



An Exelon Company

Legal Department
2301 Market Street / S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699

Direct Dial: 215-841-6841

April 21, 2017

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

RE: Harry Zimmerman v. PECO Energy Company
PUC Docket No.: F-2017-2598840

Dear Ms. Chiavetta:

Enclosed for filing with the Commission is *Preliminary Objection of Respondent, PECO Energy Company* with regard to the matter referenced above.

I have enclosed a Certificate of Service showing that a copy of the above document was served on the interested parties. Thank you for your time and attention on this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Shawane Lee", with a long horizontal flourish extending to the right.

Shawane Lee
Counsel for PECO Energy Company

SL/ab

cc: Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

HARRY ZIMMERMAN	:	
Complainant	:	
v.	:	DOCKET NO. F-2017-2598840
	:	
PECO ENERGY COMPANY	:	
Respondent	:	

NOTICE TO PLEAD

Pursuant to 52 Pa. Code §§ 5.101 and 5.62(c), you are hereby notified that, if you do not file a written response denying or correcting the enclosed Preliminary Objection within 10 days from service of this notice, a ruling may be entered against you. Your response must be filed with the Secretary of the Pennsylvania Public Utility Commission, with a copy served to counsel for PECO Energy Company, Shawane L. Lee, and where applicable, the Administrative Law Judge presiding over the issue.

File with:
Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, Second Floor
Harrisburg, PA 17120

With a copy to:
Shawane L. Lee
PECO Energy Company
2301 Market Street, S-23
Philadelphia, PA 19103

Dated at Philadelphia, PA, April 21, 2017



Shawane L. Lee
PECO Energy Company
2301 Market Street, S-23
Philadelphia, PA 19103
(215) 841-6841
Shawane.Lee@exeloncorp.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

HARRY ZIMMERMAN	:	
Complainant	:	
v.	:	DOCKET NO. F-2017-2598840
	:	
PECO ENERGY COMPANY	:	
Respondent	:	

**PRELIMINARY OBJECTION OF RESPONDENT,
PECO ENERGY COMPANY**

Respondent, PECO Energy Company (“PECO Energy”), pursuant to 52 Pa. Code § 5.101(a)(4) respectfully petitions this Honorable Commission to dismiss the instant Complaint as legally insufficient.

1. On April 14, 2017, PECO Energy was served with a formal complaint filed by Harry Zimmerman (hereafter “Complainant”). A copy of the Complaint is attached hereto as Exhibit “1”.
2. In his Complaint, the Complainant states that he is appealing a Bureau of Consumer Services decision.
3. The Complainant states that he disputes the amount of the bill his tenants did not pay before a bill was transferred into his name after a foreign wiring condition was found.
4. In his Bureau of Consumer Services complaint, the Complainant states that his tenants had not paid their bill in months.
5. The Complainant states that when he was made aware of the foreign wiring issue he corrected the problem.

6. The Complainant states that he agrees to pay half the tenant's bill in order to get closure.

7. PECO Energy simultaneously filed an Answer and the instant Preliminary Objection. A copy of PECO's Answer is attached hereto as Exhibit "2".

8. Pursuant to 52 Pa. Code § 5.101, preliminary objections may be filed against a complaint and dismissed for legal insufficiency. 52 Pa. Code § 5.101(a)(4).

9. Commission procedure regarding the disposition of preliminary objections is similar to that utilized in Pennsylvania civil procedure.¹

10. In deciding preliminary objections, the Public Utility Commission must determine, based on the factual pleadings of the petitioner, if relief or recovery is possible.²

11. A complaint must be able to recover under the law to survive a preliminary objection.³

12. All of the non-moving party's averments must be taken as true for the sake of deciding the preliminary objection.⁴

13. The court does not, however, need to accept, "unwarranted inferences from facts, argumentative allegations, or expressions of opinions."⁵

14. Section 703 of the Public Utility Code, 66 Pa. C.S.A. § 703(b) provides that the Commission may dismiss any complaint without a hearing of, in its opinion, a hearing is not necessary to the public interest.

¹ *Equitable Small Transportation Interveners v. Equitable Gas Co.*, 1994 Pa.PUC LEXIS 69, Docket No. C-00935435 (July 18, 1994)

² 2006 Pa. PUC Lexis 111, *7.

³ *Milliner v. Enck*, 709 A.2d 417, 418 (Pa. Super. Ct. 1998) ("preliminary objection should be sustained only where it appears with certainty that, upon the facts averred, the law will not allow the plaintiff to recover").

⁴ *Id.* at 7-8.

⁵ *Feingold v. McNulty*, 2009 Phila. Ct. Com. Pl LEXIS 167, *3.

15. A hearing is required only when there is a disputed question of fact, and is not required to resolve questions of law. Dee-Dee Cab, Inc. v. Pa. Pub. Util. Comm'n, 817 A.2nd 593 (Pa. Commw. Ct. 2003), petition for allowance of appeal denied, 836 A.2d 123 (Pa. 2003).

16. Here, there are no genuine issues of fact and PECO Energy is entitled to judgment as a matter of law with respect to all of the allegations in the Complaint.

17. The Commission has held that a landlord must pay the utility for any account balance, including arrearages, once a foreign load or wiring has been found. 66 Pa. C.S. §§ 1529.1(a), (c); and Ace Check Cashing Inc. v. Phila. Gas Works, Final Order, (May 21, 2010). See also Santos v. Metro. Edison Co., No. C-00967757 (Pa. P.U.C. Aug. 7, 1997).

18. The Complainant avers that he is being held responsible for his tenant's balance that was transferred to him. The Complainant disputes responsibility for the balance transferred to him arising from the foreign wiring condition. See Complaint at Exhibit "1".

19. The Complainant does not allege that the property is not a rental property or that he is not the owner of the property.

20. The Complainant does not allege that PECO Energy incorrectly determined a foreign wiring condition at his property.

21. The Complainant does not allege that PECO Energy delayed investigating his tenant's foreign wiring concerns.

22. The Complainant does not allege that PECO Energy transferred an incorrect amount to his account.

23. The Complainant does not disagree that foreign wiring was found. Indeed he admitted that he corrected the foreign wiring condition.

24. The Complainant does not allege that PECO Energy delayed their field investigation to verify the foreign wiring had been corrected.

25. The Complainant's formal complaint simply alleges that foreign wiring was found at his property and he feels that he should not be held responsible for his tenant's balance arising from the foreign wiring because his tenant did not remain current on her bill.

