

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00	:	
2. BUREAU: ALJ	:	
3. SECTION(S):	:	
5. APPROVED BY:	:	4. PUBLIC MEETING DATE:
DIRECTOR:	:	00/00/00
SUPERVISOR:	:	
6. PERSON IN CHARGE:	:	7. DATE FILED: 01/04/06
8. DOCKET NO: C-20065744	:	9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: FOELLNER, DONALD M.

RESPONDENT/APPLICANT: PECO ENERGY COMPANY

COMP/APP COUNTY: DELAWARE

UTILITY CODE: 110550

ALLEGATION OR SUBJECT

COMPLAINANT STATES THERE ARE INCORRECT CHARGES ON HIS BILL, THERE IS A RELIABILITY, SAFETY OR QUALITY PROBLEM WITH HIS UTILITY SERVICE AND HE WOULD LIKE A PAYMENT AGREEMENT. HE WANTS THE COMPANY THE ADHERE TO THE ELECTRICAL CODE AT ALL TIMES. IF A PROBLEM EXISTS WITH THE LINE INPJT, HE WANTS IT REPAIRED AT ONCE.

DOCUMENT
FOLDER

DOCKETED

JAN 11 2006

PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED

C-20065744

Formal Complaint Form

2006 JAN -4 AM 9:06

Please print or type.

110550

SECRETARY'S BUREAU

1. CUSTOMER NAME (COMPLAINANT)

Your name, mailing address, county, telephone number, utility account number and service address:

Name Donald M. Foellner

Street/P.O. Box 223 Colonial Park Drive Apt #

City Springfield, State Penna. Zip 19064

County Delaware

Area Code/HOME Phone 610--328 6649

Area Code/WORK Phone N.A.

Utility Account Number 50-11-04-434524
(from your bill)

ORIGINAL

If your complaint involves utility service provided to a different address than your mailing address, please list this information below.

Name

Street/P.O. Box

City State Zip

2. UTILITY NAME (RESPONDENT)

Name of utility company your complaint concerns: PECO

3. TYPE OF UTILITY (check one)

ELECTRIC

STEAM HEAT

GAS

WASTE WATER

WATER

MOTOR CARRIER
(taxi, moving company, limousine)

TELEPHONE
(local, long distance)

4. COMPLAINT (check one)

A. In general, what is your complaint?

- I want to oppose the company's proposed rate increase.
- There are incorrect charges on my bill.
- There is a reliability, safety or quality problem with my utility service.
- I received a notice that my utility service is being terminated.
- I would like a payment agreement.
- Other. — PLEASE SEE PAGE 1.
(explain)

B. State the facts of your complaint.

Include any specific dates, times or places that are important. If the complaint is about a bill, tell us about any charges that you believe are not correct. Use additional paper if you need more space. Provide copies of all relevant documents you believe will support your complaint.

From JUNE 1, 2005 to JULY 26, 2005 continuously, the line input to my home remained between 105 volts-rms and 111volts (far outside the spec's allowed by the Electrical Code of 120 volts(nominal) \pm 5%). Being in CANCER Research, My Equipment was not useable during this time-frame, as crucial DATA could not ^{BE} trusted for it's validity. Also, during this time-frame, my T.V. Picture was torn at the top of the Picture, and it took 10 minutes to heat a cup of coffee (Norm-5min.) ^{VIA MICROWAVE}

5. RELIEF NOTE: My AIR-Conditioning Unit kept running, and never shut off.

What do you want the Public Utility Commission to do about your complaint? Use additional paper if you need more space.

1. Adhere to the Electrical Code at all times. (120 Volts(rms) \pm 5% -- 114 Volts (rms) to 126 Volts, respectively.
2. If a problem exists with the line input, repair it at once.
3. A monetary adjustment, plus all Taxes charged (FEDERAL and STATE), during this aforesaid TIME-FRAME.

NOTE: This problem occurred Pre-KATRINA time.

4. Have the Air-Conditioning unit checked for proper operation.

6. PROTECTION FROM ABUSE

Answer the following question if your complaint is against a natural gas distribution company, an electric distribution company or a water company AND your complaint is about a billing problem, an application for service problem, a termination of service problem or a request for a payment agreement.

