

DOCKET NO.: C-20030050
RESPONDENT OR APPLICANT: PECO ENERGY COMPANY
PARTY OR COMPLAINANT: HARRIS, LINDA A.

ENTRY TYPE	DATE	BUREAU	PERSONNEL
1 N	04/14/03	SEC	BESTKAY
FORMAL COMPLAINT OF LINDA A. HARRIS VS PHILADELPHIA ELECTRIC			
2 N	05/14/03	SEC	BESTKAY
NOTICE OF COMPLAINT SERVED TO RESPONDENT FOR ANSWER IN 20 DAYS			
3 N	06/05/03	SEC	JACOBDIANE
RESPONDENT FILED ANSWER TO COMPLAINT WITH CERTIFICATE OF SERVICE			
4 H	01/06/04	ALJ	TURNER
INITIAL TELEPHONIC HEARING, 1:00 P.M.			
5 N	08/13/03	SEC	FRISCIA
ALJ TURNER WILL BE PRESIDING AS AUTHORIZED BY CHAPTER 56.174			
6 N	08/18/03	SEC	FRISCIA
ALJ TURNER PREHRG ORDER ISSUED-COMPLY W/PROCEDURAL RULES & REGULATIONS ETC			
7 H	09/16/04	ALJ	TURNER
FURTHER TELEPHONIC HEARING, 2:00 P.M.			
8 N	09/03/04	SEC	FARNERJOYCE
ALJ TURNER WILL BE PRESIDING AS AUTHORIZED BY 52 PA CODE 56.174			
9 N	09/02/04	SEC	MOTTER
ALJ TURNER'S POSTHEARING HEARING SERVED TO PARTIES			
10 H	11/24/04	ALJ	TURNER
FURTHER TELEPHONIC HEARING, 10:00 A.M.			
11 N	09/30/04	SEC	FARNERJOYCE
ALJ TURNER WILL BE PRESIDING AS AUTHORIZED BY 52 PA CODE 56.174			
12 N	11/10/04	SEC	FRISCIA
ALJ TURNER FURTHER POSTHEARING ORDER SERVED TO PARTIES			
13 N	11/15/04	SEC	FARNERJOYCE
LISA A LUTZ ESQ FILED ENTRY OF APPEARANCE ON BEHALF OF RESPONDENT			
14 N	11/19/04	SEC	FARNERJOYCE
SERVICE LIST FILED			
15 N	03/14/05	SEC	ZEIDERS
ALJ TURNER'S INITIAL DECISION SERVED TO PARTIES			
16 N	04/04/05	COR	JACOBDIANE
EXCEPTIONS TO BE FILED			
17 N	04/14/05	COR	JACOBDIANE
REPLY EXCEPTIONS TO BE FILED			
18 N	03/29/05	SEC	JACOBDIANE
COMMISSIONERS FILED REVIEW FORMS - REVIEW REQUESTED			
19 N	04/13/05	SEC	JACOBDIANE
SEC LETTER ADVISING COMMISSIONERS FILED REQUEST FOR REVIEW			
20 N	04/13/05	SEC	JACOBDIANE
SEC MEMO TO ALJ - PREPARE CASE FOR CONSIDERATION AT FUTURE PUBLIC MEETING			
21 N	05/05/05	SEC	FARNERJOYCE
PAYMNT ARRNGMNT NOT PRMTD BY CH 14; IDS OF ALJ/SP AGT MODIF; OSA DO ORDER			
22 N	06/09/05	SEC	FARNERJOYCE
OPINION & ORDER ADOPTED 5/5/05 ISSUED (SEE DOCS 543177 FOR CONTENTS OF O & O)			

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 06/00/00 :
 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: 04/14/03
 8. DOCKET NO: C-20030050 : 9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: HARRIS, LINDA A.

RESPONDENT/APPLICANT: PECO ENERGY COMPANY

COMP/APP COUNTY: DELAWARE

UTILITY CODE: 110550

ALLEGATION OR SUBJECT

COMPLAINANT STATES SHE CAN NOT PAY AMOUNT REQUESTED BY APRIL 10, 2003. SHE WANTS SMALLER PAYMENTS.

DOCKETED
 MAY 14 2003

DOCUMENT
 FOLDER

C-2003005

ORIGINAL

FORMAL COMPLAINT FORM
Pennsylvania Public Utility Commission

Please Print:

110550

RECEIVED
2003 APR 14 PM 9:38
SECRETARY'S BUREAU

1. Your Name, Mailing Address and Telephone Number.

Name Grinda A Harris
Street/P.O. Box 823 Elmore Pl #
City Chester State Pa. Zip 19013
County Delaware Home Telephone-Area Code 609 872 204
Work Telephone-Area Code ()

2. Name of Company your complaint concerns: Philadelphia Elect.

3. What is your complaint?

I got a decision from Electric Company to pay \$600.00 on the 16th of this month, then \$129 a month. After my husband's disabilities were just started to receive \$492.00 a month I can not possibly pay the lump sum of the \$600.00 but I can pay the \$129.00 a month. So if they could break down the \$600.00 due on April 16th into smaller installments I can pay that

(If you need more space, use additional paper and attach to this form).

