

DOCUMENT
FOLDER

PLEASE DOCKET

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Judith A. Jones

v.

PECO Energy Company

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:
:

C-20030895

DOCKETED

DEC 19 2003

PREHEARING ORDER

On July 30, 2003, Judith A. Jones (Jones, Complainant or Customer) filed this formal complaint against PECO Energy Company (PECO or Company).

On September 4, 2003, the Company filed a timely Answer denying the material allegations of the complaint.

On December 3, 2003, a hearing notice was issued scheduling an initial telephone hearing to be held on this case on Friday, February 13, 2004 at 2:00 p.m. The case has been assigned to ALJ Turner for hearing and initial decision.

The purpose of this order is to bring to the attention of all parties certain procedural rules, observance of which will serve to "secure the just, speedy and inexpensive determination" of this proceeding. 1 Pa. Code §1.2(a). The parties are directed to comply with the following requirements:

1. Proceedings before the Commission are governed by, inter alia, 52 Pa. Code §1.15, which provides:

§1.15. Extensions of time.

....

(b) Except as otherwise provided by statute, requests for continuance of hearings or for extension of time in which to perform an act required or allowed to be done at or within a specified time by this title or by order of the Commission or the presiding officer, shall be by motion in writing, timely filed with the Commission, stating the facts on which the application rests, except that during the course of a proceeding, the requests may be made by oral motion in the hearing before the Commission or the presiding officer. Only for good cause shown, will requests for continuance be considered. The requests should be submitted at least 5 days prior to the hearing date. (Emphasis added.)

In accordance with the foregoing, absent a timely request for continuance for good cause (i.e., no later than 5 days before the scheduled hearing on February 13, 2004), all parties to this proceeding shall be prepared to participate in the scheduled hearing.

2. If for any reason any party cannot appear at this initial hearing as scheduled, that party should request a continuance. **If you do not appear at the hearing, and you have not obtained a continuance, the hearing may be held without you and you may lose this case.** Continuances are only granted if good cause is presented. Any request for a change of the scheduled date for the initial hearing **must be sent to the Office of Administrative Law Judge Scheduling Staff, to the office of the presiding officer, and to the opposing party or parties.** The mailing address for the Scheduling Staff is: PA PUC, P.O. Box 3265, Harrisburg, PA 17105-3265, and the phone number is (717) 787-1399. The scheduling officer for your case is Susan Licon. The mailing address for the Philadelphia Administrative Law Judges is: PA PUC, Room 1302 Philadelphia State Office Building, 1400 W. Spring Garden Street, Philadelphia, PA 19130. The phone number for this office is (215) 560-2105. The presiding officer on your case is Administrative Law Judge Allison K. Turner.

3. **COMPLAINANT:** Please be aware that you have the burden of proof in this proceeding, and must show by a preponderance of the evidence that respondent has violated the Public Utility Code or a regulation or order of the Commission, and that you are entitled to

the relief requested in the Complaint. If this burden is not satisfied, the Complaint must be denied as a matter of law. Pursuant to 52 Pa. Code §§1.21 and 1.22, if you are an individual, you may be represented by an attorney or you may represent yourself. **If this is an adversarial proceeding and you are a partnership, corporation, trust, association or governmental agency or subdivision, you must be represented by an attorney.**

4. TO ASSIST THE CUSTOMER TO PROVIDE THE INCOME AND EXPENSE INFORMATION REQUESTED BY THIS ORDER, THREE (3) COPIES OF A BUDGET INFORMATION SHEET ARE ENCLOSED WITH THIS ORDER. THE CUSTOMER SHOULD FILL OUT THIS BUDGET SHEET, AND KEEP ONE COPY OF THE BUDGET SHEET AND THE ORDER FOR YOUR USE DURING THE HEARING. PLEASE RETURN ONE COPY TO ME AND SEND ONE COPY TO COUNSEL FOR THE UTILITY AT LEAST ONE WEEK BEFORE THE HEARING.

