



Direct Dial: 215.841.6841
khadijah.scott@exeloncorp.com

October 10, 2022

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

RE: Maurice Weston v. PECO Energy Company
PUC Docket No. C-2022-3035566

Dear Ms. Chiavetta:

Enclosed for filing with the Commission is the *Preliminary Objections of PECO Energy Company*.

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 blue ink that reads "Khadijah Scott".

Khadijah Scott, Esquire
Assistant General Counsel, Exelon BSC
Encl.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

MAURICE WESTON	:	
Complainant	:	
	:	
v.	:	DOCKET NO. C-2022-3035566
	:	
PECO ENERGY COMPANY	:	
Respondent	:	
	:	

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

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

1. On September 22, 2022, PECO Energy Company ("PECO Energy") was served with a formal complaint filed by Maurice Weston (hereafter “Complainant”) in the above captioned docket. A copy of the Complaint is attached hereto as Exhibit “1”.
2. On October 10, 2022, PECO Energy filed an Answer to the Complainant’s Complaint. A copy of the Answer is attached hereto as “Exhibit 2”.
3. In the Complaint, the Complainant alleges that PECO’s Customer Assistance Program (“CAP”) does not financially benefit him in any way and requested that PECO Energy review his August 2022 and September 2022 bills to explain how being enrolled in the program is of any benefit. See Exhibit “1”.
4. In essence, the Complainant is requesting that the Commission have PECO Energy explain the financial benefits of its CAP program.
5. PECO Energy therefore files the instant Preliminary Objections.

6. 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).

7. Commission procedure regarding the disposition of preliminary objections is similar to that utilized in Pennsylvania civil procedure. Equitable Small Transportation Intervenor. v. Equitable Gas Co., 1994 Pa.PUC LEXIS 69, Docket No. C-00935435 (July 18, 1994).

8. In deciding preliminary objections, the Public Utility Commission must determine, based on the factual pleadings of the petitioner, if relief or recovery is possible. Roc v. Flaherty, 527 A.2d 211 (Pa. Cmwlth 1985).

9. A complaint must be able to recover under the law to survive a preliminary objection. 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”).

10. All of the non-moving party’s averments must be taken as true for the sake of deciding the preliminary objection. County of Allegheny v. Commw. of Pa., 490 A.2d 402 (Pa. 1985).

11. The court does not, however, need to accept, “unwarranted inferences from facts, argumentative allegations, or expressions of opinions.” Feingold v. McNulty, 2009 Phila. Ct. Com. Pl LEXIS 167, *3.

12. 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 if, in its opinion, a hearing is not necessary to the public interest.

13. 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.Comm. Ct. 2003), petition for allowance of appeal denied, 836 A.2d 123 (Pa. 2003).

14. 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.

I. Legal Insufficiency – PECO’s Customer Assistance Program is Working as Designed.

1. The Complainant is requesting that PECO Energy explain the financial benefits of its CAP program.

2. On March 20, 2015, a Joint Petition for Settlement (2015 Settlement) was filed in docket number M-2012-2290911 by PECO Energy, The Office of Consumer Advocate (OCA), Tenant Union Representative Network (TURN), and The Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania (CAUSE-PA).

3. The Joint Petition changed the design of PECO’s CAP from a seven tier CAP Rate program to Fixed Credit Option Percentage of Income Program. The Joint Petition for Settlement was approved by the Commission by order entered July 8, 2015.

4. It is undisputed that PECO Energy’s Universal Service and Energy Conservation Plan (“USECP”) was approved by the Public Utility Commission.

5. Pursuant to PECO Energy’s USECP, the Complainant’s CAP credits have been applied as PECO Energy’s USECP outlines. PECO Energy’s USECP provides:

Step 5: Apply Annual Credit to Bill: PECO will apply the total dollar amount of the Annual Credit over the course of the year. The credits will be applied in a manner intended to track the seasonal nature of usage, using the following monthly percentage.

