

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Ladonna Smalls

v.

PECO Energy Company

:
:
:
:
:

Docket Number

Z-01172975

PREHEARING ORDER

OCT 13 2004

An initial telephonic hearing in this case is scheduled for Wednesday, December 15, 2004 at 10:00 a.m. Accordingly, the parties are hereby directed to comply with the following requirements:

1. If you intend to present any documents or exhibits for my consideration, you must send one copy to the other party and three copies to me one week before the hearing. For your convenience, a copy of the Commission's current service list of the parties to this proceeding is enclosed with this Order.

2. If you or any proposed witness will be at a telephone number that is different than the number on the hearing notice, you must notify me of that telephone number at least one week before the hearing.

3. If the Commission's Bureau of Consumer Services ("BCS") has directed the customer to make payments and those payments have not been made, the customer must be prepared to explain at the hearing why those payments have not been made. **FAILURE TO MAKE REGULAR PAYMENTS AS DIRECTED BY THE BCS MAY RESULT IN AN ORDER REQUIRING A LUMP SUM PAYMENT EQUAL TO THE AMOUNT OF THE PAYMENTS THAT SHOULD HAVE BEEN MADE.** The utility must submit a copy of the latest BCS decision as a hearing exhibit.

4. At the hearing, the customer must be prepared to testify about, or otherwise document, the total net monthly income of the household. A household includes all individuals regularly residing there and receiving the benefit of the utility service. The "total net monthly income of the household" includes, but is not limited to, the following payments received by every person residing in the customer's home: (a) the "after taxes take-home-pay" from salaries, wages, tips or other compensation; (b) pension, retirement or social security benefits; (c) Supplemental Security Income (SSI); (d) unemployment compensation benefits; (e) workers' compensation benefits; (f) alimony; (g) support; (h) public assistance; and (i) any other source(s) of income.

5. If the customer or any member of the customer's household is receiving food stamps and/or medical assistance, the customer must be prepared to testify or document the amount of food stamps or the nature of the medical assistance received.

6. At the hearing, the customer must be prepared to testify about or document the total monthly expenses of the household, which shall include, but are not limited to, the following items: (a) rent or mortgage payments; (b) utility bills (including electric, gas, telephone, water, sewer, cable television, etc.); (c) food, in addition to any food stamp benefits; (d) clothing; (e) automobile (loan payments, gasoline, maintenance, etc.); (f) transportation (bus, taxicabs, jitneys, etc.); (g) insurance premiums (homeowners' or renters' insurance, automobile insurance, life insurance, medical insurance, etc.); (h) medical bills, (doctors, dentists, hospitals, prescriptions, etc.); (i) credit card and charge account payments; (j) loan payments; and (k) miscellaneous expenses. When testifying to these expenses, the customer should be prepared to give balances due or missed payments for each item.

7. TO ASSIST THE CUSTOMER IN PROVIDING THE INCOME AND EXPENSE INFORMATION REQUESTED BY THIS ORDER, THREE (3) COPIES OF A

BUDGET INFORMATION SHEET ARE ENCLOSED WITH THIS ORDER. THE CUSTOMER MUST FILL OUT THIS BUDGET SHEET, RETURN ONE COPY TO ME AND SEND ONE COPY TO COUNSEL FOR THE UTILITY AT LEAST ONE WEEK BEFORE THE HEARING. YOU MAY KEEP ONE COPY OF THE BUDGET SHEET AND THE ORDER FOR YOUR USE.

8. The utility must prepare and submit the following documents at least one week before the hearing: (a) an account statement, showing the history of the account for a minimum of 24 months or the entire history of the account, whichever is less; (b) a service usage comparison report for the same period as the account statement; (c) a copy of the most recent BCS decision, if any; and (d) a brief summary of any payment arrangement(s) made between the utility and the customer other than determinations of the BCS or the Commission.

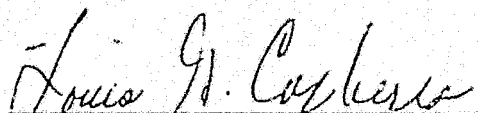
9. A request for a change of the scheduled hearing date must be submitted in writing no later than five (5) days prior to the hearing. 52 Pa. Code §1.15(b). Requests for changes must be sent to me and all parties of record. Continuances will only be granted for good cause. My correct address is: Louis G. Cocheres, Administrative Law Judge, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265.

10. YOU MAY LOSE THIS CASE IF YOU DO NOT TAKE PART IN THIS HEARING AND PRESENT EVIDENCE ON THE ISSUES RAISED.

11. ALTHOUGH THIS HEARING IS BEING CONDUCTED TELEPHONICALLY FOR THE CONVENIENCE OF THE PARTIES, IT IS STILL A FORMAL HEARING AND WILL BE CONDUCTED IN ACCORDANCE WITH THE COMMISSION'S RULES OF PRACTICE AND PROCEDURE.

12. Commission policy is to encourage settlements. 52 Pa. Code §5.231(a). Therefore, you are urged to discuss informally between yourselves the possible settlement of this case at least one week before the hearing. If you are unable to settle this case, you may still resolve as many questions or issues as possible during your informal discussion.