5. At the hearing, the Customer must be prepared to testify about, or otherwise document, the total gross and the total net monthly income of the household. A household includes all individuals regularly residing there and receiving the benefit of the utility service. The "total net monthly income of the household" includes, but is not limited to, the following payments received by every person residing in the customer's home: (a) the "after taxes take-home pay" from salaries, wages, tips or other compensation; (b) pension, retirement or social security benefits; (c) Supplemental Security Income ("SSI"); (d) unemployment compensation benefits; (e) workers' compensation benefits; (f) alimony; (g) support; (h) public assistance; and (i) any other sources(s) of income.

6. If the Customer or any member of the Customer's household is receiving food stamps and/or medical assistance, the Customer must be prepared to testify or document the amount of food stamps or the nature of the medical assistance received.

7. At the hearing, the Customer must be prepared to testify about or document the total monthly expenses of the household, which shall include, but are not limited to, the following items: (a) rent or mortgage payments; (b) utility bills (including electric, gas,

telephone, water, sewer cable television, etc.); (c) food, in addition to any food stamp benefits; (d) clothing; (e) automobile (loan payments, gasoline, maintenance, etc.); (f) transportation (bus, taxicab, jitneys, etc.); (g) insurance premiums (homeowners' or renters' insurance, automobile insurance, life insurance, medical insurance, etc.); (h) medical bills (doctors, dentists, hospitals, prescriptions, etc.); (i) credit card and charge account payments; (j) loan payments; and (k) miscellaneous expenses. When testifying to these expenses, the customer should be prepared to give balances due or missed payments for each item.

8. You must arrange to have those who intend to testify as witnesses on your behalf present with you at the time set for the hearing.

9. If you wish to offer into evidence at the hearing material in the form of documents (letters, bills, cancelled checks and the like), you must send the required number of copies (an original and two copies for the Commission, one copy for every other party in the case, and a copy for yourself) by first class mail. 52 Pa. Code §5.409. These must be received one week before the hearing.

10. PLEASE BE AWARE THAT ALTHOUGH THIS HEARING IS BEING CONDUCTED TELEPHONICALLY FOR THE CONVENIENCE OF THE PARTIES, IT IS A FORMAL HEARING AND WILL BE CONDUCTED IN ACCORDANCE WITH THE COMMISSION'S RULES OF PRACTICE AND PROCEDURE.

11. Please be aware that there often is a delay in my receiving documents filed in Harrisburg. Therefore, serve me directly with any documents you file in this proceeding.


12. If the parties intend to conduct discovery, please note that 52 Pa. Code §5.331(b) provides, inter alia, that "[p]articipants shall endeavor to initial discovery as early in the proceedings as reasonably possible," and 52 Pa. Code §5.322 which encourages participants to exchange information on an informal basis. I urge all parties to cooperate in discovery. Such cooperation is preferable to numerous or protracted discovery disagreements which require the

presiding officer's participation for resolution. Please be aware that there are limitations on discovery and sanctions for abuse of the discovery process. 52 Pa. Code §§5.361, 5.371-3.572.

13. Commission policy is to encourage settlements. 52 Pa. Code §5.231(a). Therefore, the parties are urged to **discuss informally between themselves the possible settlement of this case at least one week before the hearing, and to notify the ALJ and or the Scheduling Office by February 9, 2004 if agreement is reached, and the hearing is not necessary.** If you are unable to completely settle this case, you may still resolve as many questions or issues as possible during your informal discussion.

ORDER

The parties shall comply with procedural rules and regulations discussed herein.



Allison K. Turner
Administrative Law Judge

Date: December 8, 2003



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 28, 2004

DOCUMENT

In Re: C-20030895

(See letter of 12-3-03)

DOCKETED

FEB 04 2004

Judith A. Jones v. PECO Energy Company

Requests payment arrangements.

