

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

Samuel M. Rubino,
v.
PECO Energy Company

Docket No.: C-20030117

DOCUMENT

State Office Building
1400 Spring Garden
13th Floor
Philadelphia, PA

Thursday, April 15, 2004
Commencing at 2:18 p.m.

BEFORE:

CHARLES E. RAINEY, JR., Administrative Law Judge

APPEARANCES:

SAMUEL M. RUBINO, Pro Se
#4 Rustic Lane
Malvern, PA 19355
(Via Telephone)

PRIYA SANKAR, Esquire
2301 Market Street
Philadelphia, PA 19101
For the Respondent
(Via Telephone)

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REPORTER: DANIELLE ZAMIAS

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P R O C E E D I N G S

JUDGE CHARLES E. RAINEY:

1
2 -----
3
4 We're now on the record. Good afternoon,
5 my name is Charles Rainey and I am the Administrative
6 Law Judge, who has been assigned to this case. And
7 this is the case of Samuel M. Rubino versus PECO
8 Energy Company, Docket Number C-20030117. I note the
9 appearances by telephone of Samuel M. Rubino, who is
10 appearing Pro Se on his own behalf and also the
11 appearance of his wife, Waldemara S. Rubino, who will
12 be assisting Mr. Rubino in this matter. And I also
13 note the appearance by telephone of Priya Sankar,
14 Esquire, who is appearing on behalf of PECO Energy
15 Company.

16 Mr. and Mrs. Rubino, as the complainant
17 in this case, Mr. Rubino has the burden of proving
18 that he is entitled to the relief that he has
19 requested. The procedure we'll follow this afternoon,
20 will be that Mr. Rubino will first be given an
21 opportunity to present testimony in regard to his
22 complaint. Mr. Rubino's testimony will be subject to
23 any questions that I might have, as well as any
24 questions that Counsel for PECO Energy Company might
25 have. PECO Energy Company, in turn, will be given an

1 opportunity to put on a witness in its defense. The
2 testimony given by PECO's witness, likewise, will be
3 subject to cross examination.

4 Mr. and Mrs. Rubino, do you have any
5 questions with regard to either the burden of proof or
6 the procedure that we will follow this afternoon?

7 MR. RUBINO:

8 No, I don't think I have, sir.

9 JUDGE RAINEY:

10 Okay. Then Mr. and Mrs. Rubino, I will
11 swear you in. Let me start with Mr. Rubino.

12 -----

13 SAMUEL M. RUBINO, HAVING BEEN FIRST DULY SWORN,
14 TESTIFIED AS FOLLOWS:

15 -----

16 JUDGE RAINEY:

17 Would you provide your full name for the
18 record?

19 A. My full name is Samuel Michael Rubino, last name
20 is spelled R-U-B-I-N-O.

21 JUDGE RAINEY:

22 And Mr. Rubino, would you provide your
23 address?

24 A. My address is 4 Rustic Lane, Malvern, PA 19355.

25 JUDGE RAINEY:

1 Okay. Now let me swear in Mrs. Rubino.

2 -----

3 WALDEMARA S. RUBINO, HAVING BEEN FIRST DULY SWORN,
4 TESTIFIED AS FOLLOWS:

5 -----

6 JUDGE RAINEY:

7 Would you provide your name for the
8 record?

9 A. Waldemara S. as in Samuel, R-U-B-I-N-O.

10 JUDGE RAINEY:

11 And Mrs. Rubino, what is your
12 relationship to Mr. Rubino?

13 A. I'm his wife.

14 JUDGE RAINEY:

15 Okay. Do you reside at the same address?

16 A. Yes, sir.

17 JUDGE RAINEY:

18 Okay. All right, Mr. Rubino, back to
19 you.

20 -----

21 SAMUEL M. RUBINO, PREVIOUSLY SWORN, TESTIFIES AS
22 FOLLOWS:

23 -----

24 A. Yes.

25 JUDGE RAINEY:

1 I note from your complaint that you
2 allege that your electric generation service was
3 switched from PECO to Power Choice without your
4 authorization; is that correct?

5 A. Overnight, I said that in my letter of March the
6 5th, that is correct. Only for overnight and the
7 following day, I immediately in order to answer your
8 question, Your Honor, I immediately called Power
9 Choice and told them as I explained in my letter of
10 March the 5th to remove my name from their --- from
11 going along with them.

12 JUDGE RAINEY:

13 Okay. Now, you refer to your March the
14 5th, 2001 letter?

15 A. Yes.

16 JUDGE RAINEY:

17 And that is a document that was
18 previously or off the record marked as Complainant
19 Exhibit Number A; is that correct?

(Complainant Exhibit Number A marked for
20 identification.)
21

22 A. Yes, that's correct.

23 JUDGE RAINEY:

24 Okay. Now, do you want to provide us
25 with some dates in terms of when you initially

1 authorized this switch and then when you asked that
2 you be returned to PECO Energy Company?

3 A. I don't recall the exact date, but however, the
4 day I called them back and told them to remove my name
5 with them, as far as I know, it had to be in early
6 March because I had already paid Power Choice several
7 bills, I paid to PECO and not to Power Choice because
8 PECO showed Power Choice amount on some of my
9 statements as saying which or supplied to your office,
10 you will notice that Power Choice charges were on the
11 PECO statement, not by Power Choice. It seems that
12 PECO received the money, which they stated in their
13 statement for Power Choice and several of those
14 statements, you will notice, sir, I paid those and
15 according to the graph which was supplied by the
16 attorneys for PECO will show the amount that I paid
17 and also the amount looks like that I paid to Power
18 Choice.

19 JUDGE RAINEY:

20 Now, Mr. Rubino ---

21 A. Yes.

22 JUDGE RAINEY:

23 --- you're referring to a chart, I don't
24 have that chart.

25 A. That was supplied to me, sir, by the attorney's

1 office and I thought that you would be supplied with
2 that chart. I'm sorry, if you're not.

3 JUDGE RAINEY:

4 All right. Do you know how long you were
5 a customer of Power Choice?

6 A. Over, maybe, not exactly, but I know it wasn't
7 very, very long because I got tired of --- if you'll
8 notice my letter there of March 5th, I says I refuse
9 to pay Power Choice charges any longer and I was told
10 by PECO office, someone there by the name of --- I put
11 her name down, she may not be there now, by the name
12 of Lisa and she says, okay, just pay PECO charges
13 only, do not pay Power Choice charges, just PECO
14 charges only. And then according to the graph that I
15 was supplied by PECO's attorney, their office shows
16 right after March 5th, I paid no more. I refused to
17 pay Power Choice charges on their bills. I only paid
18 PECO Energy charges only.

19 JUDGE RAINEY:

20 Were you ever in contact with Power
21 Choice?

22 A. Never.

23 JUDGE RAINEY:

24 You always were in contact with PECO?

25 A. No, sir, Your Honor, I called PECO and I told them

1 about it and they could not supply me with an 800
2 number, they says we have no way of contacting their
3 office. That's exactly the words I received from
4 PECO.

5 JUDGE RAINEY:

6 So when you initially decided that you
7 wanted Power Choice as your electric generation
8 supplier ---

9 A. Yes.

10 JUDGE RAINEY:

11 --- you at that time contacted PECO; is
12 that correct?

13 A. At that time, I had what?

14 JUDGE RAINEY:

15 You contacted PECO Energy Company?

16 A. No, sir, I never contacted PECO Energy Company
17 about that. And my letter states that I never ---
18 they don't --- can't supply me with any evidence when
19 I ever contacted Power Choice charges. I did that
20 strictly on my own and it was on overnight again, I
21 repeat that I called Power Choice up and told them to
22 remove my name from their list. I would not want to
23 go along with them. Stated further that my letter
24 said for 60-some years, I bought energy from PECO
25 charges. As far as I know, I don't think in 60 years

1 I ever had a late payment ever.

2 JUDGE RAINEY:

3 Okay, Mr. Rubinc, I just want to be
4 clear. Did you ever authorize service from Power
5 Choice?

6 A. Yes, sir, I did and nothing in writing except a
7 telephone call.

8 JUDGE RAINEY:

9 Who did you call?

10 A. They did not give me a name.

11 JUDGE RAINEY:

12 You spoke to someone at Power Choice?

13 A. That is right, sir.

14 JUDGE RAINEY:

15 Okay.

16 A. I did not have that number from the --- neither
17 could PECO supply me with that number.

18 JUDGE RAINEY:

19 Okay. So you called Power Choice --- you
20 don't know where you got the number from to call Power
21 Choice?

22 A. No, I don't. That I don't remember where I got
23 that number from.

24 JUDGE RAINEY:

25 Okay. But then the next day, you say you

1 contacted PECO?

2 A. Yes.

3 JUDGE RAINEY:

4 You gave PECO a call?

5 A. Yes, and they couldn't supply me with that Power
6 Choice number. They said that they couldn't get a
7 hold of Power Choice either, exactly what I was told.

8 JUDGE RAINEY:

9 Mr. Rubino, were you also told by PECC
10 the next day that your service would be returned to
11 PECO?

12 A. No, they did not tell me that. I was only told on
13 my statement to pay the PECC charges only and nothing
14 --- and not to worry about Power Choice charges,
15 disregard those.

16 JUDGE RAINEY:

17 Okay. And now you said that this
18 conversation occurred in early March of 2001?

19 A. That is right, sir, yes, I know that.

20 JUDGE RAINEY:

21 In early March of 2001? Now, I
22 understand from PECO's documents, I believe from
23 PECO's documents and their answer that you became a
24 Power Choice customer in July of 2000.

25 A. In July of 2000?

1 JUDGE RAINEY:

2 Yes.

3 A. That is possible. I could have paid all those
4 Power Choice charges from July of 2000. I can't find
5 all my records as yet, and Your Honor as I say and no
6 excuses, but I was in and out of the hospital, that
7 was in 2001.