Has a court granted a "Protection from Abuse" order for your personal safety?

YES

NO

7. PRIOR UTILITY CONTACT

Answer the following question only if you are a residential customer and your complaint is against an electric distribution utility, natural gas distribution utility or a water distribution utility.

Have you spoken to a utility company representative about this complaint?

YES
(includes appeals of BCS determinations)

NO

If you tried to, but could not speak to a utility company representative about your complaint, please explain why.

A LETTER sent to PECO ENERGY COMPANY WAS IGNORED. The LETTER was dated AUGUST 21, 2005 - (ENCLOSED)

8. VERIFICATION AND SIGNATURE

You must print or type your name below on the line provided for the verification paragraph, and you must sign and date (in ink) this form on the lines provided.

Verification:

I Donald M. Foellner, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Donald M. Foellner
(Signature)

December 28, 2005
(Date)

9. **LEGAL REPRESENTATION (IF ANY)**

If you are represented by a lawyer in this matter you must provide your lawyer's name, address and telephone number.

Lawyer's Name _____

Street _____

City _____ State _____ Zip _____

Area Code/Phone Number _____

10. **FILING**

Please return the completed form to one of the addresses listed below:

If using U.S. Postal Service:

If using overnight delivery service:

Secretary Pennsylvania Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105	Secretary Pennsylvania Public Utility Commission 400 North Street Commonwealth Keystone Building, 2 nd Floor Harrisburg, Pennsylvania 17120
--	--

Facsimiles and/or electronic filings of the complaint form will not be accepted.

If you have any questions about filling out this form, please contact the Secretary's Bureau at 717-772-7777.

Keep a copy of your complaint for your records.

223 Colonial Park Drive
Springfield, Penna. 19064
July 26, 2005

Commonwealth of Pennsylvania
Pennsylvania Public Utility Commission
P.O. Box 3265, Harrisburgh, Pa. 17105-3265
Gentlemen:

Having had a prior Line voltage input problem into my home which involved Excessive Line Voltage from 1994 to 1998 (140 voltsrms) and resolved finally by Administrative Judge Marlene R. Chestnut on December 30, 1998 in Philadelphia, Pa. - Docket no. C-00970140, I now have been witnessing Extremely Low Line Voltages for the past six weeks (105 Volts- 114 Volts) causing my Central Air Conditioning Unit to not cycle at all for long periods of time with a constant setting of 74° F. At this writing, the Voltage is reading 111 Volts-rms @ 1:35 PM. This erratic condition has been in effect since June 1, 2005.

Judge Marlene R. Chestnut informed the PECO personnel present -- Cynthia Coffman - Assistant Manager for the company's Del/Chester region and Eric Carr - Engineer employed by the company that my Line-Voltage input had to adhere to the Electrical Code of 120 nominal \pm 5% (126V. - 114V.) respectively. As previously stated, I am observing a reading

Of 111 Volts, while a figure of 105 Volts has been the lowest value observed during this time period.

Since these Voltage figures are far out of line with Judge-Marlene R. Chestnut's DIRECTIVE to PECO ENERGY, I am left with no recourse but to re-instate proceedings as the Judge indicated I should do, in this regard.

In summary, this problem is a direct result of insufficient Line Voltage to permit proper operation of the cycling system in my Air-Conditioning Unit.

I am requesting remedial action be taken at once to ensure a Line Voltage to my home of nothing less than 114 Voltsrms and a Monetary means adjustment for the past six weeks of negligence on the part of PECO ENERGY

Should non-compliance be in order, further LEGAL ACTION will be taken.

Enclosed you will find an IEEE- STD 1159-1995 specification Sheet for reference to my situation. -- 5.5.3.2 "UNDERVOLTAGE "

Sincerely yours,
Donald M. Foellner
Donald M. Foellner

223 Colonial Park Drive
Springfield, Penna. 19064
August 21, 2005

Peco Energy Company
2301 Market Street
PO Box 13778
Philadelphia, PA 19101-3778
Re: Low Voltage Line Input Problem
Gentlemen :

I am writing in regard to a Low Line-Voltage Input condition into my home, for approx. six weeks, whereby my Heating System and home appliances were not receiving adequate voltage for proper operation.

