

DOCKET NO.: C-20016320  
RESPONDENT OR APPLICANT: PECO ENERGY COMPANY  
PARTY OR COMPLAINANT: BURKE LILLIE R

ENTRY TYPE	DATE	BUREAU	PERSONNEL
1 N	10/15/01	SEC	IMES
FORMAL COMPLAINT OF LILLIE R BURKE V. PECO			
2 N	10/24/01	SEC	IMES
NOTICE OF COMPLAINT SERVED ON RESPONDENT TO ANSWER IN 20 DAYS			
3 N	11/14/01	SEC	FRISCIA
RESPONDENT FILED ANSWER & NEW MATTER TO COMPLAINT W/CERTIFICATE OF SERVICE			
4 N	11/14/01	SEC	FRISCIA
RESPONDENT FILED PET TO TRANSFER COMPLAINANT'S OUTSTANDING ACCT BALANCE W/CERT			
5 N	12/13/01	SEC	MOTTER
RESP FLD AMENDED ANSWR & NEW MATTER AND W/DRAW OF PET TO TRANSFER ACCT BALANCE			
6 N	01/25/02	ALJ	FORDHAM
INITIAL TELEPHONIC HEARING SCHEDULED FOR 3/1/02 CANCELLED			
7 N	01/24/02	SEC	FRISCIA
ALJ FORDHAM PREHRG ORDER ISSUED-COMPLY W/PROCEDURAL RULES & REGULATIONS ETC			
8 N	01/24/02	SEC	FRISCIA
RESP FLD SATISFACTION OF COMPLAINT/CERTIFIES COMPLAINANT ACK SAME (FAX) (COPY)			
9 N	02/04/02	SEC	FRISCIA
OALJ MEMO ACKNOWLEDGING WITHDRAWAL & CLOSING IN 10 DAYS			
10 N	01/28/02	SEC	BENJAMIN
RESPONDENT FLD LTR CERTIFIES W/DRAWAL OF COMPLAINT & COMPLAINANT ACK SAME			
11 N	03/08/02	SEC	FRISCIA
SEC LETTER ADVISING COMMISSION HAS MARKED THE PROCEEDING CLOSED			

1. REPORT DATE: 00/00/00 :  
 2. BUREAU: ALJ :  
 3. SECTION(S): : 4. PUBLIC MEETING DATE:  
 5. APPROVED BY: : 00/00/00  
 DIRECTOR: :  
 SUPERVISOR: :  
 6. PERSON IN CHARGE: : 7. DATE FILED: 10/15/01  
 8. DOCKET NO: C-20016320 : 9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: BURKE LILLIE R

RESPONDENT/APPLICANT: PECO ENERGY COMPANY

COMP/APP COUNTY: PHILADELPHIA

UTILITY CODE: 110550

ALLEGATION OR SUBJECT

COMPLAINANT STATES SHE CALLED AND REQUESTED INFORMATION ON LOW INCOME AND THEY PUT HER ON A PAYMENT PLAN. SHE STATES SHE DID NOT REQUEST THIS AND SHE DOES NOT KNOW HOW THEY COULD DO THIS WITHOUT CHECKING HER INCOME.

**DOCKETED**  
OCT 24 2007

DOCUMENT  
FOLDER

C-20016320

Formal Complaint Form  
Pennsylvania Public Utility Commission

Please Print. (you may also type your answers directly onto the form as it appears on your screen)

2001 OCT 15 11:05 AM

1. Your name, mailing address and telephone number:

SECIL ... BUREAU

DRUGS

Name Shirley A Burke

Street/P.O. Box 1427 Sellers St. Apt # 2nd Fl

City Phila State Pa Zip 19124

County Phila Area Code/Home Phone 215 537 5872

Area Code/Work Phone NA

2. Name of company your complaint concerns: PECO (electric)

3. What is your complaint? (Use additional paper if need more space).

my income was \$350 mo at time.

You set up payment arrangements without finding out what my income was; The payments are too high for my income level. Ignorant replies from Rep. of Co.

