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COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

MARY S. CLEMENT :
:
v : DOCKET #: C-20077791
:
PECO ENERGY COMPANY :

Hearing
Pages 1 through 4

Hearing Room 1
State Office Building
1400 W. Spring Garden Street
Suite 1302
Philadelphia, PA 19130

DOCKETED
SEP 13 2007

Monday, August 27, 2007
Commencing at 10:00 a.m.

BEFORE:
ANGELA T. JONES, Administrative Law Judge

APPEARANCES:
MICHAEL S. SWERLING, ESQUIRE
PECO ENERGY COMPANY
2301 Market Street/S23-1
P.O. Box 8699
Philadelphia, Pennsylvania 19101
-- Representing PECO Energy Company

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BTL

1 JUDGE JONES: We are on the record. This
2 is the time and place for the matter of Mary S.
3 Clement versus PECO Energy Company at docket
4 number C-20077791. I am administrative law
5 judge Angela T. Jones appointed by the
6 Commission to preside over this matter. I note
7 the appearance of Michael S. Swerling, Esquire,
8 representing PECO Energy Company.

9 I note also that Mr. Swerling is
10 accompanied by a witness for PECO Energy. I
11 note as well that Ms. Mary S. Clement, the
12 complainant in this complaint, is not present.

13 Mr. Swerling, is there anything you wish
14 to put on the record?

15 MR. SWERLING: Yes, your Honor, at this
16 time I would like to request the Commission to
17 grant a motion to dismiss with prejudice for
18 failure to prosecute.

19 JUDGE JONES: Very well. I will note for
20 the record that I have not heard from Mr.
21 Clement or Mrs. Clement. I will note for the
22 record that Mr. Clement is the person that
23 authorized the complaint on page 6. His
24 verification upon signature is on the complaint.

1 However, Mrs. Mary S. Clement is the actual
2 complainant recognizing the complaint. I
3 believe that they are husband and wife.

4 However, neither party has shown in this
5 hearing and there have been at least two
6 communications from the Commission. One,
7 providing a hearing notice date of July 2nd 2007
8 for today, Monday, August 27th, at 10 a.m., the
9 other, sent by me on July 5, 2007, providing
10 procedural explanations as well as other
11 arrangements that the complainant can make if
12 there be a need for a schedule adjustment.

13 Again, I have not heard from the party.
14 And again, they are not present. The time is
15 now 10:03, by my watch. And, Mr. Swerling, your
16 motion to dismiss with prejudice will be
17 considered in my written order.

18 Thank you. Anything else?

19 MR. SWERLING: No, your Honor. Thank you.

20 JUDGE JONES: We are adjourned.

21 - - -

22 (Whereupon, the hearing was concluded at
23 approximately 10:02 a.m.)

24 - - -

C E R T I F I C A T I O N

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I, RAEZELLE J. HADLEY, hereby certify that the foregoing is a true and correct transcript of the proceedings held in this matter, as transcribed from the stenographic notes taken by me to the best of my ability.

Raezelle J. Hadley

RAEZELLE J. HADLEY

(This certification does not apply to any reproduction of this transcript, unless under the direct supervision of the certifying reporter.)