See, USCEP (2016-2018) at 32-33.

6. In compliance with PECO Energy's USCEP, PECO Energy has applied the total dollar amount of the Annual Credit over the course of the year.

7. In June 2015, the Complainant enrolled in PECO Energy's CAP program.

See, Exhibit "2".

8. Under the CAP-FCO program, a customer may receive a monthly credit to their bill based upon their income and their historical usage.

9. The Complainant is currently enrolled in CAP with a monthly income of \$814.30. Consistent with the program requirements, the Respondent calculated the Complainant's annual energy burden at \$390.86 based on a monthly income of \$814.30 for one adult.

10. In order to determine the annual energy burden, the Complainant's energy burden is subtracted from the undiscounted amount that the Complainant spent for service over the past 12 months. The difference is the Complainant's annual CAP credit. This amount is then divided into 12 credits which are applied to the Complainant's bill each month. The amount of the credit will vary based on the Complainant's historic usage, but total credit for the year would not exceed the Complainant's annual CAP credit.

11. Every three months, PECO Energy will recalculate the Complainant's bills at that residence for the prior 12 months and determine the dollar amount that the Complainant would have been charged on an undiscounted basis in those prior 12 months, using the Complainant's most recent three months' data on usage/charges.

12. The Complainant's annual energy burden is \$390.86. His calculated CAP annual discount is currently \$140.24.

13. This discount has been and will be reflected on each of the Complainant's bills and identified as "CAP Credit" on each individual bill where a credit is warranted.

14. It is undisputed that CAP is a voluntary program.

15. The Complainant is not prohibited from un-enrolling from CAP if he feels that it lacks financial benefit.

16. The Complainant does not dispute that his CAP credits have been calculated and distributed correctly. Instead, he blanketly asserts that the program is of no benefit.

17. Accordingly, the Complainant's formal complaint should be dismissed as it fails to set forth a violation by PECO Energy of either the Public Utility Code, the regulations of the PUC or PECO's Electric Service Tariff as required by 52 Pa. Code §5.22(a)(4).

REQUEST FOR RELIEF

WHEREFORE, for the reasons set forth above, PECO Energy Company respectfully requests that your Honorable Commission summarily dismiss the Complainant's formal complaint, and all issues which were raised in the Complaint.

Respectfully submitted,



Khadijah Scott
Counsel for PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19103
(215) 841-6841
Khadijah.scott@exeloncorp.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

MAURICE WESTON	:	
Complainant	:	
	:	
v.	:	DOCKET NO. C-2022-3035566
	:	
PECO ENERGY COMPANY	:	
Respondent	:	
	:	

VERIFICATION

I, Khadijah Scott, 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: October 10, 2022



Khadijah Scott

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

MAURICE WESTON	:	
Complainant	:	
	:	
v.	:	DOCKET NO. C-2022-3035566
	:	
PECO ENERGY COMPANY	:	
Respondent	:	
	:	

CERTIFICATE OF SERVICE

I, Khadijah Scott, hereby certify that I have this day served a copy of PECO Energy Company's Preliminary Objection in the above matter upon all interested parties by *E-mailing* a copy to:

MAURICE WESTON
1 BRISTOL OXFORD VALLEY RD
APT 1006
LEVITTOWN PA 19057
Via E-mail: westonmaurice@gmail.com

Dated: October 10, 2022



Khadijah Scott
Counsel for PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19103
(215) 841-6841
Fax: 215.568.3389
Khadijah.scott@exeloncorp.com

EXHIBIT 1

Botak, Amy:(PECO)

From: RA-PCESERVE@pa.gov
Sent: Thursday, September 22, 2022 12:41 PM
To: Scott, Khadijah:(PECO)
Cc: Botak, Amy:(PECO)
Subject: [EXTERNAL]PA PUC eServe Notice

Importance: High

EXTERNAL MAIL. Do not click links or open attachments from unknown senders or unexpected Email.