After contacting Peco Energy on several occasions via Telecon within the last several weeks, in this regard, no one has contacted me, therefore I am requesting a reply from Peco Energy that remedial action is in order for correcting this disorder.

A letter of this account was sent to the PA. Utility Commission in Harrisburgh requesting remedial action be taken, along with remedial monetary adjustment-plus Federal Tax charged on same. The CASE No.- allocated is 1955392.

For references to my complaint-- DOCKET No. C-00970140 and IEEE STD1159-1995 Para. 5.5.3.1 Long Duration Variations; Para. 5.5.3.2- Undervoltages apply.

In summary: Input Line Voltage to residences must be 120volts-
± 5% (114 volts to 126 volts) respectively. Voltages of 105V. to 110V. became the normal for the Month of JUNE and JULY which resulted in abnormal operation of my Heater System "DUTY CYCLE" as well as my TV-- Picture-tearing at the top; and my Microwave unit requiring approx. 10- minutes to heat a cup of coffee (normally requires 4 minutes).

An early reply would be greatly appreciated.

Sincerely Yours,
Donald M. Foellner
Donald M. Foellner

Gentlemen:

With reference to my Air-Conditioning Unit running continuously-without cycling periodically for cooling purposes- the MOTOR and COMPRESSOR Units are subjected^{to} undue Heating effect, thereby shortening the life of both Units.

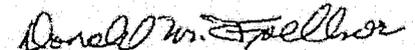
During the entire time from June 1, 2005 to ~~JULY 26~~, 2005, the wall thermostat control functioned very erratic. It's anyone's guess how much damage this condition may have effected the entire System.

At low Line Voltages, such as I have indicated in the Formal-Complaint Form-105 volts(rms) to 111(volts), the back EMF of Motors and Compressors is greatly reduced, causing much greater amounts of Current to flow-- much like that of placing a wire across the terminals of a receptacle in one's home, whereby a Short-Circuit is created.

This increase of Current is then reflected in an absurd Monthly Invoice BILL, as indicated in the enclosed (2) Monthly Invoices from PECO.

This System should be checked for any defects caused by the above condition, as stated.

Donald M. Foellner



NOTE:

223 Colonial Park Drive
Springfield, Penna. 19064
September 11, 2005

This Invoice for the sum of \$1052.80 is in protest with PECO ENERGY
Via the Public Utility Commission-- Harrisburgh, PA. 17105-3265, --
CASE NUMBER 1955392.

Re: Docket No. C-00970140--Administrative Judge Marlene R. Chestnut
IEEE STD 1159-1995

Para. 5.5.3 "Long Duration Variations"
Para. 5.5.3.2 "Undervoltages" (*UNUSUAL SERVICE*) 105V +10V RMS
FRONT SIDE I, W, E, S, STANDARD SPECIFICATIONS

- Make checks payable to "PECO Energy".
- Please print your account number on your check.
- Check here if you have included a message.

*****AUTO**5-DIGIT 19064
2305968-038009-123050 T000186 P209 RAV

DON FOELLNER
223 COLONIAL PRK DR
SPRINGFIELD PA 19064-3401
|||||

5011044345240105280000525480005250902 8 09122

If Paying In Person, Bring Entire Bill With You

Due Date	September 12, 2005
Please Pay	\$1,052.80
Amount Enclosed	
Account #	50-11-04-434524



Energy August 17, 2005

T. SEPT

NOTE: ORIGINAL PECO COPIES REFERENCED ARE NOT INCLUDED HERE

NOTE: This invoice for the sum of \$1052.80 was paid to service any possible interruption of service provided under mutual agreement. Please advise

NOTE: DON SEPT 14, 2005 I PAID 1052.80 SO MY ELECTRIC SERVICE WOULD NOT BE INTERRUPTED

5.5.2.1 Interruptions

120 VOLTS \pm 5% IEEE STANDARD
FOR VOLTAGE INPUT (3)

Even instantaneous interruptions may affect electronic and lighting equipment causing misoperation or shutdown. Electronic equipment includes power and electronic controllers, computers, and the electronic controls for rotating machinery. Momentary and temporary interruptions will almost always cause equipment to stop operating, and may cause drop-out of induction motor contactors. In some cases, interruptions may damage electronic soft-start equipment.

