

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Ann Luyando

v.

PECO Energy Company

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F-2018-3004173

ORDER #3
LATE-FILED EXHIBITS

An Initial Call-in Hearing in this case was scheduled for Monday, October 22, 2018, at 2:00 p.m. The Initial Hearing convened as scheduled. The parties attempted settlement through the settlement judge process but the parties were unsuccessful in reaching an agreement. The dispute entered into an evidentiary hearing.

The documents preidentified as Complainant exhibits 6-C, 6-D, and 6-E were prepared by the Complainant, Ann Luyando, but were not in the possession of the undersigned at the time the hearing convened. The Complainant was directed to have those exhibits be presented as late-filed exhibits. The Complainant was directed that the late-filed exhibits are to be presented to the opposing counsel and the undersigned no later than 4:30 p.m. on Monday, October 29, 2018.

Similarly, the Respondent, PECO Energy Company (PECO), presented PECO Exhibit #2 as the contact history of the Complainant from June 2018 through August 21, 2018. The Complainant objected to PECO Exhibit #2 as being incomplete and not comprehensive of the contacts she had with PECO. The objection was sustained in part and counsel for PECO was directed to present a revised PECO Exhibit #2 that showed the complete contacts the Complainant made with PECO from June 1, 2018 through August 21, 2018. The revised PECO Exhibit #2 is to be presented to the Complainant and the undersigned no later than 4:30 p.m. on Monday, October 29, 2018.

Nothing in this Order takes away any party's right to object to the late-filed exhibits. Any objection not timely made, is an objection waived.

During the evidentiary hearing, the Complainant stated she was not familiar with the Federal poverty guidelines. The undersigned stated that she would provide the Federal poverty guidelines to the Complainant. The attachment to this Order is the 2018 Federal poverty guidelines.

A further evidentiary hearing may be necessary to provide the foundation of the proposed late-filed exhibits and to verify and cross-examine them for admission into the record. The parties agreed to a further hearing, if necessary, scheduled on December 20, 2018 at 1:30 p.m. The further hearing is to be conducted by telephone the same way the initial hearing was conducted. A Further Hearing Notice will be sent separately to the parties with the appropriate call-in information. I look forward to hearing from both parties as directed.

THEREFORE;

IT IS ORDERED:

1. That the Complainant, Ann Luyando, is to present Complainant Exhibits preidentified as 6-C, 6-D and 6-E, by no later than Monday, October 29, 2018.
2. That the Respondent, PECO Energy Company, is to present revised PECO Exhibit #2, which is a complete history of the contacts made by the Complainant to PECO from June 1, 2018 through August 21, 2018.
3. That this matter is set for further hearing scheduled on December 20, 2018 at 1:30 p.m.

Date: October 23, 2018

/s/
Angela T. Jones
Administrative Law Judge

ATTACHMENT

INCOME LEVELS BASED ON FEDERAL POVERTY INCOME GUIDELINES - 2018

Income Level ¹	FPIG Range	Household Size							
		1	2	3	4	5	6	7	8
		Gross Monthly Income							
LEVEL 1	135% ²	\$ 1,365.75	\$ 1,851.75	\$ 2,337.75	\$ 2,823.75	\$ 3,309.75	\$ 3,795.75	\$ 4,281.75	\$ 4,767.75
	0-150% ^{3,4}	\$ 1,517.50	\$ 2,057.50	\$ 2,597.50	\$ 3,137.50	\$ 3,677.50	\$ 4,217.50	\$ 4,757.50	\$ 5,297.50
LEVEL 2A	150.001% - 200% ^{3,4}	\$ 1,517.51	\$ 2,057.51	\$ 2,597.51	\$ 3,137.51	\$ 3,677.51	\$ 4,217.51	\$ 4,757.51	\$ 5,297.51
LEVEL 2B	200.001% - 250%	\$ 2,023.33	\$ 2,743.33	\$ 3,463.33	\$ 4,183.33	\$ 4,903.33	\$ 5,623.33	\$ 6,343.33	\$ 7,063.33
LEVEL 3	250.001% - 300%	\$ 2,023.34	\$ 2,743.34	\$ 3,463.34	\$ 4,183.34	\$ 4,903.34	\$ 5,623.34	\$ 6,343.34	\$ 7,063.34
LEVEL 4	300.001% and above	\$ 2,529.17	\$ 3,429.17	\$ 4,329.17	\$ 5,229.17	\$ 6,129.17	\$ 7,029.17	\$ 7,929.17	\$ 8,829.17
LIHEAP eligibility for the 2017-2018 heating season	150% FPIG	\$ 3,035.01	\$ 4,115.01	\$ 5,195.01	\$ 6,275.01	\$ 7,355.01	\$ 8,435.01	\$ 9,515.01	\$ 10,595.01
		\$ 1,507.50	\$ 2,030.00	\$ 2,552.50	\$ 3,075.00	\$ 3,597.50	\$ 4,120.00	\$ 4,591.25	\$ 5,111.25

1. These levels apply to all Chapter 14 requirements that are dependant on a customer/applicant's income level.

2. PGW reinstatement requirement in accordance with 66 Pa.C.S.A. § 1407(c)(2).

3. 150% is the maximum income for CAP eligibility with the exception of People's Natural Gas, People's-Equitable Gas and People's TW. The maximum income for hardship fund and LIURP eligibility can range from 150%-200%.

4. 200% is the maximum income for CAP eligibility for People's Natural Gas, People's-Equitable Gas and People's TWP Gas. Effective 1/13/2018

83 Federal Register 2642⁴⁴ (January 18, 2018)

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SERVICE LIST

ANN MARIE LUYANDO
4 MAGNOLIA DRIVE
NEWTOWN PA 18940
267.756.0500

SHAWANE L LEE ESQUIRE
EXELON BUSINESS SERVICES
LEGAL DEPT S23-1
2301 MARKET STREET
PHILADELPHIA PA 19101
215.841.6841
Accepts E-Service