(-over-)

40

4. What do you want the Public Utility Commission to do about your complaint?

Help me keep my electric on, and to put me on a smaller payment (with the \$6.00.00 payment included). I wish to be able to continue taking care of my husband who is disabled and in need of electric use because he is on 3 different machines.

(If you need more space, use additional paper and attach to this form.)

5. You must sign and date your complaint below.

The information I have placed on this form is true and correct to the best of my knowledge. I understand that I could be punished under Pennsylvania State Law if I purposely give false information.

Ardis Thomas
Original Signature of complaining person

4/11/03
Date

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

Lawyer's Name _____

Street _____

City _____ State _____ Zip _____

Telephone Number-Area Code () _____

To Whom It May Concern

My name is Linda Harris, I reside
at 823 Elsenore Pl, Chester Pa. 19013
I am writing to obtain the proper
forms to file a formal complaint.

Thank You,
Linda A. Harris
823 Elsenore Pl.
Chester, Pa 19013

RECEIVED

2003 APR -4 AM 10: 03

SECRETARY'S BUREAU

51

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

DATE SERVED: MAY 14, 2003

C-20030050

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

DOCUMENT
FOLDER

Dear Sir/Madam:

A complaint has been filed against you before the Pennsylvania Public Utility Commission by LINDA A. HARRIS. 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.

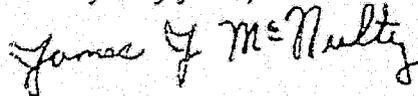
MAY 14, 2003

Detailed instructions on how to proceed are contained in the attached pages. You are advised to read them carefully.

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

KSB

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

DATE SERVED: MAY 14, 2003

LINDA A. HARRIS
Complainant

DOCUMENT
FOLDER

VS.

Complaint Docket
No: C-20030050

PECO ENERGY COMPANY
Respondent

MAY 14 2003

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 two 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).

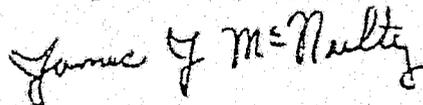
2. If you fail to either satisfy this complaint or to file answer or other responsive pleading within twenty (20) days, you will be deemed to have admitted all the allegations in this complaint in accordance with Section 5.61 of the Commission's Rules of Administrative Practice and Procedure, 52 Pa. 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

Legal Department

Exelon Business Services Company
2201 Market Street #523
PO Box 8699
Philadelphia, PA 19101-8699

Telephone (215) 841-5544
Fax (215) 558-3389
www.exeloncorp.com

Business Services
Company

ORIGINAL

Direct Dial: 215 841-6841
June 5, 2003

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

**RE: Linda Harris v. PECO Energy Company
Docket No. C-20030050**

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)
- Answer and Motion (original and 3 copies)
- Petition (original and 3 copies)
- Answer and New Matter (original and 3 copies)
- Amended Motion (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)

RJP

**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,


Priya Sankar
Counsel for PECO Energy
Exelon Business Services Company

RECEIVED
JUN 05 2003
PA PUBLIC UTILITY COMMISSION
SECRETARY'S OFFICE

Enclosures
cc: All Parties

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

LINDA A. HARRIS

v.

PECO ENERGY COMPANY

DOCKET NO. C-20030050

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. Denied. PECO Energy specifically denies that Complainant is unable to pay

DOCUMENT
FOLDER

DOCKETED
JUN 11 2003

Complainant's electric bill and strict proof thereof is hereby demanded at time of hearing. By way of further response, PECO Energy avers that Complainant's current outstanding balance is \$5436.95. The Complainant's average monthly bill is currently \$148.00 and Complainant's calculated budget payment is currently \$174.00. The Complainant was enrolled in the CAP Rate Program on 10/22/98 received a 50% discount on the first 500 kilowatts of electric service. In addition, \$651.49 was set aside for possible future forgiveness.

A decision of the Bureau of Consumer Services ("BCS") issued on or about 03/25/03 required the Complainant to pay \$600.00 by April 16, 2003 and thereafter pay the budget amount of \$121.00 plus \$15.00 beginning with the May 2003 billing. The Complainant has not complied with the BCS decision. A copy of the BCS decision terms is attached as Exhibit No. 1.