5.5.2.2 Sags

Short duration sags, in particular, cause numerous process disruptions. Often, the sag is sensed by electronic process controllers equipped with fault-detection circuitry, which initiates shutdown of other, less-sensitive loads. A common solution to this problem is to serve the electronic controller with a constant-voltage transformer, or other mitigating device, to provide adequate voltage to the controller during a sag. The application challenge is to maintain the electronic controller during sags that will not damage process equipment protected by the fault circuitry, while simultaneously reducing nuisance shutdowns.

Electronic devices with battery backup should be unaffected by short duration reductions in voltage. Equipment such as transformers, cable, bus, switchgear, CTs and PTs should not incur damage or malfunction due to short duration sags. A slight speed change of induction machinery and a slight reduction in output from a capacitor bank can occur during a sag. The visible light output of some lighting devices may be reduced briefly during a sag.

5.5.2.3 Swells

An increase in voltage applied to equipment above its nominal rating may cause failure of the components depending upon the frequency of occurrence. Electronic devices, including adjustable speed drives, computers, and electronic controllers, may show immediate failure modes during these conditions. However, transformers, cable, bus, switchgear, CTs, PTs, and rotating machinery may suffer reduced equipment life over time. A temporary increase in voltage on some protective relays may result in unwanted operations while others will not be affected. Frequent voltage swells on a capacitor bank can cause the individual cans to bulge while output is increased from the bank. The visible light output from some lighting devices may be increased during a temporary swell. Clamping type surge protective devices (e.g., varistors or silicon avalanche diodes) may be destroyed by swells exceeding their MCOV rating.

5.5.3 Long duration variations

Variations in supply voltage lasting longer than 1 min can cause equipment problems. Overvoltage and undervoltage problems are less likely to occur on utility feeders, as most utilities strive to maintain $\pm 5\%$ voltage regulation. Overvoltage and undervoltage problems can occur, however, due to overloaded feeders, incorrect tap settings on transformers, blown fuses on capacitor banks, and capacitor banks in service during light load conditions. Sustained interruptions can result from a variety of causes, including tripped breakers, blown fuses, utility feeder lockouts, and failed circuit components.

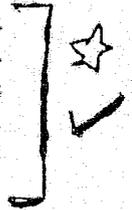
5.5.3.1 Sustained Interruptions

The effect of a sustained interruption is equipment shutdown, except for those loads protected by UPS systems, or other forms of energy storage devices.

5.5.3.2 Undervoltages

Undervoltages in excess of 1 min can also cause equipment to malfunction. Motor controllers can drop out during undervoltage conditions. The dropout voltage of motor controllers is typically 70-80% of nominal voltage. Long duration undervoltages cause an increased heating loss in induction motors due to increased

motor current. Speed changes are possible for induction machinery during undervoltage conditions. Electronic devices such as computers and electronic controllers may stop operating during this condition. Undervoltage conditions on capacitor banks result in a reduction of output of the bank, since var output is proportional to the square of the applied voltage. Generally, undervoltage conditions on transformers, cable, bus, switchgear, CTs, PTs, metering devices, and transducers do not cause problems for the equipment. The visible light output from some lighting devices may be reduced during undervoltage conditions.



5.5.3.3 Overvoltages

Overvoltages may cause equipment failure. Electronic devices may experience immediate failure during the overvoltage conditions; however, transformers, cable, bus, switchgear, CTs, PTs, and rotating machinery do not generally show immediate failure. Sustained overvoltage on transformers, cable, bus, switchgear, CTs, PTs and rotating machinery can result in loss of equipment life. An overvoltage condition on some protective relays may result in unwanted operations while others will not be affected. A sign of frequent overvoltage conditions on a capacitor bank is the bulge of individual cans. The var output of a capacitor will increase with the square of the voltage during an overvoltage condition. The visible light output from some lighting devices may be increased during overvoltage conditions.