Dated: September 24, 2004



Louis G. Cocheres
Administrative Law Judge

MONTHLY BUDGET INFORMATION

Customer's Name: Ladonna Smalls Date: 12/15/2004

Name of Utility: PECO Energy Company

P.U.C. Docket No.: Z-01172975

Hearing Date & Time: December 15, 2004 -- 10:00 AM

Administrative Law Judge: Louis G. Cocheres

| <u>Monthly Household Income</u> <i>(Include net income from all persons living in your home)</i> | <u>Amount</u> |
|--|---------------|
| Salaries, wages & tips | \$ _____ |
| Public Assistance | _____ |
| Social Security or SSI | _____ |
| Alimony | _____ |
| Child support | _____ |
| Pension | _____ |
| Retirement benefits | _____ |
| Unemployment compensation | _____ |
| Worker's compensation | _____ |
| Food stamps | _____ |
| Other income (List source and amount): | |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| Total: | \$ _____ |

(IMPORTANT: COMPLETE EXPENSE INFORMATION ON NEXT PAGE.)

Monthly Household Expenses

Amount

Balance Owed

| <u>Monthly Household Expenses</u> | <u>Amount</u> | <u>Balance Owed</u> |
|--------------------------------------|---------------|---------------------|
| Rent/mortgage | \$ _____ | \$ _____ |
| Electric | _____ | _____ |
| Gas | _____ | _____ |
| Telephone | _____ | _____ |
| Water | _____ | _____ |
| Sewage | _____ | _____ |
| Trash pickup | _____ | _____ |
| Cable television | _____ | _____ |
| Food (other than food stamps) | _____ | _____ |
| Clothing | _____ | _____ |
| Automobile: | | |
| Loan Payment | _____ | _____ |
| Gasoline | _____ | _____ |
| Repairs & maintenance | _____ | _____ |
| Car insurance | _____ | _____ |
| Other transportation: | | |
| Bus | _____ | _____ |
| Taxicabs | _____ | _____ |
| Jitneys | _____ | _____ |
| Insurance premiums: | | |
| Renters'/homeowners' insurance | _____ | _____ |
| Life insurance | _____ | _____ |
| Medical insurance | _____ | _____ |
| Medical bills: | | |
| Doctors | _____ | _____ |
| Dentists | _____ | _____ |
| Hospitals | _____ | _____ |
| Prescriptions | _____ | _____ |
| List Credit cards & charge accounts: | | |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| List loan payments: | | |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| List other expenses: | | |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| Total: | \$ _____ | \$ _____ |

ORIGINAL

ExelonSM

Legal Department

Exelon Business Services Company
2301 Market Street/ 523-1
PO Box 8693
Philadelphia, PA 19101-8693

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

Business Services
Company

Direct Dial: 215 841 6841

December 7, 2004

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

DEC 07 2004

F: [unclear]

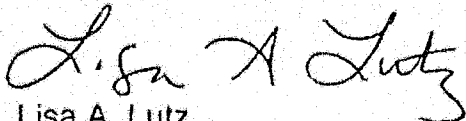
RE: **Ladonna Smalls v. PECO Energy Company**
Pa. PUC Docket No.: Z-01172975

Dear Secretary McNulty:

Please find original and three copies of Entry of Appearance of Lisa A. Lutz to be filed in the above referenced matter.

Thank you.

Very truly yours,



Lisa A. Lutz
Counsel for PECO Energy Company

LAL/zr

Enc.

cc: Ladonna Smalls
ALJ Louis G. Cocheres
Sue Licon (via fax)

DOCUMENT
FOLDER

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

LADONNIA SMALLS

v.

PECO ENERGY COMPANY

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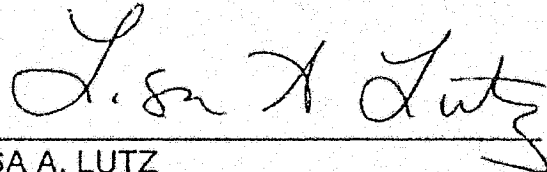
DOCKET NO. Z-01172975

ENTRY OF APPEARANCE

P/

TO JAMES MCNULTY, SECRETARY:

Kindly enter my appearance on behalf of Respondent PECO Energy
Company in the above-captioned matter.



LISA A. LUTZ
Counsel for PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19101-8699
215-841-6841
lisa.lutz@exeloncorp.com

DOCUMENT
FOLDER

DOCKETED
DEC 17 2004

OALJ Hearing Report

Please Check Those Blocks Which Apply

| | | | | |
|-----------------|---------------------------------------|-------------------------|-------------------------------------|-------------------------------------|
| Docket No. | Z-01172975 | | YES | NO |
| Case Name: | Ladonna Smalls v. PECO Energy Company | Prehearing Held: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | | Hearing Held: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | | Testimony Taken: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | | Transcript Due: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | | Hearing Concluded: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Location: | HBG | Further Hearing Needed: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Date: | December 15, 2004 | Estimated Add'l Days: | | |
| ALJ | Louis G. Cocheres | RECORD CLOSED | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Reporting Firm: | Sargents Court Reporting | DATE | 12/15/04 | |
| | | Briefs to be Filed: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | | DATE: | | |
| | | Bench Decision: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | | REMARKS: | Ms. Smalls did not appear. | |

SUBMITTED

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

| Name and Telephone Number | Address | Who are you representing? |
|--------------------------------------|---|---|
| Lisa Lutz Telephone: 215 841 5544 | Exelon Business Service Company 2301 Market St / 523 - 1 PO Box 8699 City: Philadelphia State: PA Zip: 19101-8699 | PECO Energy Company Fax Number: 215-568-3389 |
| | E-mail Address: www.exeloncorp.com | |
| Telephone: | City: State: Zip: | Fax Number: |
| E-mail Address: | City: State: Zip: | |
| Telephone: | E-mail Address: | Fax Number: |

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 2004 DEC 21 PM 4:02
 SECRETARIAT BUREAU

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

Cottony M. Wilson
 Reporter's Signature

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