Services Company
2301 Market Street, 523-1
PO Box 8699
Philadelphia, PA 19101-8699

Telephone 215 841 5544
Fax 215 568 3389
www.exeloncorp.com

Business Services
Company

Direct Dial: 215-841-6841

March 16, 2006

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

DOCUMENT
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Re: Frank & Barbara Rhea v. PECO Energy Company
Docket Number: C-20055637

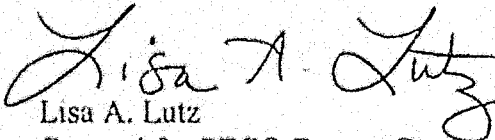
Dear Secretary McNulty:

Pursuant to 52 Pa. Code §5.24(b), PECO Energy Company certifies that the parties in the above referenced complaint have reached an accord.

By copy of this letter, I am alerting the Complainants of their right to object to the closing of this matter in writing to the Public Utility Commission within ten (10) days of the date of this letter.

If additional information is needed about this matter, please contact me at my direct-dial number above.
Thank you.

Sincerely,


Lisa A. Lutz
Counsel for PECO Energy Company

cc: Frank & Barbara Rhea
Administrative Law Judge Herbert Smolen
Susan Licon

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MAR 17 2006

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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MAR 21 2006

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OALJ Hearing Report

Please Mark Those Blocks Which Apply

Docket No.:	C-20055637		YES	NO
Case Name:	Frank & Barbara Rhea v. PECO Energy	Prehearing Held:	<input type="checkbox"/>	<input type="checkbox"/>
Company:		Hearing Held:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Location:	Philadelphia, PA	Testimony Taken:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Date:	March 28, 2006	Transcript Due:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
ALJ:	Herbert Smolen	Hearing Concluded:	<input type="checkbox"/>	<input type="checkbox"/>
Reporting Firm:	Commonwealth Reporting	Further Hearing Needed: X	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Estimated Add'l Days:		
		RECORD CLOSED:	<input type="checkbox"/>	<input type="checkbox"/>
		DATE:		
		Briefs to be Filed:	<input type="checkbox"/>	<input type="checkbox"/>
		DATE:		
		Bench Decision:	<input type="checkbox"/>	<input type="checkbox"/>
		REMARKS:	<i>HEARING CANCELLED CERT/SATIS FILED</i>	

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PLEASE PRINT CLEARLY - Incomplete Information may result in delay of processing.

Name and Telephone Number	Address	Who are you representing?			
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City	State	Zip			
Telephone:	E-mail Address:	Fax Number:			

Check this box if additional parties or attendees appear on back of form.

3/28/06

Reporter's Signature

Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.

ORIGINAL

ExelonSM

Legal Department

Telephone 215 841 6844
Fax 215 588 3389

Business Services
Company

Exelon Business Services Company
2301 Market Street / S23.1
PO Box 8699
Philadelphia, PA 19101-8699

www.exeloncorp.com

Direct Dial: 215 841 6841

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April 3, 2006

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APR 3 2006

James McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU


RE: Frank & Barbara Rhea v. PECO Energy Company
Pa. PUC Docket No.: C-20055637

Dear Secretary McNulty:

Enclosed is a copy of Withdrawal of Complaint signed by the Complainant in the above-referenced case. The Complainant has agreed to withdraw the complaint without prejudice. Please send me a final order or closing notice in this matter.

Thank you for your help and if you have any questions regarding this request, please call my direct dial number (215) 841-6841.

Very truly yours,


Lisa A. Lutz
Counsel for PECO Energy Company

LAL/zr

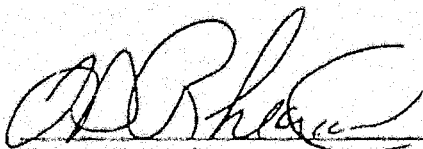
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WITHDRAWAL OF
PENNSYLVANIA PUBLIC UTILITY COMMISSION FORMAL COMPLAINT
Frank & Barbara Rhea v. PECO Energy Company
Docket Number: C-20055637


The circumstances causing the above Pennsylvania Public Utility Commission
formal complaint have been resolved, and we wish to withdraw this complaint.



FRANK RHEA

3/22/06

Date



BARBARA RHEA

3/22/06

Date

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: April 3, 2006
SUBJECT: C-20055637 Frank & Barbara Rhea v. PECO Energy Company
TO: Wanda Zeiders
Docket Management
FROM: Susan Licon, ALJ Support Staff
Office of Administrative Law Judge

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On March 20, 2006, a Certificate of Satisfaction was filed in the above-captioned proceeding. If no objection is filed to this certificate within 10 days of service, this proceeding will be closed.

All parties should be notified that the case is closed and a copy of that notification placed in the document folder.

Attachment

pc. ALJ Herbert Smolen
Beth Plantz
Case File

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