

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Lillie R. Burke

v.

PECO Energy Company

Docket Number

C-20016320

DOCUMENT
FOLDER

PREHEARING ORDER

On January 8, 2002, I was assigned as the presiding officer in this case. The purpose of this order is to bring to the attention of the parties certain procedural rules that apply to the participants in this proceeding. This case was scheduled for a telephonic hearing on Friday, March 1, 2002 at 10:00 a.m. However, in light of the Respondent's Petition, the hearing will be changed to an in person hearing. It will be held in an available hearing room on the 13th floor of the Philadelphia State Office Building at 10:00 a.m. on Friday, March 1, 2002.

RECEIVED
2002 JAN 24 10:00 AM
SECRETARY'S BUREAU

DOCKETED
JAN 24 2002

In the complaint, the Complainant alleged that the Respondent set up a payment arrangement without knowing her income; that the payments are too high for her income level; and that she wanted the Respondent's employees to be nice when they talked to her and that she wanted them to stop hanging up on her.

The Respondent filed an Answer and New Matter. In its Answer, the Respondent denied that it or its representatives acted in an improper or unprofessional manner. The Respondent stated that the payment arrangement was established by the Commission's Bureau of Consumer Services. In the New Matter, the Respondent stated that the Complainant's service was discontinued and transferred into the name of another individual on November 13, 2001. This action was taken at the request of the new

customer of record. The Respondent averred that the Complainant and the "new customer" of record are the same individual.

Furthermore, the Respondent filed a Petition to Transfer Complainant's Outstanding Account Balance. The Respondent alleged that the Complainant reestablished service at the same location using an alias. Therefore, the transfer of the outstanding balance in this case is just and reasonable.

The Complainant and/or Lilly Sellers can respond to the Petition in writing by February 5, 2002. Please send the original answer to James McNulty, Secretary of the Commission, P.O. Box 3265, Harrisburg, Pennsylvania 17105-3265. Please send a copy to Mr. Marcial, the Respondent's attorney, and to me. Please send my copy to 1302 Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, Pennsylvania 19130.

The Complainant has the burden of proving that the allegations in the complaint are true. Section 332(a) of the Public Utility Code, 66 Pa. C.S. §332(a).

The Respondent must submit the relevant account statements, the most recent BCS decision, and evidence to support its allegations about the Complainant's and the new customer's identity.

If you wish to offer documents into evidence during the hearing (i.e. letters, bills, canceled checks, receipts, account statements, etc.), please bring a copy for the presiding officer, two (2) copies for the Court Reporter and a copy for each party of record. Please keep a copy for yourself. 52 Pa. Code §5.409.

Pursuant to 52 Pa. Code §1.15(b), requests for postponements or continuance of hearings must be submitted in writing no later than five (5) days prior to

the hearing. Requests for postponement or continuance of hearings are to be sent to the presiding officer with copies to the Scheduling Office and the other party of record. The address for the Scheduling Office is P.O. Box 3265, Harrisburg, Pennsylvania 17105-3265.

All witnesses should be prepared to testify during the March 1, 2002, hearing.

ORDER

THEREFORE,
IT IS ORDERED:

1. That the Complainant and/or Ms. Lilly Sellers can file an answer to the Respondent's Petition on or before February 5, 2002.
2. That the telephonic hearing is changed to an in person hearing on March 1, 2002 at 10:00 a.m.
3. That the parties shall comply with the procedural rules and regulations discussed herein.

January 17, 2002
Date

Cynthia Williams Fordham
CYNTHIA WILLIAMS FORDHAM
Administrative Law Judge

Legal Department

Exelon Business Services Company
2301 Market Street #231
PO Box 8699
Philadelphia, PA 19101-8699

Telephone (215) 841-5544
Fax (215) 568-3389
www.exeloncorp.com

Business Services
Company

ORIGINAL

Direct Dial: 215-841-5974

24 January, 2002

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

Re: Lillie R. Burke v. PECO Energy Company
Pa. PUC Docket No. C-20016320

RECEIVED
2002 JAN 28 AM 9:37
SECRETARY'S BUREAU

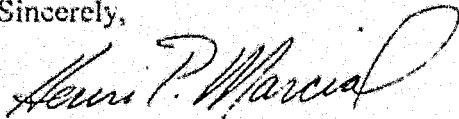
Dear Secretary McNulty:

Pursuant to 52 Pa. Code §5.24(b), PECO Energy Company certifies that the above referenced Complaint has been withdrawn and discontinued and Complainant acknowledges that the Complaint has been withdrawn and discontinued.