4. What do you want the Public Utility Commission to do about your complaint? (Use additional paper if need more space).

I never asked you to set up payment arrangements, I wanted to be talked to decently when I called about the bill. Simple OK.

5. You must sign and date your complaint below.

Everytime I asked for low income info I got a run around and was hung up on.

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.

Shirley A. Burke  
Signature

10/2/01  
Date

Continued on next page

4. or told they had sent info, Even though I repeatedly told them I had not received information.

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

DATE SERVED: OCTOBER 24, 2001

C-20016320

PECO ENERGY COMPANY  
C/O WARD L SMITH ASSOCIATE GENERAL COUNSEL  
EXELON BUSINESS SERVICES COMPANY  
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 LILLIE R BURKE. 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.

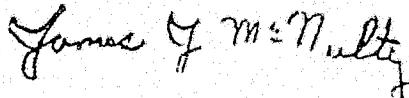
OCTOBER 24, 2001

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

DDI

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

DATE SERVED: OCTOBER 24, 2001

LILLIE R BURKE  
Complainant

DOCUMENT  
FOLDER

VS.

Complaint Docket  
No: C-20016320

PECO ENERGY COMPANY  
Respondent

DOCKETED

OCT 24 2001

---

FORMAL COMPLAINT NOTICE TO RESPONDENT TO ANSWER OR SATISFY

TO: PECO ENERGY COMPANY

DOCKETED

OCT 24 2001

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 17120**, 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).

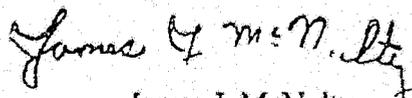
2. If you fail to either satisfy this complaint or to file answer or other responsive pleading within twenty (20) days, you will be deemed to have admitted all the allegations in this complaint in accordance with Section 5.61 of the Commission's Rules of Administrative Practice and Procedure, 52 Pa.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

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

LILLIE BURKE

v.

PECO ENERGY COMPANY

DOCKET NO. C-20016320

RECEIVED  
NOV 14 2001  
PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**PETITION OF PECO ENERGY COMPANY TO TRANSFER COMPLAINANT'S  
OUTSTANDING ACCOUNT BALANCE**

Respondent, PECO Energy Company ("PECO"), pursuant to 52 Pa. C.S. § 5616(b), respectfully petitions this Honorable Commission to allow it to transfer Complainant's outstanding account balance to Complainant's new established account for the following reasons:

1. 52 Pa. Code § 56.16 (b) provides that a utility may transfer the unpaid balance of a discontinued or terminated residential account to the new service account of that same ratepayer.

2. The Complainant's service was discontinued on 13 November, 2001. See Exhibit PECO-2 attached to Respondent's Answer accompanying this Petition.

3. Complainant did not request the service to be discontinued nor did complainant leave a forwarding address. The discontinuance of service was effectuated by a "new" ratepayer initiating service at the same service location.

3. Upon verification of the "new" ratepayer identity, it was determined that the "new" ratepayer and Complainant are one and the same.

3. Complainant reestablished service at the same location using an alias. See Exhibit PECO-3 attached to Respondent's Answer accompanying this Petition.

4. Complainant is engaging in fraudulent and deceitful practices in order to avoid responsibility for an outstanding service balance.

DOCUMENT  
FOLDER

RECEIVED  
NOV 15 2001

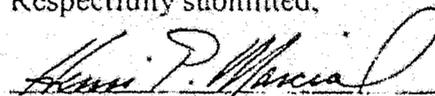
5. The transfer of the outstanding balance in this case is just and reasonable.

6. Failure to allow PECO to transfer the outstanding balance would result in Complainant being unjustly enriched to the detriment of the remaining ratepayers in PECO's service territory.

7. It is in the public interest to transfer Complainant's outstanding balance to the newly established account

WHEREFORE, PECO Energy Company respectfully requests that this Honorable Commission grant PECO's Petition to transfer Complainant's outstanding account balance to the newly established account.