5.5.4 Voltage imbalance

In general, utility supply voltage is maintained at a relatively low level of phase imbalance since even a low level of imbalance can cause a significant power supply ripple and heating effects on the generation, transmission, and distribution system equipment. Voltage imbalance more commonly emerges in individual customer loads due to phase load imbalances, especially where large, single-phase power loads are used, such as single-phase arc furnaces. In these cases, overheating of customer motors and transformers can readily occur if the imbalance is not corrected. Phase current imbalance to three-phase induction motors varies almost as the cube of the voltage imbalance applied to the motor terminals. A 3 1/2% voltage imbalance, therefore, results in 25% added heating in both U-frame and T-frame motors (see 3.8 in [B11]). The effects on other types of equipment are much less pronounced, although significant imbalance can cause loading problems on current-carrying equipment such as bus ducts. Desirable levels of imbalance are less than 1% at all voltage levels to reduce possible heating effects to low levels.

Utility supply voltages are typically maintained at less than 1%, although 2% is not uncommon. Voltage imbalance of greater than 2% should be reduced, where possible, by balancing single-phase loads as phase current imbalance is usually the cause. Voltage imbalance greater than 2% may indicate a blown fuse on one phase of a three-phase capacitor bank. Voltage imbalance greater than 5% can be caused by single-phasing conditions, during which one phase of a three-phase circuit is missing or de-energized. Phase monitors are often required to protect three-phase motors from the adverse affects of single phasing

5.5.5 Waveform distortion

Harmonic current injection from customer loads into the utility supply system can cause harmonic voltage distortion to appear on the utility system supply voltage. This harmonic current and voltage distortion can cause overheating of rotating equipment, transformers, and current-carrying conductors, premature failure or operation of protective devices (such as fuses), harmonic resonance conditions on the customer's electric power system, which can further deteriorate electrical system operation, and metering inaccuracies. Harmonic voltage distortion on a utility system can cause the same problems to a customer's equipment and can cause overheating of utility transformers, power-carrying conductors, and other power equipment. [B13] outlines typical harmonic current limits for customers and harmonic voltage limits for utility supply voltage that customers and utilities in general should attempt to operate within in order to minimize the effects of harmonic distortion on the supply and end-user systems.

Donald M. Feller



PECO

An Exelon Company

YOUR MONTHLY BILL

Your Account Number Is: 50-11-04-434524

Your Next Scheduled Meter Reading:
August 17, 2005

Service To: DON FOELLNER
223 COLONIAL PRK DR
SPRINGFIELD PA 19064-3401

If you have Any Questions or Concerns, Call
PECO Energy at: 1-800-494-4000 Before the
Due Date between 7 A.M. and 6 P.M. Mon - Fri,
on Sat between 9 A.M. - 1 P.M.; or write P.O.
Box 8699, Phila., PA 19101.
Si tiene alguna pregunta o queja, llame al
1-800-494-4000 antes de la fecha vencida.

Billing Date: July 20, 2005

Billing For Your Energy Use:
Balance from last bill \$259.82
Payment Jul 12 - Thank You! -\$259.82
Balance at Billing \$.00

Cost of Energy Used:

Summary of New Charges (Details on Next Page)
From June 16, 2005 to July 18, 2005

PECO Energy Charges..... 525.09

revised amount on July 25, 2005

New Charges \$525.09
New Balance \$525.09

*From DON = 16, 2005
JULY 18 2005*

EXTRA COPY



An Exelon Company

YOUR MONTHLY BILL

Your Account Number Is: 50-11-04-434524

Your Next Scheduled Meter Reading:
September 16, 2005

Service To: DON FOELLNER
223 COLONIAL PRK DR
SPRINGFIELD PA 19064-3401

If you have Any Questions or Concerns, Call
PECO Energy at: 1-800-494-4000 Before the
Due Date between 7 A.M. and 6 P.M. Mon - Fri,
on Sat between 9 A.M. - 1 P.M.; or write P.O.
Box 8699, Phila., PA 19101.
Si tiene alguna pregunta o queja, llame al
1-800-494-4000 antes de la fecha vencida.

