

**PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17120**

Public Meeting held July 14, 2022

Commissioners Present:

Gladys Brown Dutrieuille, Chairman  
John F. Coleman, Jr., Vice Chairman  
Ralph V. Yanora

PECO Energy Company Universal Service and Energy  
Conservation Plan for 2019-2024 Submitted in  
Compliance with 52 Pa. Code §§ 54.74 and 62.4.

Docket No. M-2018-3005795

**ORDER**

**BY THE COMMISSION:**

Before the Pennsylvania Public Utility Commission (Commission) for consideration and disposition is the Petition for Rehearing or Recission and Amendment filed by PECO Energy Company (PECO) on July 1, 2022, (Petition), seeking reconsideration of the Commission Order entered on June 16, 2022 (June 16 Order), relative to the above-captioned proceeding. PECO filed and served<sup>1</sup> the Petition asking the Commission to grant it an additional two months (*i.e.*, by December 16, 2022) to implement three changes<sup>2</sup> to its 2019-2024 Universal Service and Energy Conservation Plan directed in the June 16 Order or, alternatively, to rescind and amend portions of the June 16 Order.

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<sup>1</sup> PECO served the Petition on the Office of Consumer Advocate; the Office of Small Business Advocate; the Commission's Bureau of Investigation and Enforcement; Community Legal Services, Inc.; and the Pennsylvania Utility Law Project.

<sup>2</sup> PECO requests the extended timeline to (1) transition to a Percent of Income Payment Plan; (2) implement CAP final bill requirements; and (3) implement CAP reenrollment requirements.

Pursuant to Rule 1701 of the Pennsylvania Rules of Appellate Procedure, Pa. R.A.P. 1701, the Commission must act to grant a petition for reconsideration within thirty days of the date of entry of the order for which reconsideration is sought or otherwise lose jurisdiction to do so if a petition for review is timely filed.<sup>3</sup> The thirty-day period within which the Commission must act on the Petition in order to preserve jurisdiction relative to the June 16 Order ends on July 18, 2022.

Granting reconsideration pending review of, and consideration on, the merits of the Petition to preserve Commission jurisdiction within the thirty-day time period for filing a petition for appellate review does not automatically stay an underlying Commission order.<sup>4</sup> Pursuant to 52 Pa. Code Section 5.572(c), petitions seeking a stay or supersedeas must be filed with the Commission within 15 days after the underlying Commission order becomes final.<sup>5</sup> The Petition was timely filed relative to a reconsideration of the June 16 Order. Accordingly, we shall grant reconsideration consistent with Section 5.572(c) pending review of, and consideration on, the merits of the Petition; **THEREFORE,**

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<sup>3</sup> Commission Rules of Practice and Procedure provide that a party may file an answer to the Petition within ten (10) days of service. 52 Pa. Code § 5.572(e). The due date for answers to PECO's Petition is July 11, 2022, and as of the date this Order was drafted, no answers to the Petition have been filed.

<sup>4</sup> 52 Pa. Code § 5.572; Pa. R.A.P. 1701.

<sup>5</sup> *See also* Pa. R.A.P. 1781.

**IT IS ORDERED:** That the Petition for Rehearing or Recission and Amendment filed by PECO Energy Company on July 1, 2022, is hereby granted, pending further review of, and consideration on, the merits of the Petition.

**BY THE COMMISSION,**

A handwritten signature in black ink, appearing to read "Rosemary Chiavetta". The signature is written in a cursive, flowing style.

Rosemary Chiavetta  
Secretary

(SEAL)

ORDER ADOPTED: July 14, 2022

ORDER ENTERED: July 14, 2022