26. As previously explained by the Legislature and this Commission, upon discovering the existence of a foreign load a public utility is required to list the account, including any arrearages, in the name of the landlord. 66 Pa. C.S. §§ 1529.1(a), (c). See also Santos v. Metro. Edison Co., No. C-00967757 (Pa. P.U.C. Aug. 7, 1997). The landlord is responsible for paying the utility bills until the foreign load is corrected. Santos at 16. Once the foreign load is corrected by the landlord and verified by the utility, the utility will place the account back in the name of the tenant and the arrearage, if any, will remain the landlord's responsibility. Id. To the extent any dispute regarding the financial responsibility of the parties exists, that is a matter to be resolved in the Court of Common Pleas as it is outside the Commission's jurisdiction. Edmund v. Corazzini v. UGI Penn Natural Gas, Inc., No. F-2009-2101282, Opinion and Order adopted July 15, 2010 at 7.

27. In the case at bar, PECO Energy properly transferred the tenant's utility account, including arrearages, to the Complainant's name.

28. PECO Energy's actions are consistent with Pennsylvania law.

29. The PUC is not the forum for the Complainant to raise what is essentially a landlord tenant dispute, regarding the foreign wiring balance that should be attributable to him as opposed to the amount attributable to his tenant pursuant to a lease agreement between the parties.

30. As stated in Edmund v. Corazzini, supra that is a matter to be resolved in the Court of Common Pleas as it is outside the Commission's jurisdiction.

31. Because the Complaint relates to a dispute about the assignment of financial responsibility for a foreign load in a building he owns, this complaint should be dismissed as a matter of law.

32. Accordingly, PECO Energy requests that the Commission dismiss the Complaint for legal insufficiency.

REQUEST FOR RELIEF

WHEREFORE, for the reasons set forth above, PECO Energy Company respectfully requests that your Honorable Commission summarily dismiss the Complainant's Complaint.

Respectfully submitted,



Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
(215) 841-6841
Fax: 215.568.3389
Shawane.Lee@exeloncorp.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

HARRY ZIMMERMAN
Complainant
v.

PECO ENERGY COMPANY
Respondent

:
:
:
:
:
:

DOCKET NO. F-2017-2598840

VERIFICATION

I, Shawane L. Lee, hereby declare that I am counsel for 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: April 21, 2017



Shawane L. Lee

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

HARRY ZIMMERMAN	:	
Complainant	:	
v.	:	DOCKET NO. F-2017-2598840
	:	
PECO ENERGY COMPANY	:	
Respondent	:	

CERTIFICATE OF SERVICE

I, Shawane L. Lee, 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, properly addressed and postage prepaid to:

Harry Zimmerman
100 Cambridge Drive
Cinnaminson, NJ 08077

Dated at Philadelphia, Pennsylvania, April 21, 2017



Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
(215) 841-6841
Fax: 215.568.3389
Shawane.Lee@exeloncorp.com

EXHIBIT 1

Botak, Amy:(PECO)

From: eServe@pa.gov
Sent: Friday, April 14, 2017 2:40 PM
To: Lee, Shawane L:(PECO)
Cc: Botak, Amy:(PECO)
Subject: [EXTERNAL] PA PUC eServe Notice

Importance: High

Dear Shawane L Lee,

A(n) **Formal Complaint Form** has been served in this proceeding. This document is docketed as **F-2017-2596840**. You may view this document at **Formal Complaint Form**

You are receiving this email because you are a(n) **Respondent** for this case and have agreed to be served electronically. By selecting electronic service (eService), you have agreed that this notification constitutes valid service. Electronic service of any and all documents will be in place of paper service.

Thank You,
Public Utility Commission
Commonwealth of Pennsylvania

** Please do not respond to this automatically generated email.*

timely
BCS 3800175
PECO ENERGY
Must be returned by MAY 3, 2017

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Formal Complaint

Filing this form begins a legal proceeding and you will be a party to the case.
If you do not wish to be a party to the case, consider filing an Informal complaint.

PA P.U.C.
SECRETARY'S BUREAU

2017 APR 11 AM 10:26

RECEIVED

To complete this form, please type or print legibly in ink.

1. Customer (Complainant) Information

Provide your name, mailing address, county, telephone number(s), e-mail address and utility account number. It is your responsibility to update the Commission with any changes to your address and to where you want documents mailed to you.

Name HARRY J. ZIMMERMAN

Street/P.O. Box 100 Cambridge DR. Apt # _____

City CINNAMILSON State N.J. Zip 08077

County Burlington

Telephone Number(s) Where We Can Contact You During the Day:

(856) 829-2855 (home) (856) 673-6973 (mobile) cell

E-mail Address (optional): _____

Utility Account Number (from your bill) 07623-24078

If your complaint involves utility service provided to a different address or in a different name than your mailing address, please list this information below.

Name HARRY J. ZIMMERMAN

Street/P.O. Box 2727 Rhawn St 485B TRANSFER SERVICE FROM UNIT 44A

City Phila State Pa. Zip 19152

2. Name of Utility or Company (Respondent)

Provide the full name of the utility or company about which you are complaining. The name of your utility or company is on your bill.

PECO

3. Type of Utility Service

Check the box listing the type of utility service that is the subject of your complaint (check only one):

- ELECTRIC WASTEWATER/SEWER
 GAS TELEPHONE/TELECOMMUNICATIONS (local, long distance)
 WATER MOTOR CARRIER (e.g. taxi, moving company, limousine)
 STEAM HEAT

4. Reason for Complaint

What kind of problem are you having with the utility or company? Check all boxes below that apply and state the reason for your complaint. Explain specifically what you believe the utility or company has done wrong. Provide relevant details including dates, times and places and any other information that may be important. If the complaint is about billing, tell us the amount you believe is not correct. Use additional paper if you need more space. Your complaint may be dismissed without a hearing if you do not provide specific information.

- The utility is threatening to shut off my service or has already shut off my service.
- I would like a payment agreement.
- Incorrect charges are on my bill. Provide dates that are important and an explanation about any amounts or charges that you believe are not correct. Attach a copy of the bill(s) in question if you have it/them. *I Am Disputing the Amount of the Bill that the TENANTS did NOT PAY BEFORE IT WAS TRANSFERRED INTO MY NAME. I WILL AGREE TO PAY HALF OF THEIR BILL TO GET CLOSURE. THANK YOU*
- I am having a reliability, safety or quality problem with my utility service. Explain the problem, including dates, times or places and any other relevant details that may be important.
- Other (explain).

Note: If your complaint is only about removing or modifying a municipal lien filed by the City of Philadelphia, the Public Utility Commission (PUC) cannot address it. Only local courts in Philadelphia County can address this type of complaint. The PUC can address a complaint about service or incorrect billing even if that amount is subject to a lien.

In addition, the PUC generally does not handle complaints about cell phone or Internet service, but may be able to resolve a dispute regarding voice communications over the Internet (including the inability to make voice 911/E911 emergency calls) or concerns about high-speed access to Internet service.