Dear Khadijah Scott,

A(n) **Formal Complaint** has been served in this proceeding. This document is docketed as **C-2022-3035566**. You may view this document at

[Formal Complaint - Weston](#)

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.*

PUC has recently updated E-Service delivery E-Mail address to RA-PCESERVE@pa.gov. Please update your Address book and/or E-Mail rules accordingly.

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.

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 Maurice Weston
Street/P.O. Box 3501 Bristol Oxford Valley Rd. Apt # 1006
City Levittown State PA Zip 19057
County Bucks

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

() _____ (home) (267) 514-2987 (mobile)

E-mail Address (required): westonmaurice@gmail.com

Utility Account Number (from your bill) 02338-87057

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

Street/P.O. Box

City

State

Zip

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 AN Exelon Co

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

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 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).

On Tuesday September 13, 2022, I called PECO energy with a question about ~~the~~ CAP program that I am currently enrolled in. I informed the agent that my electric bill has increased to double the amount I'm use to pay on average, due my use of service it is expected.

My Question was how can being enrolled in the CAP program help me with my Bill? I asked if I only pay $\frac{1}{2}$ of the \$72.55 will I be assessed a late fee and was told yes. Nothing on my Bill reflect any help or service in regards to CAP.

The agent went on to explain the Program to me and upon giving the information about the program, he couldn't tell me how can I apply usage of the CAP in regards to my Bill.

I believe this program "CAP" is not helping no-one other than PECO.. Con'td

Over

The question if they are ~~just~~ subsidized by the Government because we consumers see no benefits from it, no reflection on my Bill, nothing.

I am low-income, permanently disabled, veteran and on a fix income. The Bill isn't the issue, the issue is!

IN my instance CAP, the program itself.

IF I chose not to enroll in CAP, then I would lose certain benefits such as LIHEAP.

MESSAGE CENTER
FROM PECO:

You are enrolled in PECO's Customer Assistance Program (CAP). A credit may be applied to your monthly bills to provide affordable service.

This message, what appears on my Bill is vague and I contest that I received no assistance while enrolled in this program

MW

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.

5. 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.

I want PECO to look at my last 2 Bills for August 2022 (67.43) and September 2022 (12.55), ~~My~~ look at my average bill pay for previous months and tell me, how does the CAP apply to my last (2) two monthly Bills? If I pay an average of \$30 monthly, can I continue to pay \$30 monthly if my bill is 12.55 without a late fee?

Please have PECO answer these questions, because I have seen no benefit from being enrolled in CAP,

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)/ Domestic Violence

Has a court granted you a "Protection From Abuse" order or any other order which provides clear evidence of domestic violence against you 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 or any other 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, (**all required contact information**). 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 _____


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 MAURICE WESTON, 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).


(Signature of Complainant)

9/16/2022
(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. **How 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/efiling/default.aspx>.

Mail. Mail the completed form with your original signature and any attachments, by certified mail, priority mail, or overnight delivery to this address and retain the tracking information as proof of submission:

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

If you are appealing a BCS decision: follow the directions in the cover letter you received from the Secretary's Bureau with the formal complaint form. **ONLY** Formal complaints appealing a BCS decision can be filed by fax, email or overnight delivery to meet filing deadlines. **All other formal complaints MUST be eFiled or mailed.**

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.

