

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

Milton Bitters,
v.
PECO Energy Company

Docket No.: F-01633898

Initial Hearing on Remand

Pages: 1 - 6

State Office Building
1400 Spring Garden Street
13th Floor
Philadelphia, PA 19130

DOCKETED
AUG 10 2006

Friday, June 30, 2006
Commencing at 10:00 A.M.

BEFORE:

ANGELA T. JONES, Administrative Law Judge

APPEARANCES:

LISA LUTZ, Esquire
Lutz Law Office
2301 Market Street
Philadelphia, PA 19101

For the Respondent

DOCUMENT
FOLDER

[Handwritten signature]

REPORTER: KENNETH D. O'HEARN

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

48

INDEX TO WITNESSES

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

WITNESS

DIRECT

CROSS

REDIRECT

RECROSS

None

P R O C E E D I N G S

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2 -----
3 JUDGE ANGELA T. JONES:

4 This is the time and place for the matter
5 of Milton Bitters versus PECO Energy Company at
6 Document Number F-01633898. I am Administrative Law
7 Judge, Angela T. Jones, appointed by the Commission to
8 preside over this initial hearing on remand. The
9 Commission felt that Mr. Bitters having presented
10 reasons to reschedule to the secretary of as opposed
11 to myself or opposing Counsel was enough to provide
12 this remanded initial hearing.

13 I note the appearance of Ms. Lisa Lutz,
14 Esquire, representing PECO Energy Company. I also
15 note that Mr. Bitters has not presented himself into
16 this hearing room at the official start time of 10:00
17 a.m.

18 I am inclined based upon the remanded
19 instructions and directions that I received from the
20 Commission to go off the record for 15 minutes and to
21 reconvene at that time.

22 Thank you. We're off the record.

23 BRIEF RECESS

24 JUDGE JONES:

25 We're back on the record. Let the

1 record reflect that I did check the internal computer
2 system of the Commission and failed to see anything
3 signifying that Mr. Bitters filed anything with the
4 secretary requesting to reschedule. And I know he did
5 not file anything with me nor copy anything to Ms.
6 Lutz.

7 At this time, Ms. Lutz, I'm willing to
8 hear you in reference to this case.

9 ATTORNEY LUTZ:

10 Yes, Your Honor. At this time, PECO
11 would like to make a motion to dismiss for failure to
12 prosecute.

13 JUDGE JONES:

14 Very well. I will be reducing my
15 decision to an order in all likelihood granting your
16 motion.

17 ATTORNEY LUTZ:

18 Thank you, Your Honor.

19 JUDGE JONES:

20 Is there anything else from PECO?

21 ATTORNEY LUTZ:

22 I have nothing else this morning.

23 JUDGE JONES:

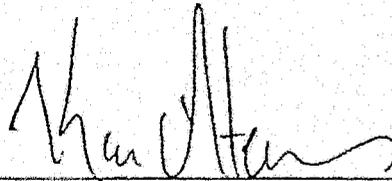
24 Thank you. We are dismissed.

25 ***HEARING CONCLUDED AT 10:10 A.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

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