6. Requested Relief

How do you want your complaint to be resolved? Explain what you want the PUC to order the utility or company to do. Use additional paper if you need more space.

Note: The PUC can decide that a customer was not billed correctly and can order billing refunds. The PUC can also fine a utility or company for not following rules and can order a utility or company to correct a problem with your service. Under state law, the PUC cannot decide whether a utility or company should pay customers for loss or damages. Damage claims may be sought in an appropriate civil court.

6. Protection From Abuse (PFA)

Has a court granted a "Protection From Abuse" order that is currently in effect for your personal safety or welfare? The PUC needs this information to properly process your complaint so that your identity is not made public.

Note: You must answer this question if your complaint is against a natural gas distribution utility, an electric distribution utility or a water distribution utility AND your complaint is about a problem involving billing, a request to receive service, a security deposit request, termination of service or a request for a payment agreement.

Has a court granted a "Protection From Abuse" order for your personal safety or welfare?

YES

NO

If your answer to the above question is "yes," attach a copy of the current Protection From Abuse order to this Formal Complaint form.

7. Prior Utility Contact

a. Is this an appeal from a decision of the PUC's Bureau of Consumer Services (BCS)?

YES

NO

Note: If you answered yes, move to Section 8. No further contact with the utility or company is required. If you answered no, answer the question in Section 7 b. and answer the question in Section 7 c. if relevant.

b. If this is not an appeal from a BCS decision, have you spoken to a utility or company representative about this complaint?

YES

NO

Note: You must contact the utility first if (1) you are a residential customer, (2) your complaint is against a natural gas distribution utility, an electric distribution utility or a water utility AND (3) your complaint is about a billing problem, a service problem, a termination of service problem, or a request for a payment agreement.

c. If you tried to speak to a utility company representative about your complaint but were not able to do so, please explain why.

Note: Even if you are not required to contact the utility or company, you should always try to speak to a utility or company representative about your problem before you file a Formal Complaint with the PUC.

8. Legal Representation

If you are filing a Formal Complaint as an individual on your own behalf, you are not required to have a lawyer. You may represent yourself at the hearing.

If you are already represented by a lawyer in this matter, provide your lawyer's name, address, telephone number, and e-mail address, if known. Please make sure your lawyer is aware of your complaint. If represented by a lawyer, both you and your lawyer must be present at your hearing.

Lawyer's Name _____

Street/P.O. Box _____

City _____ State _____ Zip _____

Area Code/Phone Number _____

E-mail Address (if known) _____

Note: Corporations, associations, partnerships, limited liability companies and political subdivisions are required to have a lawyer represent them at a hearing and to file any motions, answers, briefs or other legal pleadings.

9. Verification and Signature

You must sign your complaint. Individuals filing a Formal Complaint must print or type their name on the line provided in the verification paragraph below and must sign and date this form in ink. If you do not sign the Formal Complaint, the PUC will not accept it.

Verification:

I HARRY J. ZIMMERMAN, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Harry J. Zimmerman
(Signature of Complainant)

4-6-17
(Date)

Title of authorized employee or officer (only applicable to corporations, associations, partnerships, limited liability companies or political subdivisions)

Note: If the Complainant is a corporation, association, partnership, limited liability company or political subdivision, the verification must be signed by an authorized officer or authorized employee. If the Formal Complaint is not signed by one of these individuals, the PUC will not accept it.

10. Two Ways to File Your Formal Complaint

Electronically. You must create an account on the PUC's eFiling system, which may be accessed at <http://www.puc.pa.gov/filing/default.aspx>.

Note: If you are appealing your Bureau of Consumer Services (BCS) decision, you must file your formal complaint by mail.

Mail. Mail the completed form with your original signature and any attachments, by certified mail, first class mail, or overnight delivery to this address:

Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, Pennsylvania 17120

Note: Formal Complaints sent by fax or e-mail will not be accepted.

If you have any questions about filling out this form, please contact the Secretary's Bureau at 717-772-7777.

Keep a copy of your Formal Complaint for your records.



An Exelon Company

001-412-6100 TOLL FREE 1-800-437-4300 412-61-4374

HARRY J ZIMMERMAN
100 CAMDEN DR
CHESAUNICE, NJ 08077-4243

*This is the First Bill I am
disputing before it was transfer to 4B-B*

PECO - PAYMENT PROCESSING Acct. 07623 - 24078
PO BOX 3700
PHILADELPHIA PA 19101-0000



013785703500006921663060692163

Account Number
01378-57005



44-PA

Please pay this amount by 11/01/2010 \$602.16

To pay by phone call 1-877-433-0004
A convenience fee will apply.



An Exelon Company

001-412-6100 TOLL FREE 1-800-437-4300 412-61-4374

HARRY J ZIMMERMAN
100 CAMDEN DR
CHESAUNICE, NJ 08077-4243

*this is the second bill I am
disputing before it was transfer to*

PECO - PAYMENT PROCESSING Acct. 07623 - 24078
PO BOX 3700
PHILADELPHIA PA 19101-0000



013785703500007536663190753662

Account Number
01378-57005

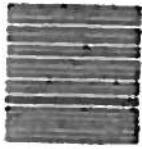


07-PA

Please pay this amount by 11/04/2010 \$763.00

To pay by phone call 1-877-433-0004
A convenience fee will apply.

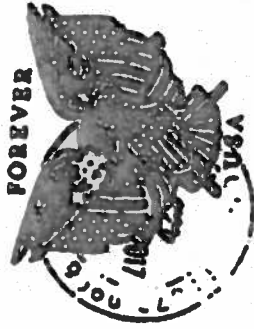
Harry Zimmerman
100 Cambridge Ave.
Cincinnati, OH 45207



17100

U.S. POSTAGE
CINCINNATI, OH
45207

\$0.42
7023-012339-00



SECRETARY

PENNSYLVANIA Public Utility Commission

400 NORTH STREET COMMONWEALTH KEYSTONE BUILDING

HARRISBURG, PA. 17120

2nd Floor

EXHIBIT 2



PENNSYLVANIA
PUBLIC UTILITY COMMISSION

CONSUMERINFO UTILITY&INDUSTRY FILING&RESOURCES ABOUTPUC CONTACTUS

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eFiling Successfully Transmitted



Your filing has been electronically received. Upon review of the filing for conformance with the Commission's filing requirements, a notice will be issued acknowledging such compliance and assigning a Docket Number. The matter will receive the attention of the Commission and you will be advised if any further action is required on your part.

Print this page for your records. The date filed on will be the current day if the filing occurs on a business day before or at 4:30 PM Harrisburg, PA time. It will be the next business day if the filing occurs after 4:30 PM Harrisburg, PA time or on weekends or holidays.

