

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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SECRETARY'S BUREAU

PHILADELPHIA FISH & COMPANY

v.

PECO ENERGY COMPANY

C-20042605

DOCKETED
APR 19 2004

INTERIM ORDER
SETTING RESOLUTION CONFERENCE

On or about March 15, 2004, Philadelphia Fish & Company ("Complainant") filed a complaint against PECO Energy Company ("Respondent"), at the above-captioned docket number. On or about April 7, 2004, Respondent filed an answer to the complaint.

Based upon a review of the information contained in this material, I direct the parties to attempt to resolve this matter themselves. Respondent shall contact Complainant no later than April 29, 2004, to set a mutually convenient time, date and place for Respondent and Complainant to hold a conference about resolving the case. The conference must take place no later than May 13, 2004, unless this is not possible.

Within ten (10) days following the conference, Respondent shall file a short report with Herbert R. Nurick ("Mediator"), setting forth:

- (a) The time, date and place of the conference;
- (b) Who participated for each party;
- (c) A statement whether a full resolution, including withdrawal of complaint, was achieved, and, if not, whether the parties consent to have this case set for mediation by the mediation staff of the Commission; and
- (d) A statement of any issues which have been resolved, if a full resolution was not achieved.

**DOCUMENT
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The Commission encourages mediation if the parties cannot reach an agreement through the resolution conference. Mediation is an informal process in which the parties attempt to resolve the case with the help of a mediator. The mediator is a neutral staff member of the Commission who does not give advice, make a decision, or represent any party. Instead, the mediator assists the parties in their efforts to come to an agreement.

If the parties do not reach an agreement on their own, and do not consent to mediate, they are entitled to the hearing process. The hearing process usually includes the presentation of oral testimony and other evidence before a Commission administrative law judge, who will then consider the case and make a written decision to resolve it.

If it is not possible to have the conference by the date set for that purpose, Respondent shall file a report with the Mediator, on or before ten (10) days following the conference due date, giving the reason(s) why the due date could not be met.

In either situation, Respondent must file a report with the Mediator by the applicable due date set forth above.

If you have any questions, you should contact the Mediator. His address and phone number are:

Herbert R. Nurick
P. O. Box 3265
Harrisburg, PA 17105-3265
(717) 783-5428
Email: hnurick@state.pa.us

Date: April 15, 2004

Robert A. Christianson
ROBERT A. CHRISTIANSON
Chief Administrative Law Judge

PARTIES LIST

PHILADELPHIA FISH & COMPANY v. PECO ENERGY COMPANY
C-20042605

PHILADELPHIA FISH & COMPANY
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215 625-8605

PRIYA SANKAR ESQUIRE
PECO ENERGY COMPANY
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PO BOX 8699
PHILADELPHIA PA 19101-8699
215 841-6841

cc: Herb Nurick
Docket Section