Please know that your complaint form and the utility's answer will not be published to the PUC's website. Once your complaint case moves to the Office of Administrative Law Judge, any filings you make **should be marked confidential if you do not want them published to the website.**

M. Weaton
3501 Bristol Oxford Valley Rd.
Rd. 1006
Conshohocken, PA 19057

ATTN:
SECRETARY
PA. Public Utility Commission
400 Norder St
Harrisburg, PA 17120

U.S. POSTAGE PAID
PENNSYLVANIA
PHILADELPHIA, PA
PERMIT NO. 22
AMOUNT
\$1.44
R2305H128807



17120



1000

EXHIBIT 2



Commonwealth of Pennsylvania
Pennsylvania Public Utility Commission
Harrisburg, PA 17105-3265
EFILING - FILING DETAIL

Date Created	Filing Number
10/10/2022	2438468

Your filing has been electronically received. Upon review of the filing for conformity with the Commission's filing requirements, a notice will be issued acknowledging acceptance or rejection (with reason) of the filing. The matter will receive the attention of the Commission and you will be advised if any further action is required on your part.

The date filed on will be the current day if the filing occurs on a business day before or at 4:30 p.m. (EST). It will be the next business day if the filing occurs after 4:30 p.m. (EST) or on weekends or holidays.

Docket Number: C-2022-3035566
Case Description: Answer to Formal Complaint
Transmission Date: 10/10/2022 12:16 PM
Filed On: 10/10/2022 12:16 PM
eFiling Confirmation Number: 2438468

File Name	Document Type	Upload Date
Answer to Formal Complaint - Maurice Weston.pdf	Answer to Formal Complaint	10/10/2022 12:16:16 PM

For filings exceeding 250 pages, the PUC is requiring that filers submit one paper copy to the Secretary's Bureau within three business days of submitting the electronic filing online. Please mail the paper copy along with copy of this confirmation page to Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg PA 17120 a copy of the filing confirmation page or reference the filing confirmation number on the first page of the paper copy.

No paper submission is necessary for filings under 250 pages.

You can view a record of this filing and previous filings you have submitted to the PUC by using the links in the Filings menu at the top of the page. Filings that have been submitted within the last 30 days can be viewed by using the Recent Filings link. Older filings can be viewed by using the search options available in the Filing History link.



Direct Dial: 215.841.6841
khadijah.scott@exeloncorp.com

October 10, 2022

Rosemary Chiavetta, Secretary
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Commonwealth Keystone Building
400 North Street, Second Floor
Harrisburg, PA 17120

RE: Maurice Weston v. PECO Energy Company
PUC Docket No. C-2022-3035566

Dear Ms. Chiavetta:

Enclosed for filing with the Commission is *PECO Energy Company'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 "Khadijah Scott".

Khadijah Scott, Esquire
Assistant General Counsel, Exelon BSC
Encl.

Cc: Not Recommend for Call of Docket

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

MAURICE WESTON	:	
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PECO ENERGY COMPANY	:	
Respondent	:	
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ANSWER OF RESPONDENT,
PECO ENERGY COMPANY

On September 22, 2022, PECO Energy Company ("PECO Energy") was served with a formal complaint filed by MAURICE WESTON (hereafter "Complainant") in the above captioned docket. Pursuant to 52 Pa. Code §5.61, PECO Energy responds to the Complaint and states:

1. Admitted.
2. Admitted.
3. Admitted.
4. Unless specifically admitted herein, PECO Energy denies all material allegations of fact and conclusions of law in the instant Complaint. In the Complaint, the Complainant alleges that PECO Energy's Customer Assistance Program Fixed Credit Option (CAP-FCO) does not financially benefit him in any way and requests that PECO Energy review his August 2022 and September 2022 bills to explain how being enrolled in the program is of any benefit.

PECO Energy's records reveal the Complainant initiated service at 3501 Bristol Oxford Valley Rd., Apt 1006, Levittown, PA 19057 under account number 02338-87057. See, Account