If your filing exceeds 250 pages, you are required to submit one paper copy of the filing within 3 business days of submitting the electronic filing. This paper copy can be mailed to: Secretary, Pennsylvania Public Utility Commission, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120 . Please print a copy of this page and attach it to the paper copy of your filing as the first page.

eFiling Confirmation	
Docket Number:	F-2017-2598840
Description:	Harry Zimmerman v. PECO Energy Company Answer to Formal Complaint
Transmission Date:	4/21/2017 10:40:31 AM
Filed On:	4/21/2017 10:40:31 AM
eFiling Confirmation Number:	1674236

Uploaded File List

File Name	Document Class	Document Type
Harry Zimmerman - Answer.pdf	Communication	Answer to Formal Complaint



An Exelon Company

Legal Department
2301 Market Street / S23-1
Philadelphia, PA 19101-8699

Direct Dial: 215-841-6841

April 21, 2017

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

RE: Harry Zimmerman v. PECO Energy Company
PUC Docket No.: F-2017-2598840

Dear Ms. Chiavetta:

Enclosed for filing with the Commission is *PECO Energy's Answer to Formal Complaint*.

I have enclosed a Certificate of Service showing that a copy of the above document was served on the interested parties. Thank you for your time and attention on this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Shawane Lee".

Shawane Lee
Counsel for PECO Energy Company

SL/ab
Enclosure

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

HARRY ZIMMERMAN	:	
Complainant	:	
v.	:	DOCKET NO. F-2017-2598840
	:	
PECO ENERGY COMPANY	:	
Respondent	:	

ANSWER OF RESPONDENT,
PECO ENERGY COMPANY

On April 14, 2017, PECO Energy Company ("PECO Energy") was served with a formal complaint filed by Harry Zimmerman (hereafter "Complainant"). Pursuant to 52 Pa. Code § 5.61, PECO Energy responds to the Complaint and states:

1. Admitted
2. Admitted.
3. Admitted.

4. Denied. Unless specifically admitted herein, PECO Energy denies all material allegations of fact and conclusions of law in the complaint. In his Complaint, the Complainant disputes the amount of the bill his tenants did not pay before the bill was transferred into his name after a foreign wiring condition was found. The Complainant states that he agrees to pay half the tenant's bill in order to get closure.

PECO Energy's records reveal that the Complainant owns the property located at 2727 Rhawn Street, Philadelphia, PA. The Complainant has a tenant, Joanne Kniele, who established service at the premises in Apartment 44A. See Account Activity Statement, attached hereto as Exhibit "1". On September 13, 2016, Ms. Kniele complained of high bills at her residence. Accordingly, on September 16, 2016, a PECO Energy technician visited the property and found

foreign wiring. Specifically, the technician found the common hallway entrance light connected to her meter.

On October 10, 2016, PECO connected service in the Complainant's name effective September 16, 2016, and established a new account under account number 01378-57035. See Account Activity Statement, attached hereto as Exhibit "2". PECO sent correspondence to the Complainant on September 19, 2016, advising that foreign wiring had been found. See Correspondence dated 9/19/16, attached hereto as Exhibit "3". Ms. Kniele's balance in the amount of \$538.66 was transferred into the Complainant's name under account number 01378-57035. See Exhibit "2". On October 5, 2016, PECO sent a Utility Company Report to Ms. Kniele advising her that foreign wiring had been found and her account was transferred to her landlord's name effective September 16, 2016. See Correspondence dated 10/5/16, attached hereto as Exhibit "4". On October 14, 2016, PECO's high bill field technician went to the property and verified that foreign wiring repairs had been completed. PECO transferred the account out of the Complainant's name effective October 20, 2016, and transferred the \$747.86 unpaid balance to the Complainant's open active account number 0762324078. See Account Activity Statement, attached hereto as Exhibit "5".

On January 23, 2017, the Complainant filed an informal complaint with the Bureau of Consumer Services ("BCS") at case number 003500175, disputing the foreign load charges transferred to him. The Complainant stated that his tenants had not paid their bill in months and when he was made aware of the foreign wiring issue he corrected the problem. See Case Details Report #003500175, attached hereto as Exhibit "6". On March 16, 2017, the BCS issued a Decision Report, dismissing the case as follows:

DISMISS FOREIGN WIRING DISPUTE. MR. ZIMMERMAN DISPUTED OWING THE TENANT'S BALANCE FOLLOWING A 9/16/2016 ON SITE VALIDATION OF FOREIGN WIRING. A COMMON AREA HALL LIGHT WAS WIRED TO THE TENANT FOR UNIT A44. PECO TRANSFERRED THE TENANT UNPAID BALANCE OF 538.66 TO THE LANDLORD ACCOUNT. THE LANDLORD BECAME RESPONSIBLE FOR A FINAL BILLED AMOUNT OF 755.56. THE LL THINKS THE FINANCIAL ADJUSTMENT IS TOO HARSH FOR THE FOREIGN WIRING INFRACTION DUE TO THE TENANT'S PRIOR UNPAID BILLS.

See BCS Decision Report #003500175, attached hereto as Exhibit "7".

PECO Energy avers that the company properly determined there was a foreign load condition at the Complainant's rental property and transferred the service and charges into the Complainant's name consistent with 66 Pa. C.S. §§ 1529.1(a), (c); and Ace Check Cashing Inc. v. Phila. Gas Works, Final Order, (May 21, 2010). Upon discovering the existence of a foreign load a public utility is required to list the account, including any arrearages, in the name of the landlord. 66 Pa. C.S. §§ 1529.1(a), (c). See also Santos v. Metro. Edison Co., No. C-00967757 (Pa. P.U.C. Aug. 7, 1997). The landlord is responsible for paying the utility bills until the foreign load is corrected. Santos at 16. Once the foreign load is corrected by the landlord and verified by the utility, the utility will place the account back in the name of the tenant and the arrearage, if any, will remain the landlord's responsibility. Id. To the extent any dispute regarding the financial responsibility of the parties exists, that is a matter to be resolved in the Court of Common Pleas as it is outside the Commission's jurisdiction. Edmund v. Corazzini v. UGI Penn Natural Gas, Inc., No. F-2009-2101282, Opinion and Order adopted July 15, 2010 at 7.

5. Denied.
6. Admitted.
7. Admitted.

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

Respectfully Submitted,



**Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
(215) 841-6841
Fax: 215.568.3389
shawane.lee@exeloncorp.com**

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

HARRY ZIMMERMAN
Complainant
v.