Respectfully submitted,



Henri P. Marcial

Assistant General Counsel

Exelon Business Services Company

2301 Market Street, S23-1

P.O. Box 8699

Philadelphia, PA 19101-8699

215-841-5974

henri.marcial@exeloncorp.com

Date: 14 November, 2001

Counsel for PECO Energy Company

VERIFICATION

I, Henri P. Marcial, 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: 14 November, 2001

  
\_\_\_\_\_  
Henri P. Marcial

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

LILLIE BURKE

v.

PECO ENERGY COMPANY

DOCKET NO. C-20016320

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 properly addressed and postage prepaid to:

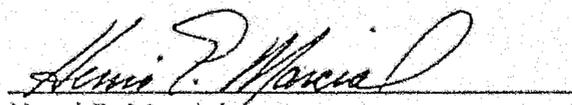
LILLIE BURKE  
a/k/a LILLY SELLERS  
1472 Sellers Street  
2nd Fl.  
Philadelphia, PA 19124

RECEIVED

NOV 14 2001

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Dated at Philadelphia, Pennsylvania, 14 November, 2001.



Henri P. Marcial  
Assistant General Counsel  
Exelon Business Services Company  
2301 Market Street, S23-1  
P.O. Box 8699  
Philadelphia, PA 19101-8699  
215-841-5974  
henri.marcial@exeloncorp.com

Counsel for PECO Energy Company

Exelon Business Services Company  
Legal Department  
4301 Market Street/2311  
PO Box 8699  
Philadelphia, PA 19101-8699

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

Business Services  
Company

Direct Dial 215 841 5974

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November 14, 2001

NOV 14 2001  
PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

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

RE: Lillie Burke v PECO Energy Company  
Docket No. C-20016320

Dear Mr. McNulty:

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

DOCUMENT  
FOLDER

- X   Answer and New Matter (original and 3 copies)
- Petition (original and 3 copies)
- Amended Answer and New Matter (original and 3 copies)
- X   Preliminary Motion to Dismiss (original and 3 copies)
- Reply to Motion/Petition (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)

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,

Henri P. Marcial  
Exelon Business Services Company

Counsel for PECO Energy Company

KJR

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

LILLIE BURKE

v.

PECO ENERGY COMPANY

DOCKET NO. C-20016320

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Notice To Plead

NOV 14 2001  
PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

You are hereby notified to file a written response to the enclosed Answer and New Matter and Petition to Transfer Account Balance of PECO Energy Company within 20 days of the date of this notice or a judgment may be entered against you.



Henri P. Marcial  
Assistant General Counsel  
Exelon Business Services Company  
2301 Market Street, S23-1  
P.O. Box 8699  
Philadelphia, PA 19101-8699

Date: 14 November, 2001

Counsel for PECO Energy Company

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

LILLIE BURKE

v.

PECO ENERGY COMPANY

DOCKET NO. C-20016320

ORIGINAL

ANSWER AND NEW MATTER OF RESPONDENT PECO ENERGY COMPANY

PECO Energy Company ("PECO"), pursuant to 52 Pa. Code § 5.62, responds to the

Complainant and states:

1. Admitted.
2. Admitted.
3. Denied. PECO denies acting in an inappropriate manner or implementing an

incorrect repayment arrangement. The current repayment arrangement was established by the Pennsylvania Public Utility Commission ("Commission") via a Bureau of Consumer Services ("BCS") decision dated 22 August, 2001. The BCS Decision is attached as Exhibit PECO-1. PECO has properly implemented the BCS Decision. PECO denies improperly responding to Complainant's requests for information. At all times PECO representatives have acted in a professional manner and provided reasonable and adequate service.

PECO Energy can neither confirm nor deny the remaining statements of Complainant.

Therefore, such statements are denied.

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

NEW MATTER

5. The named Complainant is no longer a ratepayer of record with PECO.

Complainant's service was discontinued and transferred into the name of another individual as of

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NOV 15 2001

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NOV 14 2001  
PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

DOCUMENT  
FOLDER

13 November, 2001. This change was initiated by the new customer of record. Complainant has neither requested service to be discontinued or provided PECO with a forwarding address.