8 JUDGE RAINEY, JR:

9 Okay. But it's your testimony that you
10 did not contact PECO until March of 2001?

11 A. That's right, around March of 2001 --- per the
12 date of my letter, at that time, I thought when I was
13 in the hospital, I was signing the check, I said,
14 what's this Power Choice thing, these are ridiculous
15 charges. On that one sir, for \$578, I paid \$367.97 for
16 Power Choice.

17 JUDGE RAINEY, JR:

18 Let me ask you this, Mr. Rubino, you also
19 marked other documents that you want as a part of the
20 record in this case, why don't we go through those
21 other documents and why don't you tell us what those
22 documents represent?

23 A. Yes.

24 JUDGE RAINEY, JR:

25 Okay. And so the next document, which is

1 marked as Complainant Exhibit Number B, is a letter
2 dated April 11th, 2003.

3 (Complainant Exhibit B marked for
4 identification.)

5 A. Yes.

6 JUDGE RAINEY, JR:

7 Why don't you tell us about that letter.

8 A. That letter there, sir, went to the secretary of
9 PUC at Harrisburg, PA on April 11th and it fully
10 explains there respectfully --- would you like me to
11 quickly read that letter, sir?

12 JUDGE RAINEY, JR:

13 Well, you can just summarize it. What
14 was the gist of the letter?

15 A. The gist of the letter says I would like PUC, I
16 wanted them to have PECO reimburse me for the money I
17 paid to Power Choice and to stop showing a balance on
18 my current charges. To this day, they show a
19 ridiculous balance and in my day, I never owed anybody
20 money.

21 JUDGE RAINEY, JR:

22 Do you know what the balance is? What
23 balance they say you owe? What balance does PECO say
24 that you owe to Power Choice or for Power Choice
25 charges?

1 A. I have no ---.

2 MRS. RUBINO:

3 You have in your letter ---

4 A. Yes.

5 MRS. RUBINO:

6 --- excuse me, Your Honor. If I may help
7 him a little?

8 JUDGE RAINEY, JR:

9 Yes, Mrs. Rubino?

10 MRS. RUBINO:

11 And he's in the kitchen ---.

12 A. Go ahead hon ---.

13 MRS. RUBINO:

14 Okay.

15 JUDGE RAINEY, JR:

16 Mrs. Rubino, you'll have to speak up,
17 we're having a hard time hearing you.

18 MRS. RUBINO:

19 Okay. The balance in your letter as they
20 say that you feel that the balance is \$675.95.

21 A. Well, that varies from month to month.

22 MRS. RUBINO:

23 Okay.

24 A. Sometimes it was up as high as \$1,171.

25 MRS. RUBINO:

1 Okay.

2 JUDGE RAINEY, JR:

3 Okay.

4 A. And then it goes down to \$475. I don't understand
5 the balance. Who do I owe, that's what the letter
6 says, who do I owe this money to and for what reason.

7 JUDGE RAINEY, JR:

8 Okay. Mr. Rubino, you have another
9 document that was marked as Complainant Exhibit C.
10 It's a copy of a bill or at least part of a bill, it
11 has a billing date of January 13th, 2004. Why don't
12 you explain to us why you included that bill.

13 (Complainant Exhibit C marked for
14 identification.)

15 A. Just a moment and let me get ---. Your Honor, you
16 say that was an exhibit?

17 JUDGE RAINEY, JR:

18 Yes, that was marked as Complainant's
19 Exhibit C.

20 A. Just a moment.

21 JUDGE RAINEY, JR:

22 Yes.

23 A. Finding a copy here, but evidently, I made a mark
24 here say Exhibit C was a PECO statement dated
25 1/13/2003; is that right?

1 JUDGE RAINEY, JR:

2 It has a billing date of January 13th,
3 2004.

4 A. Yes, January 13th --- yeah, yes, sir. And the new
5 balance now they're showing May is \$783.23.

6 JUDGE RAINEY, JR:

7 Okay.

8 A. That's a balance that keeps popping up in that
9 PECO statement, these balances are varied, but a
10 couple times I called their office and again, I get
11 the same answer, you just pay PECO charges only and
12 forget the balance.

13 JUDGE RAINEY, JR:

14 All right. Let me ask you about the
15 document marked as Complainant Exhibit D. And this
16 has a billing date of February 12th, 2004.

17 (Complainant Exhibit D marked for
18 identification.)

19 A. Is that Exhibit C?

20 JUDGE RAINEY, JR:

21 D, that's D.

22 A. It's B?

23 JUDGE RAINEY, JR:

24 D as in dog, yes.

25 A. Oh, D?

1 JUDGE RAINEY, JR:

2 Yes.

3 A. Hold on. Exhibit D?

4 JUDGE RAINEY, JR:

5 Yes.

6 A. From billing date from February --- it's dated
7 February 12th, 2004?

8 JUDGE RAINEY, JR:

9 Yes.

10 A. It's February 10th, 2004?

11 JUDGE RAINEY, JR:

12 Yes.

13 A. And I paid that bill --- that was for \$780 ---
14 wait a minute. PECO Energy Charges, \$382.98, that is
15 what I paid, but then the balance on that particular
16 bill, sir, shows a new balance of \$1,166.21. For who
17 do I owe this money to? What does it accumulate, what
18 does it show me, sir?

19 JUDGE RAINEY, JR:

20 Okay. Let me ask you then about the last
21 document, which was marked as Complaint Exhibit Number
22 E. And this is a four-page document. The first page
23 of the document provides --- and it's a partial bill
24 --- provides that there was service from November 9th,
25 2000 to December 12th, 2000. Why don't you explain to

1 us why you asked that this document be included in the
2 record.

3 (Complainant Exhibit E marked for
4 identification.)

5 A. I can't find E here that I have --- oh boy. E,
6 again, E was showing --- is that a copy of PECO's
7 statement and a bill, monthly bill?

8 JUDGE RAINEY, JR.:

9 Yes, it's a bill --- it's a part of a
10 bill and it shows Power Choice charges on it.

11 A. Yes, I see. I have one of \$269.25, balance, new
12 charges.

13 JUDGE RAINEY, JR.:

14 Yes, this shows new charges of \$269.25.

15 A. Yes, uh-huh (yes). I just put some of those in to
16 show these ridiculous Power Choice charges that they
17 were making and that's why I paid that bill of \$269.25
18 by my check number 3134, dated January 3rd, 2001.

19 JUDGE RAINEY, JR.:

20 Okay. All right. And then the next two
21 pages of Complainant Exhibit Number E, they also show
22 Power Choice charges and so those were examples also
23 you wanted the record to show that these charges from
24 Power Choice?

25 A. Yes.

1 JUDGE RAINEY, JR:

2 Okay.

3 A. The Power Choice charges, sir, you'll notice on
4 that bill from the November 9th, 2000 to December
5 12th, 2001 we're just discussing --- it shows that I
6 paid \$269.95.

7 JUDGE RAINEY, JR:

8 Well, it shows new charges in that
9 amount. It doesn't state that those charges were
10 paid, but it does show those as new charges. And just
11 for the record, let me also state that the second page
12 of Complainant Exhibit Number E shows charges for the
13 period from December the 12th, 2000 to January 11th,
14 2001 and then the third page of that document shows
15 charges from January 11th, 2001 to February 12th,
16 2001. And let me ask you about the last page in that
17 document, Mr. Rubino.

18 A. Yes.

19 JUDGE RAINEY, JR:

20 In the last page of that document, shows
21 service from December 9th, 2003 to January 9th, 2004.
22 Why have you included this document for inclusion in
23 the record?

24 A. How much was that balance there? Does it show
25 that I paid that or ---?

1 JUDGE RAINEY, JR:

2 This just shows new charges of \$319.57.

3 A. \$319 --- how much again? \$319 ---?

4 JUDGE RAINEY, JR:

5 Yes, \$319.57.

6 A. \$319.57 ---.

7 JUDGE RAINEY, JR:

8 And these are all PECO charges on this
9 bill.

10 A. I don't have a copy of that right now. Wait a
11 minute, \$319 --- yeah, \$319.57, we paid this bill
12 while we were in Florida. Actually we paid \$330.94 by
13 my check number 3689. And we paid \$330.94, PECO
14 charges were only looking for \$319.57. How that
15 mistake came about and I overpaid them, I don't know,
16 but we did evidently because they accepted our check,
17 the number is 3689, it's dated February 13th, '04 and
18 it shows that I paid \$319.50 --- \$330.94 when it
19 should have been \$319.57, according to their
20 statement. I got the statement later and verified it
21 when I came home from Florida, I didn't have this
22 statement down there. I called them on the 800 number
23 to find out what we owed them and I never was late on
24 any of my payments and that's the reason why I called
25 from Florida so I wouldn't be late on my payment and I

1 gave them a check for \$330.94, yet their bill came
2 through shows charges were supposed to be only for
3 \$319.57, so they owed us a credit of \$11.37, which I
4 didn't bother calling them about at all.

5 JUDGE RAINEY, JR:

6 Okay. Mr. Rubino?

7 A. Yes?

8 JUDGE RAINEY, JR:

9 Yes, okay.

10 A. Can I just finish one other thing?

11 JUDGE RAINEY, JR:

12 Yes.

13 A. There was an amount due on that same invoice,
14 you'll notice is now \$783.23.

15 JUDGE RAINEY, JR:

16 Okay. I don't have that on the --- I
17 just have that one page that I referred to ---

18 A. I see.

19 JUDGE RAINEY, JR:

20 --- that just shows the charges on it.

21 But anyway, Mr. Rubino, I believe we have your
22 testimony. Let me ask Ms. Sankar if she has any
23 questions for you. Ms. Sankar?

24 ATTORNEY SANKAR:

25 Your Honor, I don't have any questions.

1 JUDGE RAINEY, JR:

2 Okay. Mr. Rubino and Mrs. Rubino, if
3 you'll stand down for the moment, at least. Why don't
4 we take testimony from PECO Energy Company's witness?

