

ORIGINAL

COMMONWEALTH OF PENNSYLVANIA

PUBLIC UTILITY COMMISSION

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Milton Bitters v. PECO Energy Company.: Docket No.  
Billing dispute. Initial hearing. : F-01633898  
Call of the Docket. :  
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Pages 1 through 6 1400 Spring Garden Street  
State Office Building  
Philadelphia, Pennsylvania

Tuesday, December 27, 2005

Met, pursuant to notice, at 11:00 a.m.

BEFORE:

ANGELA T. JONES, Administrative Law Judge

APPEARANCES:

LISA LUTZ, ESQUIRE  
2301 Market Street  
Philadelphia, Pennsylvania 19101  
(For PECO Energy Company)

*G.M.*  
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WITNESS INDEX

WITNESSES

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(None.)



PROCEEDINGS

ADMINISTRATIVE LAW JUDGE ANGELA T.

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2  
3 JONES: We are on the record. This is the time  
4 and place for the matter of Milton Bitters versus  
5 PECO Energy Company at Docket F-01633898. I am  
6 Administrative Law Judge Angela T. Jones appointed  
7 by the Commission to preside over this matter. I  
8 note the appearance of Ms. Lutz, Esquire,  
9 representing PECO Energy Company in Philadelphia.  
10 I also note that we do not have a complainant in  
11 the hearing room at this time. I note that there  
12 was a hearing notice sent on October 27, 2005 for  
13 today. I also note that there was no return. The  
14 Commission has no return of the notice for Mr.  
15 Bitters.

16 Ms. Lutz, did Mr. Bitters contact  
17 you as far as his presence for this hearing today?

18 MS. LUTZ: No, he didn't, your  
19 Honor. The company sent a letter attempting to  
20 contact him to resolve the issue and he did not  
21 respond to that letter.

22 JUDGE JONES: Okay. Was there a  
23 telephone contact made to Mr. Bitters?

24 MS. LUTZ: It was a letter  
25 explaining all the issues in his complaint.

1 JUDGE JONES: It was a  
2 correspondence by mail. Did the company receive  
3 the correspondence back?

4 MS. LUTZ: No, we did not.

5 JUDGE JONES: We can assume that he  
6 did receive it. It was mailed to his billing  
7 address.

8 MS. LUTZ: That is correct, your  
9 Honor.

10 JUDGE JONES: Ms. Lutz, given the  
11 state of affairs I assume you have a motion.

12 MS. LUTZ: Thank you, your Honor.  
13 At this time I would like to make a motion to  
14 dismiss for failure to prosecute.

15 JUDGE JONES: Duly noted. I will  
16 entertain that motion by written order.

17 MS. LUTZ: Thank you.

18 JUDGE JONES: Is there anything  
19 further that you have in reference to Mr. Bitters?

20 MS. LUTZ: Nothing further, your  
21 Honor.

22 JUDGE JONES: Very well. We are  
23 adjourned. Thank you.

24 (Whereupon, at 11:03 a.m., the  
25 hearing was adjourned.)

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.

COMMONWEALTH REPORTING COMPANY, INC.

By: *Souenda S. Taylor*.....

Souenda S. Taylor

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