Attached as Exhibit PECO-2 is the service Turn On Order for 13 November, 2001.

6. The personal information provided by the new customer and PECO's records indicate that Complainant and the new customer of record at the address listed on the complaint are the same individual. The results of PECO's record verification results are attached as Exhibit PECO-3.

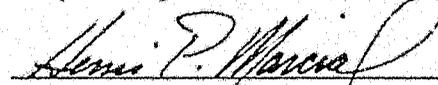
7. PECO avers that Complainant is using fraudulent and deceitful tactics to avoid payment for past service. In this case, establishing service under an alias.

8. PECO requests that the record be modified to include "Lilly Sellers" as an a/k/a of Lillie Burke.

9. PECO requests that it be allowed to transfer the outstanding account balance of \$1244.21 associated with Complainant Lillie Burke to the new account associated with Lilly Sellers since they are one and the same.

WHEREFORE, PECO Energy Company respectfully requests that your Honorable Commission dismiss the instant Complaint.

Respectfully submitted,



Henri P. Marcial  
Assistant General Counsel  
Exelon Business Services Company  
2301 Market Street, S23-1  
P.O. Box 8699  
Philadelphia, PA 19101-8699  
215-841-5974  
henri.marcial@exeloncorp.com

Date: 14 November, 2001

Counsel for PECO Energy

PA. PUBLIC UTILITY COMMISSION  
BUREAU OF CONSUMER SERVICES  
CLOSING DATA

BCS CASE NUMBER: 0961887

DATE CASE OPENED: 06/05/01

CUSTOMER NAME: LILLIE BURKE  
SVC. ADDRESS: 1427 SELLERS ST 2ND FLOOR  
PHILADELPHIA PA 19124  
MAILING ADDRESS: SM

COMPANY NAME: PECO ENERGY

ACCOUNT #: 270949551187

INCOME LEVEL : 1  
TOTAL BALANCE/BASIC: 571.40  
PRIOR CASE NO: 0870299

RESOLUTION: ASKING 256.81 BY 9/14/01 (101.28+BB155), THEN BEGIN  
10/01 DUE DATE SB170 (BB155+15 ON ARREARS)..BAL IS  
DOWN 480.62 SINCE LAST PUC PAR

AMOUNT MONEY SAVED: 88,888.88

COMPLIANCE  
VIOLATION (ALLEGED, ACTUAL, NO): NC  
CHAP 56/64/OTHER: SECTION/RULE:

DECISION ISSUED [Y]  
INVESTIGATOR: RUDY  
CLOSING DATE 08/22/01

ORAL/WRITTEN: [W]

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AUG 27 2001

REGULATORY  
PERFORMANCE

RECEIVED

NOV 14 2001

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Exhibit  
PECO-1

PA. PUBLIC UTILITY COMMISSION  
BUREAU OF CONSUMER SERVICES  
DECISION DATA

BCS CASE NUMBER: 0961887

CUSTOMER NAME: LILLIE BURKE  
ADDRESS: 1427 SELLERS ST 2ND FLOOR  
PHILADELPHIA PA 19124-----  
DATE CASE CLOSED : 08/22/01  
DECISION TYPE: REPEATER PAR WAIVE LPCS  
TOTAL OR FINAL ACCOUNT BALANCE: 571.40  
DATE OF ACCOUNT BALANCE: JUNE 26, 2001NO. 2'S (OFFS)  
TO HAVE SERVICE RESTORE PAY :NO. 3'S (REMEDS)  
TO KEEP YOUR SERVICE ON PAY THIS AMOUNT : 256.81 BY SEPTEMBER 14, 2001

TERMS: BEGINNING : OCTOBER 2001

SPECIAL BUDGET OR OPTIONAL PAYMENT AMOUNT : 170.00  
REGULAR BUDGET AMOUNT : 155.00  
PLUS PAYMENT TOWARD ARREARS : 15.00