5 A. Sure.

6 JUDGE RAINEY, JR:

7 Okay?

8 A. Yes, sir.

9 JUDGE RAINEY, JR:

10 Okay. Ms. Sankar, do you have a witness?

11 ATTORNEY SANKAR:

12 Yes, Anthony Costello.

13 JUDGE RAINEY:

14 Mr. Costello, let me swear you in.

15 -----

16 ANTHONY COSTELLO, HAVING FIRST BEEN DULY SWORN,
17 TESTIFIED AS FOLLOWED:

18 -----

19 JUDGE RAINEY:

20 Okay. Would you provide your full name
21 for the record and spell your last name?

22 A. Anthony Costello, C-O-S-T-E-L-L-O.

23 JUDGE RAINEY:

24 And Mr. Costello, by whom are you
25 employed? Mr. Costello?

1 A. PECO Energy Company.

2 JUDGE RAINEY:

3 Yes, if you'll do whatever you need to do
4 to make sure that you're heard because you skipped out
5 for a moment there, Mr. Costello. Mr. Costello, what
6 is your business title? Mr. Costello?

7 A. Your Honor.

8 JUDGE RAINEY:

9 Yes, I'm having problems hearing you.
10 Ms. Sankar?

11 ATTORNEY SANKAR:

12 Yes.

13 JUDGE RAINEY:

14 For whatever reason, I don't have
15 problems hearing you, I always have problems hearing
16 your witness. Can your witness sit where you're
17 sitting or can you make some kind of arrangement so
18 that your witness has the same distance to the speaker
19 that you have or whatever, it's just for whatever
20 reason, I have problems hearing your witnesses.

21 ATTORNEY SANKAR:

22 Your Honor, he's actually closer to the
23 telephone than I am.

24 JUDGE RAINEY:

25 Okay. Well, maybe he needs to be ---.

1 A. I'll try to speak up a little, Your Honor.

2 JUDGE RAINEY:

3 Okay, that's better. I think my last
4 question to you was what's your business title?

5 A. A regulatory assessor.

6 JUDGE RAINEY:

7 Okay. And what is your business address?

8 A. PECO Energy Company, 2301 Market Street,
9 Philadelphia, PA 19103, Suite S, as in Sam, 15-1.

10 JUDGE RAINEY:

11 Okay. Very good. Go right ahead, Ms.
12 Sankar.

13 ATTORNEY SANKAR:

14 Thank you.

15 DIRECT EXAMINATION

16 BY ATTORNEY SANKAR:

17 Q. Mr. Costello, how long have you been a regulatory
18 assessor?

19 A. About five years.

20 Q. Can you describe your duties as an assessor?

21 A. To review customer complaints that's filed with
22 the Public Utility Commission against PECO Energy for
23 timely and accurate response, as well as appear at
24 formal hearings as a custodian of records.

25 Q. In the course of your employment with PECO, have

1 you had the opportunity to become familiar with Mr.
2 Rubino's account?

3 A. Yes, I have.

4 Q. Can you turn to PECO Exhibit One?

5 (PECO Exhibit Number One marked for
6 identification.)

7 A. Yes.

8 BY ATTORNEY SANKAR:

9 Q. Was PECC Exhibit One prepared under your
10 direction?

11 A. Yes, it was.

12 Q. Is this record kept in PECO Energy's ordinary
13 course of business?

14 A. Yes, it is.

15 Q. Does it relate to Mr. Rubino's account?

16 A. Yes, it does.

17 Q. Can you tell us what PECO Exhibit One is?

18 A. PECO Exhibit One is a four-page document and
19 basically it's an account statement from Mr. Rubino's
20 PECO Energy account at 4 Rustic Lane in Malvern, PA.
21 It begins on page one, you will see it begins with the
22 bill period from June 12th of 2000 and continues on to
23 page four, where it ends with the bill up to March
24 10th, 2004. And it includes all the information that
25 will be shown on a customer's bill, including billing

1 dates, number of days in a billing period, meter
2 readings, billed usage, billed revenue and any
3 payments that are received at a running balance on the
4 account.

5 MRS. RUBINO:

6 Your Honor, may I please excuse myself,
7 but Mr. Costello has to speak a little slower or my
8 husband doesn't get anything.

9 MR. RUBINO:

10 Okay, I'm listening.

11 JUDGE RAINEY:

12 Okay.

13 MR. RUBINO:

14 I'm all right.

15 MRS. RUBINO:

16 Okay?

17 MR. RUBINO:

18 Yes.

19 JUDGE RAINEY:

20 Okay. Thank you, Mrs. Rubino, for your
21 time and Mr. Costello, if you could slow down just a
22 little bit and keep your voice as loud as it has been,
23 we would appreciate it. Thank you.

24 A. Well, I do apologize for that, Your Honor and Mr.
25 Rubino.

1 JUDGE RAINEY:

2 No problem.

3 MRS. RUBINO:

4 Thank you.

5 JUDGE RAINEY:

6 Thank you.

7 BY ATTORNEY SANKAR:

8 Q. Okay. Since Exhibit One has been sent, has there
9 been any changes to Mr. Rubino's account?

10 A. Yes, there has. There has been one more bill
11 rendered, and I can add that information to page four.
12 The most recent bill, I'll just go straight across the
13 row, as far as the account statement is set up. Under
14 the bill period column should be the date April 9th,
15 2004. This is the most recent bill that's rendered on
16 the account. Under the days column it should be 30,
17 which shows a 30 day billing period. The meter
18 reading and type is 60581-R. The R stands for a
19 remote reading. The usage for this bill period is
20 3118. The daily average usage is 103.9. The PECO
21 bill amount is \$244.86. Supplier charge and sales tax
22 remain blank. The amount requested is \$697.15, with a
23 due date of May 4th, 2004. There's no late charge
24 assessed. And then under the payment column should
25 list the \$189.99 that was received on March 26th of

1 '04. This figure is actually represented on PECO on
2 page four already, however, it actually should be
3 reflected on this bill as this is the bill payment
4 showed one. And then on the balance column the
5 current balance would be \$697.15. So the update
6 really is just that one more bill was rendered since
7 this document was prepared.

8 Q. Okay. From what period of time did Mr. Rubino
9 receive Power Choice Provider Services?

10 A. The period of time that Power Choice was rendered
11 on the PECO Energy bill would have been from June 11th
12 of 2000 to March 21st of 2001, and this information is
13 represented on page one of PECO's Exhibit One and
14 would be the second row through the ninth row I
15 believe.

16 JUDGE RAINEY:

17 Okay. I'm sorry, Mr. Costello, did you
18 say the period was from June 11th or July 11th 2000?

19 A. July 11th of 2000.

20 JUDGE RAINEY:

21 Okay. Through March the 12th, 2001?

22 A. That is correct, Your Honor.

23 JUDGE RAINEY:

24 Okay. Thank you. Go right ahead Ms.
25 Sankar.

1 BY ATTORNEY SANKER:

2 Q. Thank you. Mr. Costello, can you explain how does
3 PECO --- what is PECO's procedure in switching a
4 customers suppliers service?
5 A. The process for switching a customer's suppliers
6 service is that an electronic file is sent from the
7 supplier to PECO Energy, which includes personal
8 information particular to that customer which would be
9 their name, address, account number, things like that.
10 It would also include a contract date for when that
11 customer had contracted with the supplier. And then
12 an effective date, and the effective date actually
13 coincides with the billing date of their PECO Energy
14 account. There needs to be at least 16 days between
15 when the contract is received and the effective date
16 so if there is it would be effected with the next
17 bill, if not, if there weren't 16 days during that
18 period, it would pick up with the next month. But the
19 whole process is strictly electronic, it's how we're
20 notified. And upon receiving this file, PECO Energy
21 issues a confirmation letter to the customer, giving
22 the customer ten days to rescind, or ten days to
23 change his mind if he decides to do so, in which case
24 he can contact either the supplier or PECO Energy
25 direct.

1 Q. Okay. And can you tell me the significance of the
2 supplier providing PECO with a customer's personal
3 information?

4 A. The significance is that so it can be attached
5 appropriately to the PECO Energy account as well as to
6 confirm the identity of the rate payer and their
7 consent to pick them up as a supplier.

8 Q. Okay. And what is the procedure of switching a
9 customer back from an outside supplier to PECO as a
10 supplier?

11 A. To switch a customer back, a customer can either
12 call the supplier themselves and asked to be dropped,
13 in which case the supplier would again send an
14 electronic file called a drop file and they would just
15 send that over to PECO electronically, in which case
16 we would drop that supplier and just return them or
17 PECO. Or the customer could call PECO Energy
18 directly, in which case we would send an electronic
19 file to that supplier stating that the customer has
20 elected to return to PECO Energy.

21 Q. Okay. Can you explain what happened as far as Mr.
22 Rubino's case?

23 A. In Mr. Rubino's case with Power Choice, PECO
24 received the electronic file on June 26th of 2000
25 stating that Mr. Rubino had contracted with Power

1 Choice on June 23rd of 2000 to take them as a
2 supplier. That would have become effective on July
3 11th, 2000, which would have been the first meter
4 reading date. PECO Energy mailed a confirmation
5 letter on the same date to Mr. Rubino stating that we
6 had received this file, giving him ten days to contact
7 PECO or the supplier to change his mind if he so
8 chose. At that point we had received no notification
9 from either Mr. Rubino or Power Choice so they were
10 just elected as the supplier.

11 Going forward, PECO Energy was first notified on
12 February 20th, 2001 when Mr. Rubino called and stated
13 he had not elected to have Power Choice as his
14 supplier. At that point the representative initiated
15 an investigation and returned Mr. Rubino's account to
16 PECO Energy, which would have become effective on
17 March 12th, 2001. To initiate the investigation, what
18 PECO does is sends a letter to the supplier asking for
19 information about the original contract.

20 Unfortunately in this case Power Choice never
21 responded to any of PECO's attempts to investigate
22 this matter and the account --- the investigation
23 rather, was closed on March 16th of 2000. PECO Energy
24 had called Mr. Rubino on that date as well ---.