PECO ENERGY COMPANY
Respondent

:
:
:
:
:
:

DOCKET NO. F-2017-2598840

VERIFICATION

I, Shawane Lee, hereby declare that I am counsel for 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: April 21, 2017

Shawane L. Lee

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

HARRY ZIMMERMAN	:	
Complainant	:	
v.	:	DOCKET NO. F-2017-2598840
	:	
PECO ENERGY COMPANY	:	
Respondent	:	

CERTIFICATE OF SERVICE

I, Shawane L. Lee, 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, properly addressed and postage prepaid to:

Harry Zimmerman
100 Cambridge Drive
Cinnaminson, NJ 08077

Dated at Philadelphia, Pennsylvania, April 21, 2017.



Shawane L. Lee
Counsel for PECO Energy Company
2301 Market Street, S23-1
P.O. Box 8699
Philadelphia, PA 19101-8699
(215) 841-6841
Fax: 215.568.3389
Shawane.Lee@exeloncorp.com

EXHIBIT “1”

Account Number: 01317652026
 Account Name: JOANNE ENHLE
 Account Status: FINAL
 Member Bill Group: 7

Service Address:
 UNIT 444 2727 RIVINGTON ST
 PHILADELPHIA, PA 19152
 (215) 601-1557 Ext.

Current Bill: \$549.22
 Billing Prior: \$12.92
 Balance Due: \$0.00
 Credit Amount: \$0.00
 Deposit Requested: \$0.00
 Deposit On-Hand: \$0.00
 CAP Pre-program Arrears: \$0.00
 Payment Agreement Balance: \$0.00

Account Balance: \$0.00
 Billing: SUPPLIER ELECTRIC RESIDENTIAL SERVICE

Account Transaction Activity

Transaction DR	Product Type	Contract Source	Billing Period	Amount	Billing Type	Account	CDEN	ED	CDT	Transaction Amount	Returned	Contract Change	Final Due	RETRN-DR	Final Balance	Interest	Deposited	Unsettled
01/05/2015	LATE PAYMENT CHANGE	PAYMENT								\$1.26								
01/07/2015	ELECTRIC SERVICE	PAYMENT	12/05/2014 - 01/06/2015	14418	ACTUAL	120115014	743	0		-\$88.32	\$1.26	\$119.55	\$120.81	01/20/2015	\$120.81	87.4		\$0.00
02/04/2015	End of Month Balance									\$119.55								
02/04/2015	LATE PAYMENT CHANGE	PAYMENT								\$1.79								
02/09/2015	ELECTRIC SERVICE	PAYMENT	01/06/2015 - 02/09/2015	15189	ACTUAL	120115014	750	0		-\$120.81	\$1.79	\$103.46	\$103.46	04/01/2015	\$103.46	1,121		\$0.00
02/09/2015	End of Month Balance									\$120.82								
03/09/2015	ELECTRIC SERVICE	PAYMENT	02/09/2015 - 03/10/2015	15482	ACTUAL	120115014	634	0		-\$122.41	\$0.00	\$103.46	\$103.46	04/01/2015	\$103.46			\$0.00
03/10/2015	End of Month Balance									\$103.46								
04/07/2015	LATE PAYMENT CHANGE	PAYMENT								\$1.45								
04/09/2015	ELECTRIC SERVICE	PAYMENT	03/10/2015 - 04/08/2015	16408	ACTUAL	120115014	506	0		-\$93.36	\$1.45	\$91.36	\$91.36	04/20/2015	\$91.36	573		\$0.00
04/07/2015	ELECTRIC SERVICE	PAYMENT	04/08/2015 - 04/07/2015	17286	ACTUAL	120115014	878	0		-\$188.37	\$0.00	\$136.37	\$136.37	05/29/2015	\$136.37	201		\$0.00
04/05/2015	ELECTRIC SERVICE	PAYMENT	04/07/2015 - 04/05/2015	18251	ACTUAL	120115014	1965	0		-\$136.37	\$0.00	\$136.37	\$136.37	06/29/2015	\$136.37			\$0.00
04/09/2015	ELECTRIC SERVICE	PAYMENT	04/05/2015 - 04/09/2015	19444	ACTUAL	120115014	189	0		\$291.12	\$0.00	\$291.12	\$291.12	06/29/2015	\$291.12			\$0.00
04/09/2015	ELECTRIC SERVICE	PAYMENT	04/07/2015 - 04/09/2015	19251	ACTUAL	120115014	189	0		\$291.12	\$0.00	\$291.12	\$291.12	06/29/2015	\$291.12			\$0.00
04/09/2015	ELECTRIC SERVICE	PAYMENT	04/05/2015 - 04/09/2015	19444	ACTUAL	120115014	189	0		\$12.76	\$0.00	\$318.36	\$318.36	07/01/2015	\$318.36			\$0.00
04/19/2015	End of Month Balance									\$114.65								
04/19/2015	LATE PAYMENT CHANGE	PAYMENT								-\$291.12								
07/07/2015	LATE PAYMENT CHANGE	PAYMENT								\$0.42								
07/09/2015	ELECTRIC SERVICE	PAYMENT	06/08/2015 - 07/08/2015	21981	ACTUAL	120115014	2637	0		\$185.74	\$28.66	\$588.83	\$597.46	07/21/2015	\$597.46			\$0.00
07/21/2015	ELECTRIC SERVICE	PAYMENT								\$388.09								
08/07/2015	ELECTRIC SERVICE	PAYMENT	07/08/2015 - 08/06/2015	24775	ACTUAL	120115014	2794	0		-\$397.46	\$0.00	\$405.47	\$405.47	08/21/2015	\$405.47			\$0.00
08/31/2015	End of Month Balance									\$223.86								
09/09/2015	ELECTRIC SERVICE	PAYMENT	08/06/2015 - 09/04/2015	27572	ACTUAL	120115014	2797	0		-\$405.47	\$0.00	\$405.96	\$405.96	09/30/2015	\$405.96			\$0.00
09/30/2015	End of Month Balance									\$182.00								
10/07/2015	ELECTRIC SERVICE	PAYMENT	09/04/2015 - 10/04/2015	30059	ACTUAL	120115014	2487	0		-\$405.96	\$0.00	\$381.69	\$381.69	10/29/2015	\$381.69			\$0.00
10/21/2015	ELECTRIC SERVICE	PAYMENT								\$199.00								
11/05/2015	ELECTRIC SERVICE	PAYMENT	10/06/2015 - 11/04/2015	31482	ACTUAL	120115014	1429	0		-\$381.69	\$0.00	\$209.69	\$209.69	11/20/2015	\$209.69	186		\$0.00
11/24/2015	ELECTRIC SERVICE	PAYMENT								\$94.00								
12/09/2015	ELECTRIC SERVICE	PAYMENT	11/04/2015 - 12/08/2015	33507	ACTUAL	120115014	1025	0		\$118.97	\$0.00	\$154.37	\$154.37	12/21/2015	\$154.37	453		\$0.00
12/09/2015	End of Month Balance									-\$209.69								
01/04/2016	ELECTRIC SERVICE	PAYMENT								\$64.43								
01/11/2016	ELECTRIC SERVICE	PAYMENT	12/08/2015 - 01/08/2016	33462	ACTUAL	120115014	945	0		\$75.69	\$0.00	\$144.28	\$144.28	02/02/2016	\$144.28	576		\$0.00
02/11/2016	ELECTRIC SERVICE	PAYMENT								\$61.40								
02/11/2016	ELECTRIC SERVICE	PAYMENT	01/08/2016 - 02/09/2016	34321	ACTUAL	120115014	779	0		-\$144.28	\$0.00	\$123.76	\$123.76	03/04/2016	\$123.76	898		\$0.00
02/25/2016	End of Month Balance									\$62.36								
03/09/2016	LATE PAYMENT CHANGE									-\$123.76								
										\$1.86								