Judge Change Notice

This is to inform you that the judge has been changed as follows:

Type: Initial telephone hearing
Date: Friday, February 13, 2004
Time: 2:00 p.m.
Presiding: Administrative Law Judge Ky Van Nguyen
1302 Philadelphia State Office Building
1400 West Spring Garden Street
Philadelphia, PA 19130
Telephone: (215) 560-2105
Fax: (215) 560-3133

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:

Judith A. Jones	215.848.6921
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 Nguyen
Judge Turner
Susan Licon
Beth Plantz
Docket Section
Calendar File

ORIGINAL

Exelon®

Legal Department

Exelon Business Services Company
2301 Market Street, 23
PO Box 8699
Philadelphia, PA 19101-8699

Telephone 215 841-5748
Fax 215 868-3389
www.exeloncorp.com

Business Services
Company

Direct Dial: 215 841 6841
February 26, 2004

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

Re: Judith Jones v. PECO Energy Company
Docket No.: C-20030895

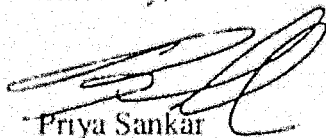
Dear Secretary McNulty:

Pursuant to 52 Pa. Code §5.24(b), PECO Energy Company certifies that the parties in the above referenced complaint have reached an accord. A hearing in this matter is no longer necessary and the matter may be closed.

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,



Priya Sankar
Counsel for PECO Energy Company

DOCUMENT
FOLDER

Cc: Administrative Law Judge Ky Van Nguyen
Judith Jones
Susan Licon

DOCKETED
MAR 05 2004

RECEIVED
2004 MAR -1 PM 12:04
SECRETARY'S BUREAU

COMMONWEALTH OF
PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: March 2, 2004

SUBJECT: Certification of Satisfaction Filed
C-20030895 Judith Jones v. PECO Energy Company

TO: Wanda Zeiders,
Docket Management

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

On February 26, 2004, a Certificate of Satisfaction was filed in the above-captioned proceeding by Priya Sankar, 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 Ky Van Nguyen
Elzy Ditzler
Beth Plantz
Case File

R.15



Business Services
Company

Legal Department

Telephone 215 841 5547

Fax 215 568-3389

www.exeloncorp.com

Exelon Business Services Company

350 Market Street, 23rd

PO Box 8699

Philadelphia, PA 19101-8699

Direct Dial: 215 841 6841
February 26, 2004

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

Re: **Judith Jones v. PECO Energy Company**
Docket No.: C-20030895

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Sincerely,

Priya Sankar
Counsel for PECO Energy Company

Cc. Administrative Law Judge Ky Van Nguyen
Judith Jones
Susan Licon

P191078
P190256

COMMONWEALTH OF
PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: March 2, 2004

SUBJECT: Certification of Satisfaction Filed
C-20030895 Judith Jones v. PECO Energy Company

TO: Wanda Zeiders,
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FROM: Susan Licon, Scheduling Officer
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Attachment

pc: ALJ Ky Van Nguyen
Elzy Ditzler
Beth Plantz
Case File

DOCUMENT
FOLDER

DOCKETED
JUN 4 2005

KJR

Legal Department

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

Telephone 215.841.5544
OFFICE: www.exeloncorp.com

04 MAY -7 AM 9:04

Business Services
Company

PA PUC

ORIGINAL

Direct Dial: 215 841 5974
May 5, 2004

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

RE: Entry of Appearance and Withdrawal of Appearance

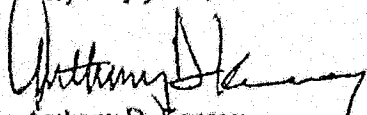
Dear Mr. McNulty:

Enclosed for filing with the Commission are the following documents and copies in the matter referenced above.