FINAL BILL MONTHLY PAYMENT : .00

CURRENT BILL MONTHLY PAYMENT : .00

END OF MONTH PAYMENT : .00

ANTHONY BURKE  
1427 SELLERS-ST  
2ND FL  
PHILADELPHIA PA 19124

27-09-49-551187  
PUC/LIT

11/14 PENDING MULTIPLE /RMK  
SERV RESIDENTIAL  
T.O. 03/18/97  
MTR RDG KEY#

\*\*\*\*\* PENDING TONN SERVICE ORDER \*\*\*\*\*

DATE-WANTED 11 13 01 AM-AREA APPT PE-YR NU RES/COM R L/T  
CUST---NAME LILY\*SELLERS NAME-OFLOW  
PREV---ADDR 1427 SELLERS PREV-OFLOW 2ND FLR  
PREV---P.O. PHILADELPHIA PA TELEPHONE# UNL N  
MAIL---ADDR MAIL-OFLOW  
MAIL---P.O. ZIP SS# 162406688 DL#  
D-DATE 9999 INFO renting APL# 222777 01  
D-DATE INFO DPA? N UNEM? N  
RATE R LOC OD  
ACTION READ  
FIELD-REQ (Y,N OR C) Y NXT RDG DATE 12/12 FIELD-DATE  
ACCESS/SPEC-INST  
OR  
REASON FOR "C"  
BUDGET? (Y/N) N BGT-AMT\$ MAIL SALES WHBI CRITICAL(X) FUEL(F)  
RECD-FROM TYPE-CONT TAKEN-BY 132711 KJ DATE 11/12/01 TIME 13:08  
CS CR MIS  
REASON  
PRINTED INFO  
CANCEL-ORDER FOLLOW-UP DATE REFIELD-DATE  
RMKS: REAC

\*\*\* MORTON CALL CENTER CUSTOMER - R.I.S.E. GROUP B

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NOV 14 2001  
PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Exhibit  
PECO-2

ANTHONY BURKE  
1427 SELLERS ST  
2ND FL  
PHILADELPHIA PA 19124

27-09-49-551187  
PUC/LIT

11/14 PENDING MULTIPLE /RMK  
TYPE SERVICE RESIDENTIAL  
T.O. 03/18/97  
MTR RDG KEY#

\*\*\*\*\* PENDING SERVICE ORDER LIST \*\*\*\*\*

ENTER LINE NUMBER OF DESIRED PENDING ORDER + ENTER .

DATE	TIME	ID	TYPE	SEG#	DATE-WTD	STATUS	
01	11/12	10:23	BM	AGMT		MEMO	
02	11/12	13:08	KJ	SOFF	3160 11/13/01	PRINTED	FORCED SHUTOFF
03	11/12	13:08	KJ	TONN	3161 11/13/01	PRINTED	LILY*SELLERS

SELECT AN ITEM AND HIT "ENTER"; TO CANCEL HIT PF13.

EXTERNAL VERIFICATION RESULTS

APPLICANT: LILLY\*SELLERS

162-40-6688 1427 SELLERS ST

NAME LILLIE R BURKE  
CURR ADDR 1427 SELLERS  
PREV ADDR 16 RUTLEDGE

ST PHILADELPHIA  
PL WILLINGBORO

PA 19124  
NJ 08046

VERIFICATION OK? (Y/N) ID ESTABLISHED? (X) TYPE:

COMMENTS:

PF5/17=HOTKEY

PF7/19=PAGE 1

PF8/20=TONN S/O

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NOV 14 2001

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Exhibit  
PECO-3

Exelon Business Services Company  
Legal Department  
2303 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

RECEIVED  
SECRETARY'S BUREAU  
DEC 13 AM 10:01  
Docket No. C-20016320  
December 13, 2001

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

DOCUMENT  
FILED

RE Lillie Burke v. PECO Energy Company  
Docket No. C-20016320

Dear Mr. McNulty:

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

- \_\_\_\_\_ 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)
- \_\_\_\_\_ 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)
- X   Amendment of Answer and New Matter and Withdrawal of Its Petition to  
Transfer Complainant's outstanding account balance (original and 3 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,

*Henri P. Marcial*  
Henri P. Marcial  
Assistant General Counsel  
Exelon Business Services Company

HPM/zr

Enclosures

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

LILLIE BURKE

v.