Transaction ID	Product Type	Condition	Billing Period	Amount	Reading Type	Meter	Code	SP	CR	Transaction Amount	Balance Forward	Current Charge	Number	Bill Date	Read Date	Read Days	Usage Fee
03/10/2016	ELECTRIC SERVICE		02/09/2016 - 04/09/2016	35128	ACTUAL	120115014	697	0		\$69.45	\$123.42	\$341.25	\$686.97	04/01/2016	\$265.87	759	\$0.00
03/25/2016	ALTERNATE ELEC SERVICE	PAYMENT								\$71.85							
04/09/2016	ELECTRIC SERVICE		03/09/2016 - 04/07/2016	35883	ACTUAL	120115014	753	0		\$69.85	\$0.00	\$120.35	\$120.35	04/02/2016	\$120.35	361	\$0.00
Apr 2016	ALTERNATE ELEC SERVICE									\$69.45							
05/09/2016	End of Month Balance									\$1.81							
05/09/2016	LATE PAYMENT CHARGE									\$62.93	\$122.14	\$126.97	\$289.11	05/31/2016	\$240.11	280	\$0.00
05/09/2016	ELECTRIC SERVICE		04/07/2016 - 05/04/2016	36683	ACTUAL	120115014	800	0		\$64.04							
05/14/2016	ALTERNATE ELEC SERVICE	PAYMENT								\$64.04							
06/09/2016	ELECTRIC SERVICE		05/04/2016 - 06/01/2016	38527	ACTUAL	120115014	1944	0		\$346.11	\$0.00	\$292.52	\$292.52	06/30/2016	\$292.52		\$0.00
Jun 2016	ALTERNATE ELEC SERVICE									\$124.12							
07/09/2016	End of Month Balance									\$158.46							
07/09/2016	LATE PAYMENT CHARGE									\$4.35							
07/09/2016	ELECTRIC SERVICE	PAYMENT								\$292.52	\$4.35	\$426.02	\$426.02	08/01/2016	\$426.02		\$0.00
07/09/2016	ALTERNATE ELEC SERVICE		06/07/2016 - 07/07/2016	41236	ACTUAL	120115014	2709	0		\$193.12							
Jul 2016	ALTERNATE ELEC SERVICE									\$232.70							
08/09/2016	End of Month Balance									\$426.02							
08/09/2016	ELECTRIC SERVICE	PAYMENT								\$426.02							
08/09/2016	ALTERNATE ELEC SERVICE		07/07/2016 - 08/05/2016	43850	ACTUAL	120115014	2824	0		\$187.52	\$0.00	\$412.92	\$412.92	08/30/2016	\$412.92		\$0.00
Aug 2016	End of Month Balance									\$125.40							
09/07/2016	LATE PAYMENT CHARGE									\$6.18							
09/12/2016	ELECTRIC SERVICE		08/05/2016 - 09/11/2016	44343	ACTUAL	120115014	483			\$208.09	\$418.11	\$459.35	\$978.46	10/04/2016	\$978.46		\$0.00
09/12/2016	ALTERNATE ELEC SERVICE									\$208.09							
09/12/2016	ELECTRIC SERVICE		08/11/2016 - 09/09/2016	2442	ACTUAL	120449834	2442			\$251.28	\$418.11	\$459.35	\$978.46	10/04/2016	\$978.46		\$0.00
09/19/2016	ALTERNATE ELEC SERVICE	PAYMENT								\$460.00							
09/20/2016	ELECTRIC SERVICE		09/09/2016 - 09/18/2016	2972	ACTUAL	120449834	530	0		\$38.15	\$12.92	\$549.22	\$542.14	10/12/2016	\$542.14		\$0.00
09/20/2016	ALTERNATE ELEC SERVICE									\$45.35							
09/21/2016	LATE PAYMENT CHARGE CANCELED									\$23.46							
09/21/2016	ADJUSTMENT DUE TO FNW									\$538.05							

EXHIBIT “2”

Account Number: 0137057035
 Account Name: HARRY J ZIMMERMAN
 Account Status: FINAL
 Meter Bill Group: 7

Service Address:
 UNIT 444 2727 RIVANW ST
 PHILADELPHIA, PA 19152

Read To:
 HARRY J ZIMMERMAN
 100 CALLESDICE DR
 CHRYSLERSON, NJ 08077
 (856) 229-7855 Ext:

Current Bill: \$753.86
 Billing Prior: \$0.00
 Balance Due: \$0.00

Credit Account: \$0.00
 Deposit Requested: \$0.00
 Deposit On-Hand: \$0.00
 CUP Pre-program Amount: \$0.00
 Payment Agreement Balance: \$0.00

Account Balance: \$0.00

Notes:
 ELECTRIC RESIDENTIAL SERVICE

Account Transaction Activity

Transaction Dt	Product Type	Credit Amount	Billing Period	Read	Reading Type	Rate	Unit	CR	CD	Transaction Amount	Balance Forward	Current Charge	Amnt Due	Bill Due Dt	Total Balance	Reading Date	Reading Fee
09/21/2016	ELECTRIC SERVICE TRANSFERRED FROM 01378-57026 DUE TO F/W FOUND 9/16/16 CONNECTION CHANGE - STANDARD									\$538.66							
10/10/2016	ELECTRIC SERVICE		09/16/2016 - 10/09/2016	3941	ACTUAL	121448834	899	0		\$6.00	\$0.00	\$692.16	\$692.16	11/07/2016	\$692.16		\$0.00
10/20/2016	ELECTRIC SERVICE		10/09/2016 - 10/29/2016	4341	ACTUAL	121448834	490	0		\$147.54	\$0.00	\$753.86	\$753.86	11/16/2016	\$753.86	40	\$0.00
11/18/2016	TRANSFER TO 2727 RIVANW ST UNIT 648									-\$753.86							

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EXHIBIT “3”

September 19, 2016

**Harry J. Zimmerman
100 Cambridge Drive
Cinnaminson, NJ 08077**

**Regarding: 2727 Rhawn St
A-44
Philadelphia, Pa 19152**

Dear Mr. Zimmerman:

On 9-16-16 a PECO field technician visited the above referenced property in response to a high bill complaint. The technician found common hallway entrance light wired to A-44 service.. This is known as foreign wiring. Please have your electrician check for any additional foreign wiring that may not have been detected at the time of the field visit.