<u> X </u>	Entry and Withdrawal of Appearance (original and 3 copies)
<u> </u>	Answer (original and 3 copies)
<u> </u>	Petition (original and 3 copies)
<u> </u>	Answer and Motion (original and 3 copies)
<u> </u>	Motion/Petition (original and 3 copies)
<u> </u>	Reply to Motion/Petition (original and 3 copies)
<u> </u>	Exceptions (original and 9 copies)
<u> </u>	Reply Exceptions (original and 9 copies)
<u> </u>	Brief (original and 9 copies)
<u> </u>	Reply Brief (original and 9 copies)

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,



Anthony D. Kanagy
Counsel for PECO Energy Company

Enclosures

RECEIVED
PUC

RECEIVED

MAY - 5 2004

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED
OFFICE OF C.A.L.J.
04 MAY -7 AM 9:04

PA PUC

v.

DOCKET NOS. [See Attachment A]

PECO ENERGY COMPANY

WITHDRAWAL OF APPEARANCE

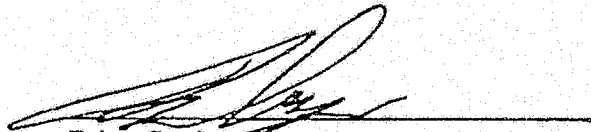
DOCKETED
MAY 17 2004

TO THE PROTHONOTARY:

Please withdraw my appearance on behalf of Defendant PECO Energy Company in all the matters listed in Attachment A.

RECEIVED

MAY - 5 2004


Priya Sankar, Esq.

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

ENTRY OF APPEARANCE

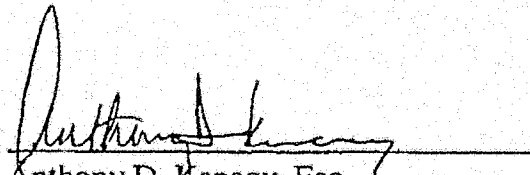
DOCKETED
MAY 17 2004

TO THE PROTHONOTARY:

Please enter my appearance on behalf of Defendant PECO Energy Company in all the matters listed in Attachment A. On the basis of this notice, I request a copy of each document hereafter issued by the Commission in this matter.

RECEIVED

MAY - 5 2004


Anthony D. Kanagy, Esq.
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
215-841-5974

PA PUBLIC UTILITY
SECRETARY'S B.

ATTACHMENT A

Complainant's Name	Docket Number
ROBERTA E BLAND	C-20030373
Rev. Dwight Eisenhower Campbell	C-20030391
STEVE SAMUEL	C-20030394
KANDE DOUCOURE	C-20030396
MICHAEL GROSS	C-20030408
DONALD BRYANT	C-20030410
ROBERT HORAN	C-20030412
TIESE JOHNSON	C-20030423
JESSICA CHASE	C-20030533
SPECIALTY ENGINE REBUILDING	C-20030546
JAN TURNER	C-20030548
ALEX STERIN	C-20030566
WILLIAM D'AMBROSIA	C-20030620
STEPHEN SKALESKI	C-20030622
CHARLES GANS	C-20030639
MR J WITHERS	C-20030641
THOMAS HERBERT JR	C-20030649
FRANCISCO MATOS	C-20030660
KAREN MCMULLEN	C-20030662
SANDRA WILLIAMS	C-20030683
CHARLES M GOLDEN	C-20030722
JOSEPH BLONDO	C-20030723
DONALD COCHRANE	C-20030826
KENNETH HIGGINBOTHAM	C-20030827
WYNNA WILLIAMS	C-20030828
THEODORA BURKE	C-20030834
CARLA SCOTT	C-20030838
BRENDA FREEMAN	C-20030863
PATRICIA LOGUE	C-20030865
ALEXANDER DAKOGLU	C-20030870
JUDITH JONES	C-20030895
US ONE AUTO SALES	C-20030897



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

IN REPLY PLEASE
REFER TO OUR FILE

June 8, 2005

C-20030895

JUDITH A. JONES
5810 MARION STREET
PHILADELPHIA PA 19155

DOCKETED
JUN 08 2005

**DOCUMENT
FOLDER**

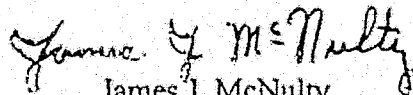
JUDITH A. JONES
v.
PECO ENERGY COMPANY

KJR

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