PECO ENERGY COMPANY

**LOCKETED**

DEC 14 2001

DOCKET NO. C-20016320

ORIGINAL RECEIVED  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
DEC 14 2001 10:01

**AMENDMENT OF RESPONDENT PECO ENERGY COMPANY'S ANSWER AND  
NEW MATTER AND WITHDRAWAL OF ITS PETITION TO TRANSFER  
COMPLAINANT'S OUTSTANDING ACCOUNT BALANCE**

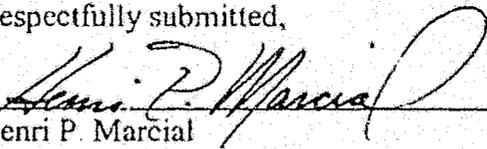
PECO Energy Company ("PECO"), pursuant to 52 Pa. Code § 5.91 and 5.94, amends its Answer and New Matter and withdraws its Petition to Transfer Complainant's Outstanding Account Balance and states:

DOCUMENT  
FILED

1. On 16, 27 and 30 November, 2000, Complainant contacted PECO to contest certain information contained in PECO's pleading dated 14 November, 2001.
2. PECO considers the communication by Complainant over this period of time sufficient to meet the standard of a response to Petitions and New Matter pursuant to 52 Pa. Code § 5.61(a) and 5.62(c) respectively.
3. The information provided by Complainant clarifies and corrects the information upon which statements 5 - 9 of PECO's Answer and New Matter are based. These issues are no longer points in controversy with PECO and should be stricken from the record.
4. This same information also renders PECO's Petition inappropriate and premature. The concerns giving rise to the Petition do not exist at this time. Therefore the Petition is Withdrawn by PECO pursuant to 52 Pa. Code § 5.94.

WHEREFORE, PECO Energy Company respectfully requests that your Honorable Commission strike statements 5-9 of PECO's Answer and New Matter and accept PECO's Withdrawal of its Petition to Transfer Complainant's Outstanding Account Balance.

Respectfully submitted,



Henri P. Marcial  
Assistant General Counsel  
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Philadelphia, PA 19101-8699  
215-841-5974  
henri.marcial@exeloncorp.com

Date: 11 December, 2001

Counsel for PECO Energy

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

LILLIE BURKE

v.

PECO ENERGY COMPANY

DOCKET NO. C-20016320

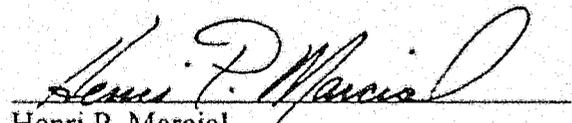
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2001 DEC 13 AM 10:01  
SECRETARY'S BUREAU  
PUC

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of PECO Energy Company's amended pleadings in the above matter upon all interested parties by mailing a copy thereof properly addressed and postage prepaid to:

LILLIE BURKE  
1472 Sellers Street  
2nd Fl.  
Philadelphia, PA 19124

Dated at Philadelphia, Pennsylvania, 11 December, 2001.



Henri P. Marcial  
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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 8, 2002

In Re: C-20016320

(See attached list)

DOCUMENT  
FOLDER

Lillie R. Burke v. PECO Energy Company

Billing dispute.

DOCKETED  
JAN 10 2002

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: Friday, March 1, 2002 REP

Time: 10:00 a.m.

Presiding: Administrative Law Judge Cynthia W. Fordham  
1302 Philadelphia State Office Building  
1400 West Spring Garden Street  
Philadelphia, PA 19130  
Telephone: (215) 560-2105  
Fax: (215) 560-3133

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:

Lillie R. Burke (215) 375-5872  
Henri P. Marcial, Esquire (215) 841-5974

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 Fordham  
Bruce Bigelow, Mediator  
Susan Licon  
Beth Plantz  
Docket Section  
Calendar File