When PECO identifies foreign wiring. Pennsylvania State Law requires the electric service to be transferred into the name of the landlord, until the wiring is properly corrected. (Per Section 1529.1(b) of the Pennsylvania Public Utility Code, 66 Pa. C.S. 1529.1)

Please be advised that the electric service for the accounts in question will be transferred into your name effective immediately. If any of the current tenant's balance due is attributable to the found foreign wiring the entire balance will be transferred into your name as well. The service can only go back into your tenants name if you have your electrician correct the wiring for each apartment.

If you have completed the repairs, or have any questions regarding this matter, please telephone 215-841-6594.

Cordially,

**Steven Murray
Customer Field Operations**

EXHIBIT “4”



UTILITY COMPANY REPORT
Reporte De La Compania Utilidades

Date: 10/5/16	Prepared By: KARPUK, CHRISTOPHER
-------------------------	--

Name: JOANNE KNIELE
Service Address: 2727 RHAWN ST *UNIT A44 PHILADELPHIA PA 19152
Post Office: PHILADELPHIA PA 19152
Account Number: 01378-57026

Phone Home: (215) 601-1557	Phone Work: (215) 561-6740
Mailing Address: 2727 RHAWN ST *UNIT A44 PHILADELPHIA PA 19152	

Problem As You Described It

On 9/13/16 you contacted our office regarding your PECO bill.

Our Response

On 9/16/16 a PECO field technician visited the above property in response to a high bill complaint. The technician found the common hallway entrance light is connected to your meter #123449836. This is known as foreign wiring.

When PECO identifies foreign wiring, Pennsylvania State Law requires the electric service be transferred into the name of the landlord, until the wiring is properly corrected. (Per Section 1529.1(b) of the Pennsylvania Public Utility Code, 66 Pa. C.S. 1529.1) Please be advised that the electric for the account in question was transferred into your landlord's name effective 9/16/16.

The balance on your account is \$0.00 as of 10/5/16. The amount due by 10/21/16 to avoid delinquency is \$0.00.

The investigation is being closed at this time. If you have any further questions, or need payment arrangements please call our Financial Care Center at 1-888-480-1533.

Cordially,
Christopher Karpuk
High Bill Field

EXHIBIT "5"

Account Number: 0763234078
 Account Name: MAURY / ZIMMERMAN
 Account Status: ACTIVE
 Meter Bill Group: 7

Service Address:
 UNIT 049 2727 PAWMAN ST
 PHILADELPHIA, PA 19152

Current Bill: \$22.38
 Bill Paid: \$78.58
 Balance Due: \$755.56

Credit Amount: \$0.00
 Deposit Requested: \$0.00
 Deposit On-hand: \$0.00
 CJP Pre-program Amount: \$0.00
 Payment Agreement Balance: \$0.00

Account Balance: \$755.56
 Service: ELECTRIC RESIDENTIAL SERVICE

Account Transaction Activity

Transaction Dt	Product Type	Quantity	Usage Period	Rate	Reading Type	Reading	Unit	Rate	CF	Charge Amount	Balance Forward	Current Charge	Rate	Term Due	Term Due	Term Balance	Original Due	Original Balance	Original Due	Original Balance
12/07/2015	STANDARD ELECTRIC SERVICE		11/28/2015 - 12/07/2015	13542	ACTUAL	121807946	11	0		\$0.00	\$0.00	\$0.00	\$0.75	\$0.75	12/28/2015	\$0.75	\$0.75	12/28/2015	\$0.75	\$0.00
12/07/2015	STANDARD ELECTRIC SERVICE		12/07/2015 - 02/02/2016	13606	ACTUAL	121807946	24	0		\$0.00	\$0.00	\$0.00	\$1.00	\$1.00	02/02/2016	\$1.00	\$1.00	02/02/2016	\$1.00	\$0.00
02/09/2016	End of Month Balance		01/09/2016 - 02/09/2016	13647	ACTUAL	121807946	21	0		\$1.63	\$0.00	\$0.00	\$1.63	\$1.63	02/02/2016	\$1.63	\$1.63	02/02/2016	\$1.63	\$0.00
03/03/2016	End of Month Balance		02/09/2016 - 03/03/2016	13647	ACTUAL	121807946	20	0		\$1.63	\$0.00	\$0.00	\$1.41	\$1.41	03/31/2016	\$1.41	\$1.41	03/31/2016	\$1.41	\$0.00
04/07/2016	End of Month Balance		03/09/2016 - 04/07/2016	13670	ACTUAL	121807946	23	0		\$1.00	\$0.00	\$0.00	\$1.85	\$1.85	04/29/2016	\$1.85	\$1.85	04/29/2016	\$1.85	\$0.00
05/04/2016	End of Month Balance		04/07/2016 - 05/04/2016	13691	ACTUAL	121807946	21	0		\$1.15	\$0.00	\$0.00	\$1.33	\$1.33	05/12/2016	\$1.33	\$1.33	05/12/2016	\$1.33	\$0.00
06/07/2016	ELECTRIC SERVICE		05/04/2016 - 06/07/2016	13722	ACTUAL	121807946	31	0		\$0.00	\$0.00	\$0.00	\$2.26	\$2.26	06/29/2016	\$2.26	\$2.26	06/29/2016	\$2.26	\$0.00
07/07/2016	ELECTRIC SERVICE		06/07/2016 - 07/07/2016	13754	ACTUAL	121807946	36	0		\$1.24	\$0.00	\$0.00	\$1.56	\$1.56	07/29/2016	\$1.56	\$1.56	07/29/2016	\$1.56	\$0.00
08/05/2016	End of Month Balance		07/07/2016 - 08/05/2016	13795	ACTUAL	121807946	37	0		\$1.73	\$0.00	\$0.00	\$1.73	\$1.73	08/29/2016	\$1.73	\$1.73	08/29/2016	\$1.73	\$0.00
09/06/2016	ELECTRIC SERVICE		08/05/2016 - 09/06/2016	13804	ACTUAL	121807946	39	0		\$1.11	\$0.00	\$0.00	\$1.11	\$1.11	09/29/2016	\$1.11	\$1.11	09/29/2016	\$1.11	\$0.00
09/30/2016	ELECTRIC SERVICE		09/06/2016 - 10/05/2016	13833	ACTUAL	121807946	29	0		\$1.66	\$0.00	\$0.00	\$1.66	\$1.66	10/27/2016	\$1.66	\$1.66	10/27/2016	\$1.66	\$0.00
10/05/2016	ELECTRIC SERVICE		10/05/2016 - 11/03/2016	13885	ACTUAL	121807946	22	0		\$1.63	\$0.00	\$0.00	\$1.63	\$1.63	11/29/2016	\$1.63	\$1.63	11/29/2016	\$1.63	\$0.00
11/03/2016	THROUGHT REPORT FROM 2727 PAWMAN ST UNIT 444 DUE TO F/W									\$747.85	\$0.00	\$0.00	\$747.85	\$747.85		\$747.85	\$747.85		\$747.85	\$0.00
11/28/2016	End of Month Balance									\$0.17	\$0.00	\$0.00	\$0.17	\$0.17	12/28/2016	\$0.17	\$0.17	12/28/2016	\$0.17	\$0.00
12/05/2016	LATE PAYMENT CHARGE									\$11.16	\$0.00	\$0.00	\$11.16	\$11.16		\$11.16	\$11.16		\$11.16	\$0.00
12/06/2016	ELECTRIC SERVICE		11/03/2016 - 12/06/2016	13904	ACTUAL	121807946	39	0		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	12/28/2016	\$0.00	\$0.00	12/28/2016	\$0.00	\$0.00
01/04/2017	End of Month Balance									\$11.99	\$0.00	\$0.00	\$11.99	\$11.99		\$11.99	\$11.99		\$11.99	\$0.00
01/09/2017	LATE PAYMENT CHARGE									\$10.99	\$0.00	\$0.00	\$10.99	\$10.99		\$10.99	\$10.99		\$10.99	\$0.00
02/08/2017	ELECTRIC SERVICE		12/06/2016 - 02/08/2017	13922	ACTUAL	121807946	18	0		\$22.01	\$0.00	\$0.00	\$22.01	\$22.01	02/31/2017	\$22.01	\$22.01	02/31/2017	\$22.01	\$0.00