25 JUDGE RAINEY:

1 Mr. Costello, I'm sorry was that March
2 16th of 2000 or 2001?

3 A. 2000. Oh, I'm sorry, 2001, my mistake. You're
4 right, Your Honor.

5 JUDGE RAINEY:

6 Okay.

7 A. I wrote the wrong date. On March 16th, 2001 ----.

8 JUDGE RAINEY:

9 All right. So ----.

10 A. Mr. Rubino called us on February 20th, 2001, we
11 called him back on March 16th, 2001, explained our
12 position, he requested the information in writing and
13 I believe a letter was issued to him the same day.

14 JUDGE RAINEY:

15 The same date being March 16th, 2001?

16 A. Yes, Your Honor.

17 JUDGE RAINEY:

18 Okay. Go ahead Ms. Sankar.

19 ATTORNEY SANKER:

20 Your Honor, I have no other questions.

21 JUDGE RAINEY:

22 All right. Mr. Costello do you know what
23 the current status of Power Choice is? Is Power
24 Choice still a generation supplier?

25 A. To be honest, Your Honor, I'm really not sure. I

1 can certainly check on that for you.

2 JUDGE RAINEY:

3 Okay.

4 A. If you hold on one minute I can take a look, see
5 if I can find something for you right now.

6 JUDGE RAINEY:

7 Thank you.

8 A. Your Honor, I have some information on Power
9 Choice just an address and a phone number for them.

10 JUDGE RAINEY:

11 Okay.

12 A. I'm not what their current status is as far as
13 customer choice in Pennsylvania. The phone number and
14 address I have right now is 2000 K Street, Northwest.
15 And that's Suite 750 in Washington, D.C. 20006, with
16 an 800 number of 1-800-213-7719.

17 JUDGE RAINEY:

18 Thank you. Mr. Costello, referring to
19 page four of PECO Exhibit Number One and you testified
20 that there is current balance of \$697.15; is that
21 correct?

22 A. Correct.

23 JUDGE RAINEY:

24 How much of that balance represented
25 Power Choice charges?

1 A. \$452.29. Your Honor, if I can continue, I believe
2 that figure is the total of the last two months of
3 Power Choice billing.

4 JUDGE RAINEY:

5 The last two months of Power Choice
6 billing?

7 A. Correct. If you look at page one of PECO Exhibit
8 One.

9 JUDGE RAINEY:

10 Yes.

11 A. Last two figures under supplier charge are ---
12 they're also Power Choice. \$256.69 on the February
13 12th, 2001 billing and then the amount right below
14 that for \$195.60.

15 JUDGE RAINEY:

16 Okay.

17 A. You add those together they're \$452.29, and
18 they're the only two unpaid Power Choice bills.

19 JUDGE RAINEY:

20 Okay. Now during the time that Mr.
21 Rubino received generation services from Power Choice,
22 did PECO act as the billing agent for Power Choice?

23 A. Yes, they did, Your Honor.

24 JUDGE RAINEY:

25 Now you stated that there was a letter

1 that was sent to Mr. Rubino on July 11th, 2000 a
2 confirmation letter; is that correct?

3 A. Actually sent June 26th of 2000.

4 JUDGE RAINEY:

5 Okay.

6 A. The July 11th date of 2000 was the effective date
7 for billing.

8 JUDGE RAINEY:

9 Okay.

10 A. PECO Energy received the file from Power Choice on
11 June 26th of 2000 and the letter was generated the
12 same time.

13 JUDGE RAINEY:

14 Now is it your testimony that that June
15 26th, 2000 confirmation letter stated to Mr. Rubino
16 that he had ten days in which to notify PECO of his
17 unwillingness to have Power Choice as electric
18 generation supplier?

19 A. That is correct.

20 JUDGE RAINEY:

21 And that is a letter that was sent by
22 regular mail?

23 A. Yes, Your Honor.

24 JUDGE RAINEY:

25 And Mr. Costello, what is PECO's position

1 with regard to that balance that are representative of
2 Power Choice charges?

3 A. PECO Energy's position is that being that there is
4 no notice from the customer during those ten days to
5 rescind, that he would be responsible for all of Power
6 Choice charges, in this case the remaining charges of
7 \$452.29. So the company's position is that Mr. Rubino
8 would still be responsible for those charges.

9 JUDGE RAINEY:

10 Okay. And just so that I'm clear then
11 that with respect to that total outstanding balance of
12 \$697.15. \$452.29 of that represents outstanding Power
13 Choice charges and then the \$244.86 part of that
14 represent totally PECO charges that are outstanding;
15 is that correct?

16 A. That is correct, Your Honor.

17 JUDGE RAINEY:

18 All right. Okay.

19 A. And, Your Honor, may I also add as far as my last
20 statement that if Mr. Rubino wanted to dispute this
21 matter with Power Choice, if Power Choice wants to
22 supply any credit towards this PECO Energy account or
23 towards him, or to him directly, rather, that would
24 certainly be acceptable. At this point PECO's
25 position is, it's not our responsibility to incur any

1 loss in this situation.

2 JUDGE RAINEY:

3 Okay. Ms. Sankar I notice that there was
4 also a PECO Energy Exhibit Number Two. Was that a BCS
5 Decision?

6 ATTORNEY SANKAR:

7 Yes, Your Honor. This is actually a copy
8 of the terms, it's not so much the BCS decision.

9 JUDGE RAINEY:

10 Would you put on some testimony?

11 ATTORNEY SANKAR:

12 Yes, Your Honor, I apologize.

13 JUDGE RAINEY:

14 That's okay.

15 BY ATTORNEY SANKAR:

16 Q. Mr. Costello, was there an informal decision
17 rendered on this matter?

18 A. Yes, there was.

19 Q. Okay. And can you take a look at PECO Exhibit
20 Two?

21 (PECO Exhibit Number Two marked for
22 identification.)

23 A. Yes.

24 Q. And is this an accurate copy of the terms of that
25 informal decision?

1 A. Yes, it is. PECO Exhibit Two is a one page
2 document that's actually a print from a computer
3 screen here at PECO. The bulk of the investigation
4 process is done electronically, and this is a picture
5 of this screen. And what this indicates is that the
6 BCS had closed the informal decision under what they
7 call a verbal close, and it just pretty much states
8 that Mr. Rubino would be responsible for all Power
9 Choice charges as there was no indication that he had
10 called during the ten day period to rescind his
11 request.

12 JUDGE RAINEY:

13 When would this decision have --- or when
14 would this matter have been verbally closed by BCS,
15 Mr. Costello?

16 A. April 9th, 2003. I'm sorry, if you look at the
17 document to the left hand side about a quarter of the
18 way down you can see it says closed and then there's a
19 date 04/09/03, and that's when this would have been
20 electronically transmitted to PECO Energy.

21 JUDGE RAINEY:

22 Oh, I see. Okay. All right. Mr.
23 Rubino?

24 MR. RUBINO:

25 Yes, sir?

1 JUDGE RAINEY:

2 Okay. Do you have questions for Mr.
3 Costello?

4 MR. RUBINO:

5 Yes, sir.

6 JUDGE RAINEY:

7 Go right ahead.

8 CROSS EXAMINATION

9 BY MR. RUBINO:

10 Q. I never received any kind of information from PECO
11 telling me about they giving me ten days to be
12 relieved from Power Choice and go to another energy
13 supplier, I never got any such word from PECO in
14 letter form, nor telephone call of any kind. I have
15 to be --- I don't know if you can supply me with that
16 letter and how come I never received that notice.
17 That's my question?

18 A. Mr. Rubino, it's a computer generated letter at
19 the time the file is received. I could supply you ---
20 it's a form letter. I could supply you with a generic
21 copy of the form letter that goes out, it would not be
22 the specific letter that was generated on June 26th of
23 2000 with your name and account information. All I
24 can't state, as I said before, our records indicate
25 that that letter was issued and I can certainly send

1 you a copy of the general form letter itself.

2 Q. I would not be interested in the general form
3 letter itself, I want to see where the copy was
4 addressed to Samuel M. Rubino at 4 Rustic Lane,
5 Malvern, PA.

6 A. I wouldn't have that letter.

7 Q. I see.

8 JUDGE RAINEY:

9 Do you have any notations with regard to
10 your note screens? With regard to that having been
11 issued to Mr. Rubino?

12 MR. RUBINO

13 Could you say that again, sir?

14 ATTORNEY SANKAR:

15 No. Not for you.

16 JUDGE RAINEY:

17 No. I was actually addressing the
18 question to Mr. Costello.

19 MR. RUBINO

20 Okay. Sorry.

21 JUDGE RAINEY:

22 I was asking Mr. Costello does he have
23 record, a note screen record of the issuance of the
24 letter to Mr. Rubino?

25 A. Yes, I do, Your Honor. I could send the computer

1 printout, again screen prints from our system that
2 shows the process date of the contract which indicates
3 the letter was sent.

4 JUDGE RAINEY:

5 Okay. Why don't you --- we'll make that
6 PECO Late File Exhibit Number Three, and why don't
7 you, Ms. Sankar, you can assure this, the note screen
8 notation with a copy of the form letter attached to
9 it, and if you can do that within five days from
10 today, is that doable Mr. Costello?

11 (PECO Exhibit Number Three marked for
12 identification.)

13 A. Yes, that's not a problem, Your Honor.

14 JUDGE RAINEY:

15 Okay. I'll allow you to do that, and of
16 course send a copy of that to Mr. Rubino as well and
17 we'll have you send a copy as well to the secretary,
18 and that will be Secretary of Commission. So that
19 will be PECO Late File Exhibit Number Three. Okay,
20 Ms. Sankar?

21 ATTORNEY SANKAR:

22 Yes, Your Honor.

23 JUDGE RAINEY:

24 Okay. Mr. Rubino do you have any other
25 questions for Mr. Costello?

1 MR. RUBINO:

2 I do not except that my main question was
3 I never received any kind of information from PECO
4 regarding the extra Power Choice energy I've been
5 billed with. The only thing --- response I got from
6 PECO, never in a letter form, only one telephone call
7 from them telling me to pay only for the PECO charges.
8 I said what's this other balance for and said just pay
9 the PECO charges only and not worry about this balance
10 charges. Just pay PECO charges only, which I did
11 faithfully.