By copy of this letter, I am alerting the Complainant of his/her right to object to the closing of this matter in writing to the Public Utility Commission within ten (10) days of the date of this letter.

If additional information is needed about this matter, please contact me at my direct-dial number above. Thank you for your assistance.

Sincerely,



Henri P. Marcial
Assistant General Counsel

HPM/zr

cc: Lillie R. Burke
Administrative Law Judge Cynthia W. Fordham

DOCUMENT FOLDER **DOCKETED**
FEB 01 2002

28

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: January 25, 2002

SUBJECT: Certification of Satisfaction Filed
C-20016320 Lillie R. Burke v. PECO Energy Company

TO: Wanda Zeiders
Docket Management

FROM: Susan Licon, Scheduling Officer
Office of Administrative Law Judge

On January 24, 2002, a Certificate of Satisfaction was filed in the above-captioned proceeding by Henri P. Marcial, Esquire. If no objection is filed to this certificate within 10 days of service, this proceeding will be closed.

All parties should be notified that the case is closed and a copy of that notification placed in the document folder.

Attachment

pc: ALJ Cynthia W. Fordham
Beth Plantz
Case File

DOCUMENT
FOLDER

DOCKETED
JAN 28 2002



Business Services Company

Legal Department

Telephone (215) 841-5544

Exelon Business Services Company

Fax (215) 568-3389

2301 Market Street/523-1

PO Box 8699

Philadelphia PA 19101-8699

www.exeloncorp.com

Direct Dial: 215 841 5974

24 January, 2002

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

Re: Lillie R. Burke v PECO Energy Company
Pa. PUC Docket No. C-20016320

Dear Secretary McNulty:

Pursuant to 52 Pa. Code §5.24(b), PECO Energy Company certifies that the above referenced Complaint has been withdrawn and discontinued and Complainant acknowledges that the Complaint has been withdrawn and discontinued.

By copy of this letter, I am alerting the Complainant of his/her right to object to the closing of this matter in writing to the Public Utility Commission within ten (10) days of the date of this letter.

If additional information is needed about this matter, please contact me at my direct-dial number above. Thank you for your assistance.

Sincerely,

DOCUMENT FOLDER
Henri P. Marcial

Henri P. Marcial
Assistant General Counsel

DOCKETED
JAN 28 2002

HPM/zr

cc: Lillie R. Burke
Administrative Law Judge Cynthia W. Fordham

P187364



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

January 25, 2002

In Re: C-20016320

(See letter of 1-8-02)

DOCKETED
JAN 28 2002

Lillie R. Burke v. PECO Energy Company

**DOCUMENT
FOLDER**

Cancellation Notice

This is to inform you of the following cancellation:

Type: Initial telephone hearing
Date: Friday, March 1, 2002
Time: 10:00 a.m.
Presiding: Administrative Law Judge Cynthia W. Fordham

Please mark your records accordingly.

pc: Judge Fordham
Susan Licon
Beth Plantz
Docket Section
Calendar File



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

IN REPLY PLEASE
REFER TO OUR FILE

March 8, 2002

C-20016320

LILLIE R. BURKE
1427 SELLERS STREET 2ND FLOOR
PHILADELPHIA PA 19124

DOCUMENT
FOLDER

RECEIVED
MAR 06 2002

LILLIE R. BURKE
VS.
PECO ENERGY COMPANY

TO WHOM IT MAY CONCERN:

Please be advised that the Commission has marked closed the above-entitled proceeding.

Very truly yours,

James J. McNulty
Secretary

nvl
cc: All parties of Record
Office of ALJ