

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

Francisco Rodriguez
v.
PECO Energy Company

Docket No.: C-20067034

Initial Hearing

Pages: 1 - 11

Pennsylvania Public Utility
Commission
Pittsburgh State Office
Building
300 Liberty Avenue
Eleventh Floor
Pittsburgh, Pennsylvania

DOCKETED

JAN 18 2007

January 3, 2007
Commencing at 1:00 p.m.

**DOCUMENT
FOLDER**

BEFORE:

ROBERT P. MEEHAN, Administrative Law Judge

APPEARANCES:

Francisco Rodriguez, Pro Se
6115 Ditman Street
Philadelphia, PA 19135
Complainant
(via telephone)

MICHAEL S. SWERLING, Esquire
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P.O. Box 8699
Philadelphia, PA 19101
Counsel for PECO Energy Company
(via telephone)

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

REPORTER: BARBARA J. JONES

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WITNESS

DIRECT

CROSS

REDIRECT

RECROSS

NONE PRESENT

P R O C E E D I N G S

JUDGE ROBERT P. MEEHAN

This is the date set by the Pennsylvania Public Utility Commission for a hearing by telephone on the Complaint filed by Francisco Rodriguez against PECO Energy Company at Docket Number C-20067034. I'm Robert Meehan, the Administrative Law Judge assigned by the Commission to preside over the matter and render an initial decision. I'm now going to attempt to contact the Complainant at the only telephone number he provided on the complaint form, and that is his home telephone number; that is, area code 215-333-0247. This is also the telephone number provided for him on the Commission's Hearing Notice of December 4th, 2006, as the telephone number I would call to reach him for today's hearing.

MR. RODRIGUEZ:

Hello.

JUDGE:

Hello. Francisco Rodriguez, please.

MR. RODRIGUEZ:

Yes. Yes.

JUDGE:

Yes. This is Judge Meehan with the

1 Pennsylvania Public Utility Commission calling.

2 MR. RODRIGUEZ:

3 How do you do.

4 JUDGE:

5 This is the time set up for the hearing
6 on the Complaint you filed against PECO Energy
7 Company.

8 MR. RODRIGUEZ:

9 Right.

10 JUDGE:

11 I want to put you on hold while I call
12 their attorney.

13 MR. RODRIGUEZ:

14 Okay.

15 JUDGE:

16 So stay on the line, and we'll be back
17 with you shortly.

18 MR. RODRIGUEZ:

19 All right.

20 ATTORNEY SWERLING:

21 Mike Swerling.

22 JUDGE:

23 Good afternoon. Judge Meehan calling.

24 ATTORNEY SWERLING:

25 Good afternoon, Judge.

1 JUDGE:

2 I have Mr. Rodriguez on the other line.

3 ATTORNEY SWERLING:

4 Okay.

5 JUDGE:

6 So let me connect us up here.

7 ATTORNEY SWERLING:

8 Great.

9 JUDGE:

10 Okay. This is Judge Meehan, and I'm

11 going to just check to make sure I didn't lose

12 anybody. Mr. Rodriguez?

13 MR. RODRIGUEZ:

14 Yes.

15 JUDGE:

16 Mr. Swerling?

17 ATTORNEY SWERLING:

18 Yes, Your Honor.

19 JUDGE:

20 All right. Do you need to connect

21 anybody from PECO Energy, or are they with you there?

22 ATTORNEY SWERLING:

23 I have them all with me here, Your Honor.

24 JUDGE:

25 All right. Let me note for everybody's

1 benefit, I have you all on a speaker phone on my end.
2 There is a court reporter present, who will make a
3 transcript of today's hearing, if we have to do that.
4 Before we start, though, I always ask whether the
5 parties to a proceeding like this, want to take some
6 time to discuss it informally, to see if they can
7 reach a resolution. Mr. Rodriguez, do you want to
8 take some time off the record, informally, to discuss
9 this with Mr. Swerling?

10 MR. RODRIGUEZ:

11 Well, if he's willing, yes.

12 ATTORNEY SWERLING:

13 Yes, we can talk, Your Honor. Sure.

14 JUDGE:

15 All right. Well, in that case, I'm going
16 to leave the room, and I'll observe that these
17 discussions, if there's no agreed resolution to the
18 dispute, are not to be disclosed when we get to the
19 hearing. When you have concluded your discussion,
20 please everybody stay on the line. The court reporter
21 will let me know that you've concluded, and I'll come
22 back and find out whether you've been able to resolve
23 the matter yourselves, or whether we're going to go
24 forward and do the complete hearing. So with that
25 background, then, we are off the record.

1 OFF RECORD DISCUSSION

2 JUDGE:

3 We are back. Let me turn the volume up
4 here a little bit, and let me ask, Mr. Rodriguez, were
5 you able to reach some kind of an agreement with PECO
6 Energy Company?

7 MR. RODRIGUEZ:

8 Yes.

9 JUDGE:

10 Mr. Swerling, will PECO be submitting a
11 Certificate of Satisfaction?

12 ATTORNEY SWERLING:

13 Yes, and we'll send a Letter of
14 Settlement to Mr. Rodriguez in the mail.

15 JUDGE:

16 All right. Let me ask PECO one request.
17 When you send in the Certificate of Satisfaction,
18 would you please send a copy of that to Dawn, D-A-W-N,
19 Reitenbach, R-E-I-T-E-N-B-A-C-H. She's in the ALJ
20 Scheduling Office in Harrisburg. She's the Scheduling
21 Officer for this case.

22 ATTORNEY SWERLING:

23 Okay.

24 JUDGE:

25 And that will help ensure that this

1 matter gets closed by the Secretary.

2 ATTORNEY SWERLING:

3 Okay.

4 JUDGE:

5 Mr. Rodriguez, in case it wasn't
6 explained to you, you have ten days after that
7 certificate is mailed, in which to write to the
8 Secretary and object that you're not satisfied.

9 MR. RODRIGUEZ:

10 All right.

11 JUDGE:

12 But as long as you re happy with the
13 agreement you've reached, please don't send any
14 letters in.

15 MR. RODRIGUEZ:

16 Okay.

17 JUDGE:

18 In about a month or two afterwards,
19 you'll each get a letter from the Secretary's office,
20 which will inform you that the Commission has closed
21 this case.

22 MR. RODRIGUEZ:

23 All right.

24 JUDGE:

25 Okay. Well, thank everybody for being

1 available this afternoon, and I'm glad you were able
2 to work something out.

3 ATTORNEY SWERLING:

4 Thank you very much, Your Honor.

5 MR. RODRIGUEZ:

6 Thank you.

7 JUDGE:

8 All right. Bye.

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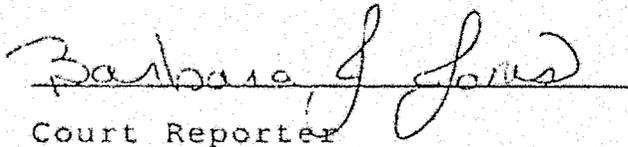
HEARING CONCLUDED AT 1:14 P.M.

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C E R T I F I C A T E

I hereby certify, as the
stenographic reporter, that the foregoing
proceedings were taken stenographically by
me, and thereafter reduced to typewriting
by me or under my direction; and that this
transcript is a true and accurate record
to the best of my ability.


Court Reporter