12 JUDGE RAINEY:

13 Okay.

14 MR. RUBINO:

15 Never a late payment.

16 JUDGE RAINEY:

17 Thank you Mr. Rubino, we do have your
18 testimony in regard to that. Ms. Sankar, did you have
19 any Redirect?

20 MS. SANKAR:

21 I do not, Your Honor.

22 JUDGE RAINEY:

23 Okay. All right. Let's take care of the
24 exhibits which have been introduced. Ms. Sankar do
25 you have any objection to the admission into evidence

1 of Complainant's Exhibits A through E.

2 ATTORNEY SANKAR:

3 No, Your Honor.

4 JUDGE RAINEY:

5 Was that a no?

6 ATTORNEY SANKAR:

7 Yes. That was a no.

8 JUDGE RAINEY:

9 Okay. All right. So Complainant's
10 Exhibits A through E will be admitted into evidence,
11 and Mr. Rubino do you have any objection to the
12 admission into evidence of PECO Exhibits One and Two?

13 MR. RUBINO:

14 Would I have any objection? I would
15 simply because, again, I was never informed, I know
16 nothing about what Mr. Costello was saying and I knew
17 nothing about Power Choice charges were still being
18 made against my name.

19 JUDGE RAINEY:

20 Okay. PECO Exhibit One is the account
21 statement.

22 MR. RUBINO:

23 Yes.

24 JUDGE RAINEY:

25 Do you have that, Mr. Rubino?

1 MR. RUBINO:
2 The account statement?

3 JUDGE RAINEY:
4 Your, yes ---

5 MR. RUBINO:
6 Yes, that I paid.

7 JUDGE RAINEY:
8 Yes. The account statement.

9 Mr. RUBINO:
10 That would be acceptable, yes.

11 JUDGE RAINEY:
12 All right. So we will admit that into
13 evidence. And then PECO Exhibit Number Two is the
14 electronic notation of the Bureau of Consumer Services
15 decision on your informal complaint.

16 MR. RUBINO:
17 I would not accept Exhibit Number Two
18 because, again, unless it was something I was informed
19 about, knew about, so I don't know how I could accept
20 Exhibit Two.

21 JUDGE RAINEY:
22 Did you receive a call from the Bureau of
23 Consumer Services regarding your informal complaint?

24 MR. RUBINO:
25 Never.

1 JUDGE RAINEY:

2 You never received that?

3 MR. RUBINO:

4 Never received that.

5 JUDGE RAINEY:

6 Okay. All right. Well we do have a
7 document from PECO noting that the Bureau of Consumer
8 Services did make an oral decision with regard to the
9 case and you have that --- you do have the document
10 that you received from PECO; is that correct Mr.
11 Rubino, PECO Exhibit Number Two? Okay, Mr. Rubino,
12 we're going to admit PECO Exhibit Number Two into
13 evidence ---.

14 MR. RUBINO

15 I see.

16 JUDGE RAINEY:

17 In the case. And then we will also admit
18 into evidence what will be PECO Late File Exhibit
19 Number Three, which will be their notation of having
20 sent you a letter and also it will be a copy of the
21 form, at least the copy of the form letter ---

22 MR. RUBINO:

23 Yes.

24 JUDGE RAINEY:

25 --- that they state would have been sent

1 to you, and of course I have to make a decision with
2 regard to who --- what party to believe or what
3 witness in this case ---

4 MR. RUBINO:

5 Yes.

6 JUDGE RAINEY:

7 --- with regard to this matter. And
8 that's a decision that I will have to make.

9 MR. RUBINO:

10 Yes, sir.

11 JUDGE RAINEY:

12 Okay. All right. We have all the
13 evidence, we have the exhibits that have been admitted
14 into evidence. I want to thank the parties and the
15 witnesses for appearing here today. I will be
16 rendering a written decision with regard to this
17 matter, and if there is nothing further then this
18 hearing is adjourned. Thank you all very much.

19 ATTORNEY SANKAR:

20 Thank you, Your Honor.

21 MR. RUBINO:

22 Thank you very much, Your Honor.

23 JUDGE RAINEY:

24 All right. Good-bye.

25 * * * * *

HEARING CONCLUDED AT 3:14 P.M.

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C E R T I F I C A T E

I HEREBY CERTIFY THAT THE FOREGOING PROCEEDINGS
WERE REPORTED STENOGRAPHICALLY BY ME AND THEREAFTER
REDUCED TO TYPEWRITING AND THAT THIS TRANSCRIPT
IS A TRUE AND ACCURATE RECORD THEREOF.

SARGENT'S COURT REPORTING SERVICE, INC.

Danielle M. Fanning

COURT REPORTER

RECEIVED

MAY 06 2004

March 5, 2001

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU
P. O. Box 2301
2301 Market St.,
Philadelphia, Pa. 19102

DOCKETED
RECEIVED
MAY 19 2004

DOCKETED
MAY 19 2004

RE: acct. #75-07-42-584017

to On Feb. 20, 2001, I called PECO office and spoke with a clerk. I informed her that I never signed up with Powerchoice and only other one I had signed up with was Connecticut. They informed me some six months ago they were not going to be able to take care of us and would therefore had to discontinue us. At that time, I called Powerchoice and told them I would sign up with them. However, the very next day I called them back and told them to remove my name with them. They confirmed and said that it would be taken care of. Consequently, I refuse to pay Powerchoice any further money. PECO nor Powerchoice has any evidence to the contrary. If your office or Powerchoice has any evidence for them to collect money for energy thru your office, I insist that you please present me with the evidence. Furthermore, Powerchoice, thru PECO, has illegally collected money from me. For instance, on Jan. 3, 2001, my check No. 3134 shows I paid Powerchoice \$161.68. On Feb. 2, 2001, my check No. 3151 shows I paid Powerchoice \$367.97. On March 5, 2001, my check No. 3172 I paid PECO \$173.82 and on that statement Powerchoice charge for \$256.69 was turned down by me. Accordingly, PECO collected \$529.65 for Powerchoice, plus any other past months. PECO has no right to collect this money from me for Powerchoice. Therefore, I am demanding that everything that PECO has collected from me to pay Powerchoice be returned to me or extend a credit to me for my future energy use thru PECO.

Please acknowledge as soon as possible.

Very truly,

Samuel H. Rubino
Samuel H. Rubino,
4 Rustic Lane,
Malvern, Pa. 19355

DOCUMENT

EXHIBIT
CA
DF 4-15-04

DOCKETED

April 11, 2003

MAY 19 2004

Mr. Secretary,
Pennsylvania Public Utility Commission
P.O. Box 3265,
Harrisburg, Pa. 17105-3265

RECEIVED

MAY 06 2004

Re: Formal Complaint

PA PUBLIC UTILITY COMMISSION
SECRETARY'S OFFICE
BUREAU

I respectfully wish to draw your attention dated March 5, 2001. My complaint to PECO together explained in this letter. As you will notice in my letter to PECO that I called Powerchoice and that the following day called them right back to remove my name with them. This was all done by telephone and was told that my name was removed. I never signed any type of agreement regarding this matter. A PECO representative called me back on the phone and was told to file my complaint with the P.U.C. of Pennsylvania. I filed my complaint with your office on/or about March 30, 2002.

To this day, PECO has never reimbursed me for any of the money they collected from me for Powerchoice. And currently PECO current monthly Statements continue to show that I owe a balance of \$675.95 to someone. Who, I don't know. However, in early March 2001, PECO representative called me back and was told for me to pay on the PECO charges only.

I would like the PUC to have PECO reimburse me for the money I paid to Powerchoice and to stop showing a balance on my current charges. I have been purchasing power from PECO some sixty years. I have never given them a late or past/due charge for my electricity. I am presently a senior citizen and eighty-four years of age and on a fixed income. PECO or Powerchoice owes me some money. And the current balance on PECO monthly statements could never be clarified by them. All that I was told to do by them was to pay the PECO charges only and disregard the balance. They were never able to satisfy me who the balance was owed to. I wish your office could clarify all this for me.

DOCUMENT

Yours very truly,

Samuel M. Rubino,
4 Rustic Lane,
Malvern, Pa. 19355.

Phone (610) 644-3229

EXHIBIT
C-B
DZ 4-15-04
PEUCAS 800-431-6888

Your Account Number Is: 35-07-42-884017

Your Next Scheduled Meter Reading:
February 10, 2004

Service To: SAMUEL RUBINO
4 RUSTIC LA
MALVERN PA 19355

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: January 13, 2004

Billing For Your Energy Use:

Balance from last bill	\$725.42
Payment Dec.26 - Thank You!	-\$261.76
Balance at Billing	\$463.66

DOCUMENT

Cost of Energy Used:

Summary of New Charges (Details on Next Page)
From December 9, 2003 to January 9, 2004

PECO Energy Charges..... 319.57

RECEIVED
MAY 06 2004
PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

DOCKETED
MAY 19 2004

EXHIBIT
C-C
DE 4-15-04
PENGAE 800-494-4000

New Charges	\$319.57
New Balance	\$783.23

New charges contain estimated total state taxes of \$38.02,
including \$18.85 for State Gross Receipts Tax. PECO Energy's
new charges contain \$44.15 Intangible Transition Charges.

Total Amount Due	
February 3, 2004	\$783.23

MESSAGE CENTER

▼ Fold & Tear Here, Mail Bottom Part With Your Payment. ▼

PECF04

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

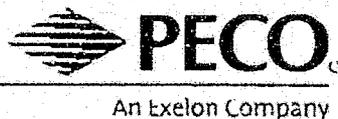
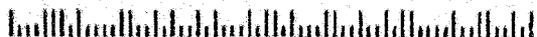
If Paying In Person, Bring Entire Bill With You
Due Date February 3, 2004

Please Pay \$783.23
Amount Enclosed

Account # 35-07-42-884017

*****SINGLE-PIECE
2125607-000199-000000 T000001 P001 RSP

SAMUEL RUBINO
4 RUSTIC LA
MALVERN PA 19355-2968



INFORMATION ABOUT YOUR BILL

FOR YOUR RECORDS

Date Paid _____
Amount Paid _____
Check Number _____

Emergencies & Repairs 1-800-641-4141

This is the number to call to report power outages, gas leaks or odors, and safety hazards related to PECO Energy equipment.