Billing Date: August 19, 2005

Billing For Your Energy Use:	
Balance from last bill	\$525.09
No Late Charge On	\$525.09
Late Charge @ 1.25%	\$493.97
Balance at Billing	\$31.12
	\$.39
	\$525.48

Cost of Energy Used:

Summary of New Charges (Details on Next Page)
From July 18, 2005 to August 17, 2005

PECO Energy Charges 527.32

New Charges	\$527.32
New Balance	\$1,052.80

*PAID JULY 18, 2005
TO AUGUST 17, 2005*

EXTRA CHG



An Exelon Company

BILLING DETAIL

Hand Copy

Account Number: 50-11-04-434524

Billing Details

DON FOELLNER

Energy Used This Month

Meter Reading Information and New Charges

General Information

PECO ENERGY, 2901 MARKET ST, PHILADELPHIA, PA, 19101, WALK-IN BUSINESS HOURS MONDAY THROUGH FRIDAY 8:30 AM TO 5:00 PM, 1-800-494-4000, WWW.PECO.COM

Rate R Electric Residence Service

To July 18, 2005	92941	- Actual Reading	
From June 16, 2005	89589	- Estimated Reading	
Kilowatt hours (KWh) billed for 32 days	03352		

PECO ENERGY Charges

Customer Charge			
Generation and Transmission Charges (\$.0608 X 500.0000 KWh)			5.18
Distribution Charges (\$.0685 X 2852.0000 KWh)			225.76
Transition Charges			169.08
Total Basic Charges for 3352.0000 KWh			95.93
State Tax Adjustment			495.95
			<u>1.98</u>
		New Charges	\$493.97

Rate GR Gas General Service - Residential

To July 18, 2005	06351	- Actual Reading	
From June 16, 2005	06332	- Actual Reading	
Hundreds Cubic Feet (Ccf) billed for 32 days	00019		

PECO ENERGY Charges

Customer Charge			
Natural Gas Supply Charges (\$.86303 X 19.0000 Ccf)			7.20
Distribution Charges			16.40
Gas Cost Adjustment Charges			6.06
Total Basic Charges for 19.0000 Ccf			<u>1.60</u>
			31.26

PLEASE NOTE MY
LETTER TO THE
PUBLIC UTILITY COMMISSION
REGARDING THIS BILL
AND MY "UNDER VOLTAGE"
REFERENCE MATERIAL
ENCLOSURE
Wanda K. Stoeckel

TOTAL
\$ 525.09

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

DATE SERVED: January 11, 2006

DONALD M. FOELLNER
Complainant

v.

PECO ENERGY COMPANY
Respondent

Complaint Docket
No: C-20065744

DOCUMENT
FOLDER
DOCKETED
JAN 11 2006

FORMAL COMPLAINT NOTICE TO RESPONDENT TO ANSWER OR SATISFY

TO: PECO ENERGY COMPANY

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. Section 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 17105-3265**, an answer (original and three copies), in writing, under oath, which, as required by Section 5.61 of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 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 Section 1.56(a).

2. If you fail to either satisfy this complaint or to file 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 Section 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. Section 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. Section 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. Section 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 the 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. Section 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 a hearing the Administrative Law Judge is not bound by the relief sought by the complainant in paragraph 4 of the attached complaint.

James J. McNulty
Secretary

(SEAL)

Certified Mail
Return Receipt Requested



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

IN REPLY PLEASE
REFER TO OUR FILE

DATE SERVED: January 11, 2006

C-20065744

PECO ENERGY COMPANY
C/O WARD L SMITH
ASSOCIATE GENERAL COUNSEL
PO BOX 8699
PHILADELPHIA PA 19101-8699

DOCUMENT
FOLDER

Dear Mr. Smith:

A complaint has been filed against you before the Pennsylvania Public Utility Commission by DONALD M. FOELLNER. 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 settlement 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 JUDGEMENT MAY BE ENTERED AGAINST YOU BY THE COMMISSION WITHOUT FURTHER NOTICE.

CUSTOMER OF A UTILITY

A payment schedule may be prescribed or a termination of utility services may be authorized. You may lose money or property or other rights important to you.

COMPANY/UTILITY

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.