EXHIBIT "6"



April 21, 2017

Case Details Report

BCS Case #: 003500175
Customer Name: HARRY ZIMMERMAN
Service Address: 2727 RHAWN ST UNIT 44 A

BCS Bill Account #: 0762324078

Mailing Address: PHILADELPHIA, PA 19152
100 CAMBRIDGE DR

Home Phone: CINNAMINSON, NJ 08077
(856) 829-2855
Business Phone: () -
Business name:
Alternate contact:

Date Case Opened: 2017-01-23
PAR Case: N
Investigator Name: BCS CASE POOL
Investigator Phone: (717) 787-5468
Service class: R
Previous case #:

Date Cut Out: 9999-12-31

Universal Service: N
Contact Type: TELEPHONE
Amount in Arrears: \$0.00

Adults: 0
Children: 0
Children Ages:
Gross Income: \$0.00
Miscellaneous Info:

Complaint Reason:
BILLING DISPUTES (# 18)

Customer Problem Description:
LANDLORD DISPUTING FOREIGN LOADING CHARGES FROM DOC SVC ADDRESS ..
CO HAS TRANSFERRED BAL TO SAME ADDRESS BUT UNIT B. CALLED CO THIS
MORNING TO ASK WHY BAL WAS TRANS TO OTHER UNIT AND NOT 2 SEPARATE
BILLS WERE NOT REC. ACTUALLY IN DISPUTE ABOUT CHARGES BECAUSE PRIOR
TENANTS FROM UNIT A HAD NOT PAID THEIR BILL FOR MTHS AND CO
ATTACHED THEIR WHOLE BAL TO HIM. ISSUE OCCURRED IN OCT AND WHEN HE
WAS MADE AWARE OF FOREIGN LOADING HE CORRECTED PROBLEM. ADVISED
CO CAN TRANS BAL OWED. PROCESS WITH PUC. HAVE TO ALLOW CO
RESOLUTION FIRST REGARDING DISPUTE ABOUT BAL FROM PRIOR TENANTS . IF

Exelon.

April 21, 2017

AFTER CO RESOLUTION STILL IN DISPUTE CAN CALL PUC BACK. THE AMOUNT HE IS DISPUTING IS 787.57 FROM 6/16 TO 11/16. THE CELL PHONE NUMBER (856) 673 - 6973 HAS BEEN ALLOWED TO BE SHARED.

Company Position:

01/23/2017 HE IS RESPONSIBLE FOR THE BILL.

EXHIBIT "7"



April 21, 2017

BCS Decision Report

BCS Case #: 003500175 **Open Date:** 2017-01-23
Customer Name: HARRY ZIMMERMAN
Service Address: 2727 RHAWN ST UNIT 44 A

BCS Bill Account #: PHILADELPHIA, PA 19152
0762324078 **Previous Case #:**
Violation Type: NO **Chapter Type:**
Decision Type: W **Section / Rule:**
Investigator Name: BRANDON THOMAS

Decision Issued Date: 2017-03-16
Case Closed Date: 2017-03-13

Letter Description:

Total Balance:	\$755.56	Balance Date:	2017-02-09
Amount to Restore Service:	\$0.00	Amount to Continue Service:	\$0.00
Date Payment Due:		Regular Budget Amount:	\$12.00
Special Budget Payment:	\$0.00	Final Bill Monthly Payment:	\$0.00
Plus Arrears Payment:	\$0.00	End of Month Payment:	\$0.00
Current Monthly Payment:	\$0.00		
Payment Terms:			

PAR Description:

Resolution Description:
DECISION RENDERED. DISMISS FOREIGN WIRING DISPUTE. MR ZIMMERMAN DISPUTED NOW OWING THE TENANT'S BALANCE FOLLOWING A 9/16/2016 ON SITE VALIDATION OF FOREIGN WIRING. A COMMON AREA HALL LIGHT WAS WIRED TO THE TENANT FOR UNIT A44. PECO TRANSFERRED THE TENANT UNPAID BALANCE OF 538.66 TO THE LANDLORD ACCOUNT. THE LANDLORD BECAME RESONSIBLE FOR A FINAL BILLED AMOUNT OF 755.56. THE LL THINKS THE FINANCIAL ADJUSTMENT IS TOO HARSH FOR THE FOREIGN WIRING INFRACTION DUE TO THE TENANT'S PRIOR UNPAID BILLS.