For all other business, call 1-800-494-4000

Reading Your Meter

Actual Reading A reading by us
Customer Reading A reading you give us
Estimated Reading When we do not get a reading, we base charges on the average temperature and on your past energy use

Meter Reading Schedule: We try to read your meter monthly.

The next scheduled reading date for your meter is shown on the front of this bill.

Employee Identification: All PECO Energy employees who need to come onto your property carry a special picture identification card. Please feel free to ask to see it.

Rate Schedules: Complete rate schedules are available at www.peco.com, our business office, or call 1-800-494-4000.

Basic Charges: Charges for the energy you used plus a monthly charge for maintaining your service. The Public Utility Commission approves PECO Energy's basic charges.

Charges For Late Payment: Pay the current monthly charges by the due date to avoid a late charge of 1.25% per month (15% annual rate). Unpaid bills are due immediately.

Demand Information (Commercial Customers Only)

Registered Peak Demand: Maximum rate for highest half hour interval of each billing period. It is measured in kilowatts (kW), averaged over a 30-minute period.

Billed Demand: Occasionally, your billed demand may be different than your registered peak demand. Your billed demand reflects this adjusted demand. If you would like more information, call our business office.

Generation and Transmission Demand Minimum: Winter billing period charges to customers who participate in Electric Choice and take generation and transmission service from PECO Energy in any summer month.

Power Factor: An adjustment applied for inefficient use of power. Percentage of correction applied to the registered/ measured demand to reflect the correct billing demand.

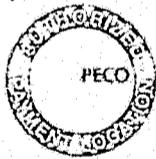
Electric and Gas Choice Information

- Visit PECO Energy's internet website at www.peco.com
- PUC Competition Hot-Line number is 1-888-782-3228
- To view The "Consumer's Dictionary For Electric & Natural Gas Competition" visit <http://puc.paonline.com>

or to request a copy call PECO Energy 1-800-494-4000

Ways to Pay Your PECO Energy Bill

- Internet Payment (E-bill)
- Automatic Bank Payment Plan (Power Pay)
- Budget Payment Plan (Budget Billing)
- Credit/Debit Card and Electronic Check
- Pay-by-Mail, PO Box 13437, Phila., PA 19101
- Pay at Authorized Payment Locations



To find out more about these Convenient Payment Options, please call 1-800-494-4000 or visit our website www.peco.com/ehome.

Electric and Gas Terms Used in Your Bill

Advanced Metering Charge: Device(s) for recording or communicating actual electric use during minutes, hours, days or weeks; useful for time-of-day, on-peak/off-peak, or other billing rates.

Ccf-Hundred Cubic Feet: Unit of measure for the gas you use. One Ccf is the amount of gas you would use to run an average size house heater nonstop for 1 hour.

Competitive Discount Service (CDS): Regulated charges for service from a supplier other than PECO Energy.

Customer Assistance Program (CAP) Rate Credit: CAP credit is provided to ensure that customers who purchase generation from an alternate supplier receive the benefits of the CAP rate.

Customer Charges: Monthly basic electric and/or gas distribution charges to cover costs of billing, meter reading, equipment, maintenance, advanced metering when in use and for maintaining gas service lines for gas customers.

Distribution Charges:

Electric charges: for the use of local wires, transformers, substations and other equipment used to deliver electricity to end-use consumers from the high voltage transmission lines.
Gas charges: for the delivery of natural gas from the point of receipt into the natural gas distribution company's system for gas customers.

The Public Utility Commission regulates these charges.

Gas Cost Adjustment (GCA): Amount billed or credited monthly for differences between projected and actual gas supply costs of the natural gas distribution company.

Gas Transition Surcharge (GTS): Interstate pipeline charges that are not included in basic charges.

Generation Charges: Charges for the production of electricity. Generation service from an electric generation supplier is competitively priced and is not regulated by the Public Utility Commission.

Intangible Transition Charge (ITC): Amount of this bill that PECO Energy must collect to pay Transition Bondholders.

Kilowatt Hour (kWh): Unit of measure for the electricity you use. One kWh is the amount of energy you would use to light a 100-watt bulb for 10 hours.

Market Share Threshold Service (MST): Regulated charges for service from a supplier other than PECO Energy.

Natural Gas Supply Charges: Charges for basic gas supply service sold in cubic feet. The natural gas supplier you have chosen sets prices and charges. Natural gas supplier charges are competitively priced and are not regulated by the Public Utility Commission.

State Gross Receipts Tax: State tax on electric public utilities that we include in the basic charges.

State Tax Adjustment: To account for changes in state taxes. It may include part of the State Gross Receipts Tax.

Transition Charges: Charges on every customer's bill to cover an electric utility's transition or stranded costs set by the Public Utility Commission.

Transmission Charges: Charges for moving high voltage electricity from a generation facility to the distribution lines of an electric company. The Federal Energy Regulatory Commission regulates transmission prices and services.

PEC-PEC3005P 3/03

POWER PAY Payment Authorization

Power Pay is an electronic system that automatically pays your PECO Energy bill for you each month. Each bill will be automatically deducted from your checking or savings account on the date it is due. You'll still receive a monthly statement, but you'll no longer have to write a check and you'll save money on postage as well. Continue to pay as usual until you see a bank deduction noted on your bill - then you'll know you are enrolled in Power Pay. If you have any questions about Power Pay, please call our free hotline number, 1-800-494-4000.

I authorize PECO Energy to instruct my bank/savings institution to make my payments from the account listed below. I understand this authorization may be revoked by me at any time by providing PECO Energy with a written notice to discontinue my automatic payments.

Financial Institution _____

Your Bank Account Number _____ Checking Statement Savings (no passbooks)

Signature _____ Date _____

Service To: SAMUEL RUBINO
4 RUSTIC LA
MALVERN PA 19355

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: February 12, 2004

Billing For Your Energy Use:

Balance from last bill	\$783.23
Balance at Billing	\$783.23

DOCUMENT

RECEIVED

Cost of Energy Used:

Summary of New Charges (Details on Next Page)
From January 9, 2004 to February 10, 2004

MAY 06 2004
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

PECO Energy Charges.....

DOCKETED
MAY 19 2004

New Charges	\$382.98
New Balance	\$1,166.21

EXHIBIT
C-D
DA 4-15-04

New charges contain estimated total state taxes of \$45.57,
including \$22.50 for State Gross Receipts Tax. PECO Energy's
new charges contain \$52.63 Intangible Transition Charges

Total Amount Due	
March 4, 2004	\$1,166.21

MESSAGE CENTER

▼ Fold & Tear Here. Mail Bottom Part With Your Payment. ▼

PECO4

- Make checks payable to "PECO Energy".
- Please print your account number on your check.

If Paying In Person, Bring Entire Bill With You
Due Date **March 4, 2004**

Check here if you have included a message.

Please Pay **\$1,166.21**
Amount Enclosed

*****SINGLE-PIECE
2125607-000200-000000 T000001 P001 RSP

Account # **35-07-42-884017**

SAMUEL RUBINO
4 RUSTIC LA
MALVERN PA 19355-2968

*PAID - \$382.98
OK - \$369.5
on 3-3-04*



Handwritten signature

INFORMATION ABOUT YOUR BILL

FOR YOUR RECORDS

Paid _____
Amount Paid _____
Check Number _____

Emergencies & Repairs 1-800-841-4141

This is the number to call to report power outages, gas leaks or odors, and safety hazards related to PECO Energy equipment

For all other business, call 1-800-494-4000.

Reading Your Meter

Actual Reading A reading by us
Customer Reading A reading you give us
Estimated Reading When we do not get a reading, we base charges on the average temperature and on your past energy use

Meter Reading Schedule: We try to read your meter monthly

The next scheduled reading date for your meter is shown on the front of this bill.

Employee Identification: All PECO Energy employees who need to come onto your property carry a special picture identification card. Please feel free to ask to see it.

Rate Schedules: Complete rate schedules are available at www.peco.com, our business office, or call 1-800-494-4000

Basic Charges: Charges for the energy you used plus a monthly charge for maintaining your service. The Public Utility Commission approves PECO Energy's basic charges

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PEC 3005P 3/03

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Power Pay is an electronic system that automatically pays your PECO Energy bill for you each month. Each bill will be automatically deducted from your checking or savings account on the date it is due. You'll still receive a monthly statement, but you'll no longer have to write a check and you'll save money on postage as well. Continue to pay as usual until you see a bank deduction noted on your bill - then you'll know you are enrolled in Power Pay. If you have any questions about Power Pay, please call our free hotline number 1-800-494-4000.

I authorize PECO Energy to instruct my bank/savings institution to make my payments from the account listed below. I understand this authorization may be revoked by me at any time by providing PECO Energy with a written notice to discontinue my automatic payments.

Financial Institution _____

Your Bank Account Number _____ Checking Statement Savings (no passbooks)

Signature _____ Date _____

Electric and Gas Terms Used in Your Bill

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State Tax Adjustment: To account for changes in state taxes. It may include part of the State Gross Receipts Tax.

Transition Charges: Charges on every customer's bill to cover an electric utility's transition or stranded costs set by the Public Utility Commission.

Transmission Charges: Charges for moving high voltage electricity from a generation facility to the distribution lines of an electric company. The Federal Energy Regulatory Commission regulates transmission prices and services.