Activity Statement, attached hereto as Exhibit “1”. The Complainant initially enrolled in CAP in June 2015. See, CAP History, attached hereto as Exhibit “2”. The Complainant is currently enrolled in CAP with a monthly income of \$814.30. Consistent with the program requirements, the Respondent calculated the Complainant’s annual energy burden at \$390.86 based on a monthly income of \$814.30 for one adult. In order to determine this, the Complainant’s energy burden is subtracted from the undiscounted amount that the Complainant spent for service over the past 12 months. The difference is the Complainant’s annual CAP credit. This amount is then divided into 12 credits which are applied to the Complainant’s bill each month. The amount of the credit will vary based on the Complainant’s historic usage, but total credit for the year would not exceed the Complainant’s annual CAP credit. Every three months, PECO Energy will recalculate the Complainant’s bills at that residence for the prior 12 months and determine the dollar amount that the Complainant would have been charged on an undiscounted basis in those prior 12 months, using the Complainant’s most recent three months’ data on usage/charges.

In this case, the Complainant’s annual energy burden is \$390.86. His calculated CAP annual discount is currently \$140.24. This discount will be reflected on each of the Complainant’s bills and identified as “CAP Credit” on each individual bill where a credit is given. In accord with CAP, the Complainant received a CAP credit in the amount of \$4.05 for his bill due August 23, 2022 and a CAP credit in the amount of \$3.56 for his bill due September 23, 2022. See, August 2022 and September 2022 billing statements, collectively attached hereto as Exhibit “3”.

PECO Energy avers that the Complainant’s CAP credits have been calculated and distributed correctly. PECO Energy’s CAP is a voluntary program to which the Complainant may unenroll if unsatisfied with its results. The bills and balances are correct.

5. This paragraph is a request for relief to which no answer is required. To the extent this paragraph contains factual allegations, they are denied for the reasons set forth above. See,

Response to Paragraph 4.

6. Admitted

7. Admitted.

8. PECO Energy neither admits nor denies the allegations in paragraph 8. PECO is without knowledge or information sufficient to form a belief as to the truth of this averment and, therefore, such allegation is deemed denied.

9. Paragraph 9 is a Verification and Signature to which no response is required.

10. Paragraph 10 contains information regarding Filing, to which no response is required.

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

Respectfully Submitted,



Khadijah Scott
Counsel for PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19103
(215) 841-6841
Fax: 215.568.3389
Khadijah.scott@exeloncorp.com

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VERIFICATION

I, Khadijah Scott, 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: October 10, 2022

Khadijah Scott

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Respondent	:	
	:	

CERTIFICATE OF SERVICE

I, Khadijah Scott, 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 E-mailing a copy to:

MAURICE WESTON
1 BRISTOL OXFORD VALLEY RD
APT 1006
LEVITTOWN PA 19057
Via E-mail: westonmaurice@gmail.com

Dated: October 10, 2022



Khadijah Scott
Counsel for PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19103
(215) 841-6841
Fax: 215.568.3389
Khadijah.scott@exeloncorp.com