January 11, 2006

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, PA 17108
(800) 692-7375

Very truly yours,

James J. McNulty
Secretary

ane

Legal Department

Telephone 215 841 5544

Fax 215 568 3389

Exelon Business Services Company

www.exeloncorp.com

2301 Market Street / 523-1

PO Box 8699

Philadelphia, PA 19101-8699

Business Services
Company

ORIGINAL

Direct Dial: 215.841.6841

February 2, 2006

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

RECEIVED

FEB 2 2006

RE: Donald M. Foellner v. PECO Energy Company
PUC Docket No. C-20065744

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Dear Mr. McNulty:

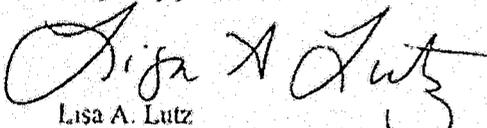
Enclosed for filing with the Commission are the following documents and copies in the matter referenced above.

- X Answer (original and 3 copies)
- ___ Petition (original and 3 copies)
- ___ Answer and Motion (original and 3 copies)
- ___ Motion to Dismiss (original and 3 copies)
- ___ Reply to Motion/Petition (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)

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 document was served on the interested parties.

Very truly yours,



Lisa A. Lutz
Counsel for PECO Energy Company

LAL/rr

Enc.

Scheduling Recommendation: ___ Call of the Docket X Non-Call of the Docket

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION FEB 8 2006

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

DONALD M. FOELLNER

v.

PECO ENERGY COMPANY

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DOCKET NO. C-20065744

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. Admitted. PECO Energy avers it also provides gas service to Complainant.
4. Denied. PECO Energy specifically denies that there are incorrect charges to

Complainant, and further denies any reliability or safety problems with Complainant's electric service.

By way of further answer, PECO Energy avers that voltage tests and a field visit to the property were performed on January 23, 2006. At that time, all voltage test results were within tariff limits. PECO's technician explained to Complainant that extreme summer heat and resulting abnormal electric load during the summer months of 2005, may have affected the voltage to the property during the excessive usage period. PECO Energy avers it will continue to monitor and investigate the voltage serving the Complainant's property.

5. This paragraph is a request for relief and no answer is required.
6. PECO Energy is without sufficient information to confirm or deny this statement.

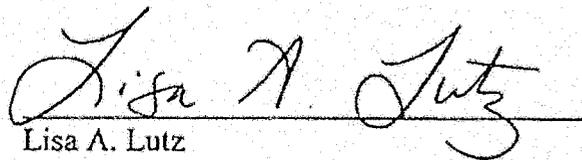
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FOLDER

DOCKETED
FEB 6 2006

7. PECO Energy's records indicate Complainant contacted PECO about voltage issues on previous occasions.

WHEREFORE, PECO Energy Company respectfully requests that your Honorable Commission dismiss the instant Complaint.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Lisa A. Lutz". The signature is written in black ink and is positioned above a horizontal line.

Lisa A. Lutz
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
(215) 841-6841
lisa.lutz@exeloncorp.com

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION FEB 2 2006

DONALD M. FOELLNER

v.

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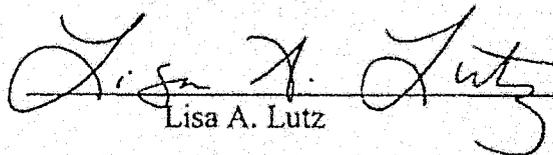
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

DOCKET NO. C-20065744

VERIFICATION

I, Lisa A. Lutz, 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: February 2, 2006


Lisa A. Lutz

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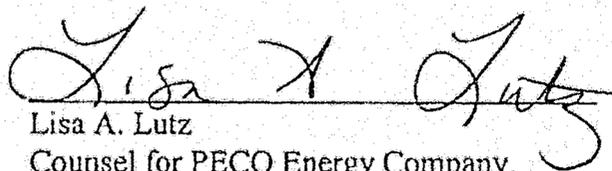
DOCKET NO. C-20065744

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:

DONALD M. FOELLNER
223 Colonial Park Drive
Springfield, PA 19064

Dated at Philadelphia, Pennsylvania, February 2, 2006.



Lisa A. Lutz
Counsel for PECO Energy Company
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P.O. Box 8699
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(215) 841-6841
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