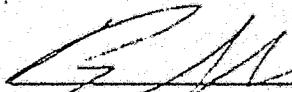
PECO Energy is without sufficient knowledge to either confirm or deny the remaining statements of this Complainant. Therefore PECO Energy denies all such averments.

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MAY 05 2003
PENNSYLVANIA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

4. This paragraph is a request for relief and no answer is required.

WHEREFORE, PECO Energy Company respectfully requests that your Honorable Commission dismiss the instant Complaint or enter an Order directing payment and authorizing PECO Energy Company to terminate service if said payment is not made. If an Order directing payment is entered, PECO Energy Company requests that Complainant be required to make a lump sum payment equal to the amount of the payments missed under the Bureau of Consumer Services decision, less any payments actually made. PECO Energy further requests that, pursuant to Bernecker v. Bell Atlantic-PA Inc., Pa. PUC Docket No. F-00231398 (1995), this Honorable Commission enter an Interim Order directing payment while the hearing in this matter is pending and authorizing PECO Energy Company to terminate service if Complainant fails to pay according to said Interim Order.

Respectfully Submitted,



Priya Sankar
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
215-841-6841
priya.sankar@exeloncorp.com

POOR ORIGINAL

Montage - Account Information Window
Case Detail: 901213068095 LINDA HARRIS

Case Number: 1261373 Open Date: 12/02/02 Status: Closed

Payment Arrangement:

Budget	\$121.00
Installment	\$15.00
Special Budget	\$136.00
Current O/W Plus	\$0.00
Final O/W	\$0.00
Restoration	\$0.00
Unrtd	\$600.00

By: 04/16/03

Terms Description: MAY 2003(CAPRATE)

Special Instructions:

Misc:

BCS Investigator:
First Name: LISA
Last Name: JENKINS

Justification:
Violation: NO Chapter: Section: Infractions:

Status:
 Decision Issued
 Decision Processed
 Closed

Comments:

Account Info

Start Inbox Microsoft Montage 100% 3:01 PM

JUN 05 2003
PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Exhibit No. 1

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

LINDA A. HARRIS

v.

PECO ENERGY COMPANY

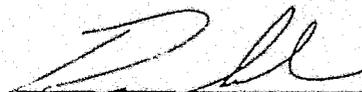
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DOCKET NO. C-20030050

VERIFICATION

I, Priya Sankar, 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: June 5, 2003



Priya Sankar

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

LINDA A. HARRIS

v.

PECO ENERGY COMPANY

DOCKET NO. C-20030050

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:

Linda Harris
823 Elsinore Place
Chester, PA 19013

Dated at Philadelphia, Pennsylvania, June 5, 2003.



Priya Sankar
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
215-841-6841
priya.sankar@exeloncorp.com

RECEIVED
JUN 05 2003
PA. PUBLIC UTILITY COMMISSION
SECRETARY'S OFFICE



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Office Of Administrative Law Judge
P.O. Box 3265, Harrisburg, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

August 13, 2003

In Re: C-20030050

(See attached list)

Linda A. Harris v. PECO Energy Company
Requests payment arrangements.

DOCUMENT
FOLDER

Telephone Hearing Notice

This is to inform you that a hearing by telephone on the above-captioned case will be held as follows:

Type: Initial telephone hearing
Date: Tuesday, January 6, 2004
Time: 1:00 p.m.
Presiding: Administrative Law Judge Allison K. Turner
1302 Philadelphia State Office Building
1400 West Spring Garden Street
Philadelphia, PA 19130
Telephone: (215) 560-2105
Fax: (215) 560-3133

DOCKETED
AUG 20 2003

The judge will be presiding as authorized by
52 Pa. Code §56.174.

If you have not provided a current telephone number where you can be reached for participation in the hearing OR YOUR AREA CODE HAS CHANGED, then you must contact the presiding officer at least 7 days before the actual hearing and provide the necessary information.

At the above date and time, the Presiding Officer will contact the parties as follows:

Linda A. Harris	(610) 872-2041
Priya Sankar, Esquire	(215) 841-6841

If you have any hearing exhibits to which you will refer during the hearing, 3 copies must be sent to the Administrative Law Judge and 1 copy each must be sent to every other party. All copies must be received at least 3 days before the hearing.

Attention: You may lose the case if you do not take part in this hearing and present facts on the issues raised.

Except for those individuals representing themselves, the Commission's rules require that all parties have an attorney; therefore, you should have an attorney of your choice file an entry of appearance before the scheduled hearing.

If you are a person with a disability, and you wish to attend the hearing, we may be able to make arrangements for your special needs. Please call the scheduling office at the Public Utility Commission:

- Scheduling Office: (717) 787-1399.
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1-800-654-5988.

pc: Judge Turner
Bruce Bigelow, Mediator
Judy W. Springer
Beth Plantz
Docket Section
Calendar File