EXHIBIT 1

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R
1	Account Number: 233887057	Service Address:															
2	Account Name: MAURICE WESTON	3501 BRISTOL OXFORD VALLEY RD APT 1006															
3	Account Status: ACTIVE	LEVITTOWN, PA 19057															
4	Meter Bill Group: 5																
5		Mail To:															
6		MAURICE WESTON															
7		3501 BRISTOL OXFORD VALLEY RD APT 1006															
8		LEVITTOWN, PA 19057															
9																	
10																	
11																	
12	Account Transaction Activity																
13	Transaction Dt	Product Type	Credit Source	Read	Billing Period	Reading Type	Meter Equip Cd	KWH	CCF	Transaction Amount	Balance Forward	Current Charges	Amt Due	Bill Due Dt	Total Balance	Heating Degree Days	Budget Bill Deferred Amt
14	12/31/2019	CONNECTION CHARGE - STANDARD	TRANSFER							-\$10.41							
15	01/06/2020									\$6.00							
16	01/06/2020	ELECTRIC SERVICE		11034	12/30/2019-01/06/2020	ACTUAL	125205363	42		\$7.88	\$0.00	\$3.47	\$3.47	01/28/2020	\$3.47	157	\$0.00
17	02/05/2020	ELECTRIC SERVICE		11181	01/06/2020-02/05/2020	ACTUAL	125205363	147		\$29.44	\$3.47	\$29.44	\$32.91	02/27/2020	\$32.91	763	\$0.00
18	02/13/2020		PAYMENT							-\$32.91							
19	03/05/2020	ELECTRIC SERVICE		11329	02/05/2020-03/05/2020	ACTUAL	125205363	148		\$29.36	\$0.00	\$29.36	\$29.36	03/27/2020	\$29.36	693	\$0.00
20	04/03/2020	ELECTRIC SERVICE		11489	03/05/2020-04/03/2020	ACTUAL	125205363	160		\$30.95	\$29.36	\$30.95	\$60.31	04/27/2020	\$60.31	470	\$0.00
21	04/06/2020		PAYMENT							-\$29.36							
22	05/04/2020	ELECTRIC SERVICE		11705	04/05/2020-05/04/2020	ACTUAL	125205363	216		\$38.29	\$0.00	\$38.29	\$38.29	05/26/2020	\$38.29	374	\$0.00
23	05/04/2020		PAYMENT							-\$30.95							
24	06/03/2020	ELECTRIC SERVICE		11883	05/04/2020-06/03/2020	ACTUAL	125205363	178		\$33.15	\$38.29	\$33.15	\$71.44	06/25/2020	\$71.44	109	\$0.00
25	06/08/2020		PAYMENT							-\$38.29							
26	07/02/2020	ELECTRIC SERVICE		12122	06/03/2020-07/02/2020	ACTUAL	125205363	239		\$41.01	\$33.15	\$41.01	\$74.16	07/27/2020	\$74.16		\$0.00
27	07/06/2020		PAYMENT							-\$33.15							
28	08/03/2020	ELECTRIC SERVICE		12512	07/02/2020-08/03/2020	ACTUAL	125205363	390		\$60.61	\$41.01	\$60.61	\$101.62	08/25/2020	\$101.62		\$0.00
29	08/04/2020		PAYMENT							-\$42.00							
30	09/01/2020	ELECTRIC SERVICE		12790	08/03/2020-09/01/2020	ACTUAL	125205363	278		\$45.97	\$59.62	\$45.97	\$105.59	09/23/2020	\$105.59		\$0.00
31	09/08/2020		PAYMENT							-\$60.61							
32	10/01/2020	ELECTRIC SERVICE		12943	09/01/2020-10/01/2020	ACTUAL	125205363	153		\$29.80	\$44.98	\$29.80	\$74.78	10/23/2020	\$74.78		\$0.00
33	10/06/2020		PAYMENT							-\$44.98							
34	10/09/2020		PAYMENT							-\$28.80							
35	11/02/2020	ELECTRIC SERVICE		13134	10/01/2020-11/02/2020	ACTUAL	125205363	191		\$34.73	\$1.00	\$34.73	\$35.73	11/24/2020	\$35.73	193	\$0.00
36	12/03/2020	ELECTRIC SERVICE		13331	11/02/2020-12/03/2020	ACTUAL	125205363	197		\$35.63	\$35.73	\$35.63	\$71.36	12/28/2020	\$71.36	422	\$0.00
37	12/07/2020		PAYMENT							-\$35.73							
38	01/06/2021	ELECTRIC SERVICE		13476	12/03/2020-01/06/2021	ACTUAL	125205363	145		\$28.86	\$35.63	\$28.86	\$64.49	01/28/2021	\$64.49	886	\$0.00
39	01/08/2021		PAYMENT							-\$35.63							
40	02/04/2021	ELECTRIC SERVICE		13606	01/06/2021-02/04/2021	ACTUAL	125205363	130		\$26.99	\$28.86	\$26.99	\$55.85	02/26/2021	\$55.85	876	\$0.00
41	02/05/2021		PAYMENT							-\$29.00							
42	03/04/2021		PAYMENT							-\$26.99							
43	03/05/2021	ELECTRIC SERVICE		13724	02/04/2021-03/05/2021	ACTUAL	125205363	118		\$25.24	\$0.00	\$25.10	\$25.10	03/29/2021	\$25.10	860	\$0.00
44	03/19/2021		PAYMENT							-\$25.10							
45	04/05/2021	ELECTRIC SERVICE		13896	03/05/2021-04/05/2021	ACTUAL	125205363	172		\$32.29	\$0.00	\$32.29	\$32.29	04/27/2021	\$32.29	530	\$0.00
46	04/22/2021		PAYMENT							-\$32.29							
47	05/04/2021	ELECTRIC SERVICE		14005	04/05/2021-05/04/2021	ACTUAL	125205363	109		\$24.17	\$0.00	\$24.17	\$24.17	05/26/2021	\$24.17	210	\$0.00
48	05/12/2021		PAYMENT							-\$24.17							
49	06/03/2021	ELECTRIC SERVICE		14109	05/04/2021-06/03/2021	ACTUAL	125205363	104		\$23.58	\$0.00	\$23.04	\$23.04	06/25/2021	\$23.04	27	\$0.00