An Exelon Company

BILLING DETAIL

Account Number: 35-07-42-884017

Billing Details

SAMUEL RUBINO

Energy Used This Month

Meter Reading Information and New Charges

General Information

DOCUMENT

PECO ENERGY, 2301 MARKET ST. PHILADELPHIA, PA, 19101, WALK-IN BUSINESS HOURS MONDAY THROUGH FRIDAY 8:30 AM TO 5:00 PM, 800-494-4000, WWW.PECO.COM

POWERCHOICE, 2000 K NW/STE 750 ST, WASHINGTON, DC, 20006, 888-285-9153

Rate RH Electric Residence Heating Service		Meter# 9 8118367
To December 12, 2000	00720	- Actual Reading
From November 9, 2000	97698	- Actual Reading
Kilowatt hours (kWh) billed for 33 days	03022	

PECO ENERGY Charges	5.10
Customer Charge	69.94
Distribution Charges	32.53
Transition Charges	107.57
Total Basic Charges for 3022.0000 kWh	

POWERCHOICE Charges / 888-285-9153	161.68
Residential Generation Energy 3022 kWh @ 0.0535	161.68
Total Basic Charges	\$269.25

New Charges

RECEIVED

MAY 06 2004

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

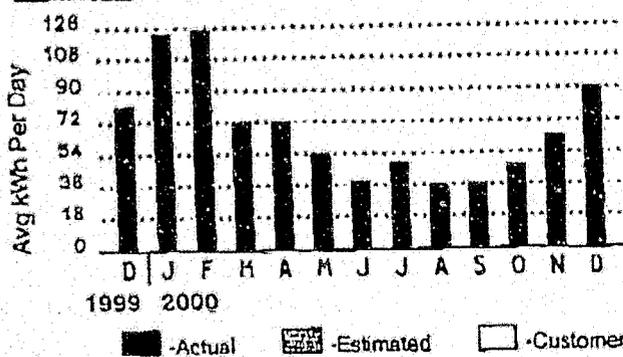
DOCKETED

MAY 19 2004

EXHIBIT
C-E
DA 4-15-04

Your Electric Use Pattern

Average kWh per month	2,119.9	
Total Annual kWh	25,439.0	
	Last Year	This Year
kWh per day	83.5	91.5
Meter Reading	Actual	Actual
Average Temperature	49°	40°





An Exelon Company

BILLING DETAIL

Account Number: 35-07-42-884017

Billing Details

SAMUEL RUBINO

Energy Used This Month

Meter Reading Information and New Charges

General Information

PECO ENERGY, 2301 MARKET ST, PHILADELPHIA, PA, 19101, WALK-IN BUSINESS HOURS MONDAY THROUGH FRIDAY 8:30 AM TO 5:00 PM, 800-494-4000, WWW.PECO.COM

POWERCHOICE, 2000 K NW/STE 750 ST, WASHINGTON, DC, 20006, 888-285-9153

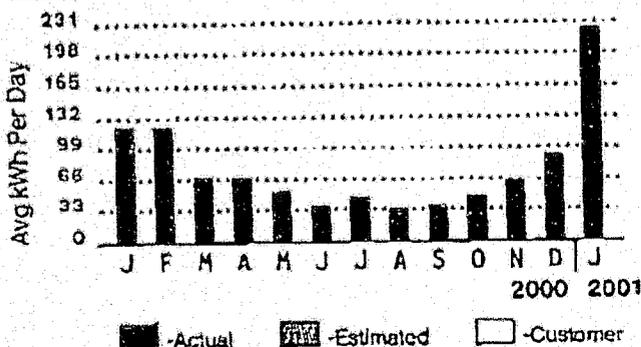
Rate RH Electric Residence Heating Service Meter# 9 8118367

To January 11, 2001	07598	- Actual Reading
From December 12, 2000	<u>00720</u>	- Actual Reading
Kilowatt hours (kWh) billed for 30 days	06878	

PECO ENERGY Charges		
Total Basic Charges for 6878.0000 kWh		211.01
POWERCHOICE Charges / 888-285-9153		
Residential Generation Energy 6878 kWh @ 0.0535		<u>367.97</u>
Total Basic Charges		<u>367.97</u>
	New Charges	\$578.98

Your Electric Use Pattern

Average kWh per month	2,380.0	
Total Annual kWh	28,321.0	
	<u>Last Year</u>	<u>This Year</u>
kWh per day	124.8	229.2
Meter Reading	Actual	Actual
Average Temperature	40°	30°





An Exelon Company

BILLING DETAIL

Account Number: 35-07-42-884017

Billing Details

SAMUEL RUBINO

Energy Used This Month

Meter Reading Information and New Charges

General Information

PECO ENERGY, 2301 MARKET ST, PHILADELPHIA, PA, 19101, WALK-IN BUSINESS HOURS MONDAY THROUGH FRIDAY 8.30 AM TO 5:00 PM, 800-494-4000, WWW.PECO.COM

POWERCHOICE, 2000 K NW/STE 750 ST, WASHINGTON, DC, 20006, 888-285-9153

Rate RH Electric Residence Heating Service	Meter# 9 8118367
To February 12, 2001	12398 - Actual Reading
From January 11, 2001	07598 - Actual Reading
Kilowatt hours (kWh) billed for 32 days	04798

PECO ENERGY Charges	5.10
Customer Charge	102.08
Distribution Charges	66.64
Transition Charges	173.82
Total Basic Charges for 4798.0000 kWh	

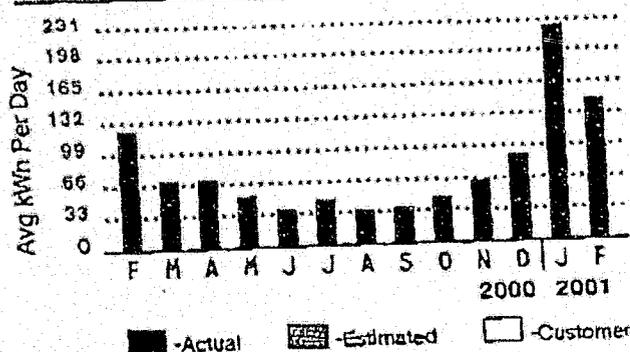
POWERCHOICE Charges / 888-285-9153	256.69
Residential Generation Energy 4798 kWh @ 0.0535	256.69
Total Basic Charges	\$430.51

New Charges

List

Your Electric Use Pattern

Average kWh per month	2,445.6	
Total Annual kWh	29,348.0	
	Last Year	This Year
kWh per day	125.7	149.9
Meter Reading	Actual	Actual
Average Temperature	28°	35°





An Exelon Company

BILLING DETAIL

Account Number: 35-07-42-884017

Billing Details

SAMUEL RUBINO

Energy Used This Month

Meter Reading Information and New Charges

General Information

PECO ENERGY, 2301 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 RM Electric Residence Heating Service Meter# 9G 3995964

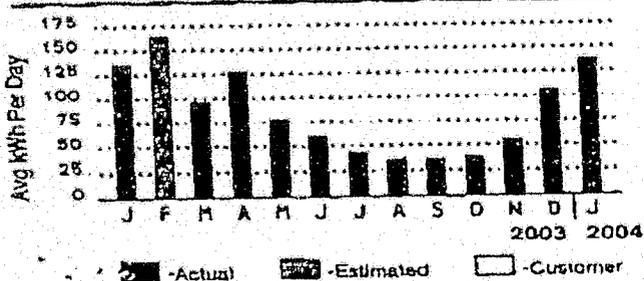
To January 9, 2004	49929	- Actual Reading
From December 9, 2003	45587	- Actual Reading
Kilowatt hours (kWh) billed for 31 days	04341	

PECO-ENERGY-Charges

Customer Charge	5.18
Generation and Transmission Charges (\$.0617 X 600.0000 kWh)	68.08
(\$.0345 X 3741.0000 kWh)	60.18
Distribution Charges	60.18
Transition Charges	319.50
Total Basic Charges for 4341.0000 kWh	07
State Tax Adjustment	New Charges \$319.57

Your Electric Use Pattern

Average kWh per month	2,549.5	
Total Annual kWh	30,594.0	
	Last Year	This Year
kWh per day	137.2	140.0
Meter Reading	Actual	Actual
Average Temperature	38°	39°





BILLING DETAIL

Account Number: 35-07-42-884017

Billing Details

SAMUEL RUBINO

Energy Used This Month

Meter Reading Information and New Charges

General Information

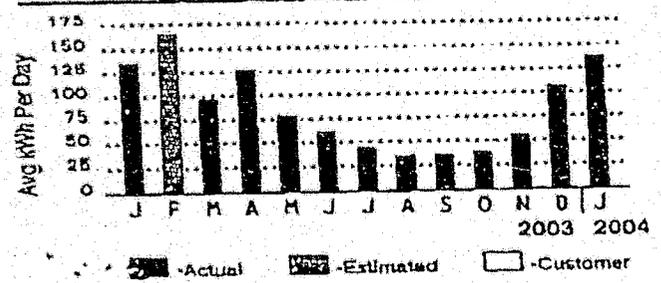
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Rate Plan	Electric Residence Heating Service	Meter#	9G 3995984
To January 9, 2004	49928	-	Actual Reading
From December 9, 2003	45587	-	Actual Reading
Kilowatt hours (kWh) billed for 31 days	04341		

PECO-ENERGY-Charges		
Customer Charge		5.18
Generation and Transmission Charges	(\$.0817 X 800.0000 kWh)	166.08
	(\$.0345 X 3741.0000 kWh)	88.08
Distribution Charges		60.16
Transition Charges		319.50
Total Basic Charges for 4341.0000 kWh		07
State Tax Adjustment		
New Charges		\$319.57

Your Electric Use Pattern

Average kWh per month	2,549.5	
Total Annual kWh	30,594.0	
	<u>Last Year</u>	<u>This Year</u>
kWh per day	137.2	140.0
Meter Reading	Actual	Actual
Average Temperature	38°	39°



Account Statement
 Customer Name:
 Address:

