

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Linda A. Harris

v.

PECO Energy Company

DOCKETED

NOV 24 2004

C-20030050

DOCUMENT

FURTHER POSTHEARING ORDER

On April 14, 2003, Linda A. Harris (Harris or Customer) filed this complaint against PECO Energy Company (PECO or Utility). She averred that she cannot pay \$600.00 by April 10, 2003, and asks that the amount be broken down. She wants to have smaller monthly payments (including the \$600.00) so that she can be able to take care of her husband who is disabled. She avers that he needs three machines.

On June 5, 2003, PECO filed its Answer to the complaint. PECO averred that at the time of the Answer, Harris's average monthly bill was \$148.00, her calculated budget bill was \$174.00, and her balance was \$5,436.95. PECO also averred that Harris was enrolled in the CAP Rate program in on 10/22/98, and that at that time, the amount of \$651.49 was set aside for possible future forgiveness. BCS issued a decision on informal complaint directing Harris to pay a lump sum amount of \$600.00 and a special monthly budget amount of \$136.00. PECO averred that Harris had not complied with that decision.

The hearing was convened on January 6, 2004 at 1:00 p.m. Harris appeared and testified. PECO was represented by counsel, Priya Sankar, Esq., who called one witness, Anthony Costello who testified and authenticated PECO's pre-filed exhibits, which were then admitted to the record. The hearing was not transcribed, but taped.

A portion of the hearing tape is not audible. Therefore, a further hearing was held to take the information which was missing from the tape, which was primarily the income and expenses of Linda Harris. At the further hearing, PECO was represented by Anthony Kanagy, Esq., who called Anthony Costello as a witness. However, Linda Harris did not appear, by virtue of the fact that Harris had not provided a current phone number to the ALJ as directed in the hearing notice.

Yet another telephone hearing has been scheduled, on November 24, 2004, to give Linda Harris an opportunity to give evidence about her income and expenses. The ALJ serves notice with this Order that if Linda Harris again does not appear, the ALJ will incorporate information from the two attached documents marked A and B into the record as Linda Harris' expense information. She will also incorporate the BCS Decision at BCS No. 1287323, attached as C, and information from it as to income as part of the record. In addition, she will require that PECO provide its most recent income and expense information for Linda Harris on the record.

ORDER

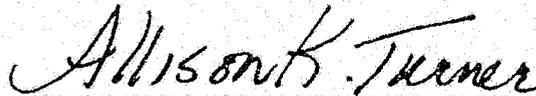
THEREFORE,

IT IS ORDERED:

1. A further telephone hearing has been scheduled on this case to be held on November 24, 2004 at 8:00 a.m. Harris shall provide the ALJ with a telephone number where she may be reached for the hearing.
2. If Linda Harris fails to appear at this hearing, her complaint may be dismissed, and she may lose the complaint.
3. If Harris fails to appear and present evidence, the ALJ will incorporate attachments A, B, and C into the record at this docket at this telephonic hearing.

4. If Harris fails to appear and present evidence, PECO is directed to present its most recent income and expense information for Harris for the record at this hearing.

5. Pending the further hearing, Linda A. Harris shall pay her current bills to PECO monthly as they fall due. If Harris does not pay according to this Order, she may be subject to actions by PECO as authorized by the Commission's regulations and the Commission's decision at Stammel v. PG Energy, a Division of Southern Union Co., Docket No. C-20027994 (Order entered 5/21/03), up to and including termination.



Allison K. Turner
Administrative Law Judge
(Sitting as Special Agent)

Dated: November 10, 2004

Chapter 56 Hearing Report

Please Check Those Blocks Which Apply

Docket No.	C-20030050		YES	NO
		Prehearing Held:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Case Name:	Linda A. Harris v. PECO Energy Company	Hearing Held:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Testimony Taped:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Transcript Due:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Hearing Concluded:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Location:	Philadelphia	Further Hearing Needed:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Estimated Add'l Days:		
Date:	November 24, 2004	RECORD CLOSED:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Special Agent:	ALJ Allison K. Turner	DATE:	12/1/04	
		Briefs to be Filed:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		DATE:		
		Bench Decision:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		REMARKS		

DOCUMENT

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	City: State: Zip:	
Telephone:	E-mail Address:	Fax Number:

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

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