Samuel Rubino
 4 Rustic La
 Malvern Pa 19355-2968

Prepared by L. Mason
 Investigator L. Mason
 Case Number: C-20030117

Account Number: 35-07-42-884017

Rates: Residential Electric Heat

RECEIVED
 MAY 06 2004
 PA PUBLIC UTILITY COMMISSION
 SECRETARY'S BUREAU

Bill Period	DAYS	Meter Reading -Type	USAGE	Oily Avg Use	Peco Bill Amt /Budget + Agmt	Supp Chg	Amount Reqstd	Due Date	Late Chg	Payment	Date Pymt Rec'd	Balance	Comments
06/12/00	29	90567 - A	1436	49.5	105.76	63.04	168.82	08/03/00		156.36	07/03/00	168.82	BM 50
07/11/00	30	92003 - A	1123	37.4	82.87	60.19	143.06	09/05/00		168.82	07/21/00	143.06	BM 50
08/10/00	33	93218 - A	1259	38.2	92.74	67.36	160.10	10/04/00		143.06	09/05/00	160.10	BM 50
09/12/00	28	93757 - A	1370	46.9	63.63	73.30	136.93	11/06/00		160.10	10/06/00	136.93	BM 50
10/10/00	30	97698 - A	1941	64.7	78.81	103.84	182.65	12/04/00		136.93	11/08/00	182.65	BM 50
12/12/00	33	00072 - A	3022	91.6	107.57	161.68	269.25	01/03/01		182.65	11/30/00	269.25	BM 50
01/11/01	30	07598 - A	6876	229.2	211.01	367.97	578.28	02/05/01		269.95	01/03/01	578.98	BM 50
02/12/01	32	12396 - A	4798	149.9	173.82	256.69	430.51	03/12/01		578.98	02/02/01	430.51	BM 50
03/12/01	28	16052 - A	3656	130.5	139.44	195.60	581.73	04/09/01		173.82	03/06/01	581.73	BM 50
04/11/01	30	19067 - A	3015	100.5	233.86		686.15	05/07/01		139.44	04/05/01	686.15	BM 50
05/11/01	30	20555 - A	1488	49.6	137.97		590.26	06/04/01		233.86	05/08/01	590.26	BM 50
06/11/01	31	21634 - A	1079	34.8	154.35		606.64	07/05/01		137.97	06/05/01	606.64	BM 50
07/12/01	31	23231 - A	1597	51.5	230.39		682.68	08/06/01		154.35	07/05/01	682.68	BM 50
08/10/01	29	24770 - A	1539	53.0	221.87		674.16	09/04/01		230.39	08/02/01	674.16	BM 50
09/12/01	33	26286 - A	1516	45.9	218.50		892.66	10/04/01				892.66	BM 00
10/10/01	28	27565 - A	1279	45.6	124.84		577.13	11/05/01		218.50	09/27/01	577.13	BM 00
										221.87	09/27/01		

45289 NOT PAID

DOCKETS

MAY 10 2004

DOCUMENT

EXHIBIT
 P-1
 DE 4-15-04
 PENAD 800-631-6988

Account Statement
 Customer Name
 Address

Samuel Rubino
 4 Rustic Ln
 Malvern Pa 19355-2968

Prepared by L. Mason
 Investigator L. Mason
 Case Number: C-20030117

Account Number: 35-07-42-884017

Rates: Residential Electric Heat

Bill Period	D A Y S	Meter Reading -Type	U S A G E	Dly Avg Use	Peco Bill Amt /Budget + Agmt	Supp Chg	Sales Tax	Amount Reqstd	Due Date	Late Chg	Payment	Date Pymt Recd	Balance	Comments
11/09/01	30	29352 - A	1787	59.5	156.73			609.02	12/03/01		124.84	11/05/01	609.02	BM 50
12/10/01	31	31860 - A	2526	81.5	203.28			655.57	01/02/02		156.73	12/06/01	655.57	BM 50
01/10/02	31	35078 - A	4198	135.4	308.31			750.60	02/04/02		203.28	12/26/01	750.60	BM 50
02/08/02	28	39308 - A	3230	111.3	249.16			701.45	03/05/02		308.31	01/25/02	701.45	BM 50
03/11/02	31	42413 - A	3105	100.1	241.24			693.53	04/03/02		249.16	03/05/02	693.53	BM 50
03/22/02 - Meter Change: Removed Meter #9-8118367 index 43332 Installed Meter #9G-3995984 index 00000														
04/11/02	31	1465 - A	2384	76.9	195.60			647.89	05/06/02		241.24	04/02/02	647.89	BM 50
05/13/02	32	2768 - A	1303	40.7	127.21			579.50	06/04/02		195.60	05/03/02	579.50	BM 50
06/12/02	30	4055 - A	1297	43.2	187.37			639.66	07/08/02		127.21	05/29/02	639.66	BM 50
07/12/02	30	5511 - A	1446	48.2	209.34			661.63	08/05/02		187.37	06/28/02	661.63	BM 50
08/08/02	27	6711 - A	1200	44.4	173.59			625.88	09/03/02		209.34	07/30/02	625.88	BM 50
09/07/02	30	8103 - A	1392	46.4	201.60			653.89	10/03/02		173.59	09/05/02	653.89	BM 50
10/08/02	31	9070 - A	967	31.1	106.06			558.35	11/04/02		201.60	10/02/02	558.35	BM 50
11/07/02	30	11140 - A	2070	69.0	175.92			628.21	12/03/02		106.06	11/04/02	628.21	BM 50
12/10/02	33	15079 - A	3939	119.3	294.32			746.61	01/02/03		175.92	12/06/02	746.61	BM 50
01/10/03	31	19334 - A	4255	137.2	314.34			766.63	02/04/03		294.32	01/03/03	766.63	BM 50

Account Statement

Customer Name: Samuel Rubino
 Address: 4 Rustic La
 Malvern Pa 19355-2968

Prepared by L. Mason
 Investigator: L. Mason
 Case Number: C-20030117

Account Number: 35-07-42-884017

Rates: Residential Electric Heat

Bill Period	D A Y S	Meter Reading -Type	U S A G E	Dly Avg Use	Peco Bill Amt /Budget + Agmt	Supp Chg.	Sales Tax	Amount Reqstd	Due Date	Late Chg.	Payment	Date Pymt Rec'd	Balance	Comments
02/10/03	31	24546 - E	5212	168.1	374.72			827.01	03/05/03		314.34	02/10/03	827.01	BM 50
03/11/03	29	27372 - A	2826	97.4	223.66			675.95	04/03/03		374.72	03/04/03	675.95	BM 50
04/09/03	29	31137 - A	3765	129.8	283.11			741.05	05/05/03	5.65	223.66	04/04/03	741.05	BM 00
05/09/03	30	33556 - A	2419	80.6	197.87			661.53	06/03/03	5.72	283.11	05/07/03	661.53	BM 00
06/10/03	32	35593 - A	2037	63.6	296.56			760.22	07/03/03		197.87	06/03/03	760.22	BM 00
07/10/03	30	36920 - A	1327	44.2	191.80			655.46	08/04/03		296.56	06/27/03	655.46	BM 00
08/11/03	32	38152 - A	1232	38.5	177.80			641.46	09/03/03		191.80	08/08/03	641.46	BM 00

Reading Type Codes: A - Actual E - Estimated C - Customer R - Remote

Account Statement
 Customer Name
 Address:

Samuel Rubino
 4 Rustic La
 Malvern Pa 19355-2968

Account Number: 35-07-42-884017

Rates Residential Electric Heat

Bill Period	DAYS	Meter Reading -Type	USAGE	Dly Avg Use	Peco Bill Amt /Budget + Agmt	Supp Chg	Sales Tax	Amount Reqstd	Due Date	Late Chg.	Payment	Date Pymt Rec'd	Balance	Comment
09/10/03	30	39266 - R	1114	37.1	160.39			624.05	10/06/03		177.80	08/28/03	624.05	
10/09/03	29	40458 - R	1192	41.1	120.20			583.86	11/03/03		160.39	10/02/03	583.86	
11/07/03	29	42159 - R	1701	58.6	152.42			616.08	12/02/03		120.20	10/28/03	616.08	
12/09/03	32	45887 - R	3428	107.1	261.76			725.42	01/05/04		152.42	12/05/03	725.42	
01/09/04	31	49928 - R	4341	140.0	319.57			783.23	02/03/04		261.76	12/26/03	783.23	
02/10/04	32	55201 - R	5273	164.7	382.98			1,166.21	03/04/04				1,166.21	
03/10/04	29	57463 - R	2262	78.0	189.99			642.28	04/05/04		189.99	03/26/04	452.29	
											382.98	03/08/04		
											330.94	02/17/04		

Reading Type Codes: A - Actual E - Estimated C - Customer R - Remote

DOCKETED
MAY 19 2004

DOCUMENT

Montage Account Information Window

Create Requirements Compose Review Decision

Case Identification

Case Number: 923721 Open Date: 04/04/01 Comments: VERBAL CLOSE CUST IS RESPONSIBLE FOR THE POWER CHOICE CHARGES History

Case Type: Full PAR Status: Closed

Decision

Oral Written Not Issued

Issued: Closed 04/09/03

Description:

Resolution:

VERBAL CLOSE ON 6/25/00, PECO RECEIVED A FILE FROM POWER CHOICE WITH A CONTRACT DATE OF 6/23/00. RECORDS INDICATE CUST DID NOT CONTACT THE CO WITHIN THE TEN DAY PERIOD TO RESCIND THE SUPPLIER. CUST WAS BILLED FOR THE PERIODS 7/1/00 TO 3/1/01 WITH POWER CHOICE AS THE SUPPLIER AND PECO AS THE BILLING AGENT. ON 2/20/01, PECO PROCESSED CUST REQUEST TO HAVE SVC RETURNED TO PECO. CUST IS RESPONSIBLE FOR THE

Payment Arrangement

Amounts

Budget	\$0.00
Installation	\$0.00
Special Budget	\$0.00
Current Bill Plus	\$0.00
Final Bill	\$0.00
Restoration	\$0.00
Uprunt	\$0.00

By: []

Terms Description:

Special instructions:

Misc

BCS Investigator

First Name: DENNIS
Last Name: SCATTON

Justification

Violation NO: [] Chapter: []
Section: []

Instructions

Status

Decision Issued
Decision Processed
Closed

Comments

Account Info

Finish Cancel

Start S... E... E... M... 100% 7:59 AM

RECEIVED
MAY 06 2004
PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

EXHIBIT
P. 2
DZ 4-15-04