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	
	Transaction Dt	Product Type	Credit Source	Billing Period	Read	Reading Type	Meter/Equip Cd	KWH	CCF	Transaction Amount	Balance Forward	Current Charges	Amt Due	Bill Due Dt	Total Balance	Heating Degree Days	Budget Bill Deferred Amt		
13																			
50	07/02/2021	ELECTRIC SERVICE		06/03/2021-07/02/2021	14247	ACTUAL	125205363	138		\$27.92	\$23.04	\$27.92	\$50.96	07/27/2021	\$50.96		\$0.00		
51	07/06/2021		PAYMENT							-\$23.04									
52	08/03/2021	ELECTRIC SERVICE		07/02/2021-08/03/2021	14386	ACTUAL	125205363	139		\$28.04	\$27.92	\$28.04	\$55.96	08/25/2021	\$55.96		\$0.00		
53	08/04/2021		PAYMENT							-\$27.92									
54	09/01/2021	ELECTRIC SERVICE		08/03/2021-09/01/2021	14576	ACTUAL	125205363	190		\$35.00	\$28.04	\$35.00	\$63.04	09/23/2021	\$63.04		\$0.00		
55	09/07/2021		PAYMENT							-\$28.04									
56	10/01/2021	ELECTRIC SERVICE		09/01/2021-10/01/2021	14718	ACTUAL	125205363	142		\$28.80	\$35.00	\$28.80	\$63.80	10/25/2021	\$63.80		\$0.00		
57	10/13/2021		PAYMENT							-\$30.00									
58	11/01/2021	ELECTRIC SERVICE		10/01/2021-11/01/2021	14894	ACTUAL	125205363	176		\$33.25	\$0.00	\$33.25	\$33.25	11/23/2021	\$33.25	42	\$0.00		
59	11/01/2021		PAYMENT							-\$33.80									
60	12/02/2021	ELECTRIC SERVICE		11/01/2021-12/02/2021	14968	ACTUAL	125205363	74		\$20.15	\$33.25	\$20.15	\$53.40	12/27/2021	\$53.40	564	\$0.00		
61	12/06/2021		PAYMENT							-\$33.25									
62	01/04/2022		PAYMENT							-\$20.15									
63	01/05/2022	ELECTRIC SERVICE		12/02/2021-01/05/2022	15191	ACTUAL	125205363	223		\$40.32	\$0.00	\$40.32	\$40.32	01/27/2022	\$40.32	672	\$0.00		
64	02/04/2022	ELECTRIC SERVICE		01/05/2022-02/04/2022	15389	ACTUAL	125205363	198		\$39.06	\$0.00	\$39.06	\$79.38	02/28/2022	\$79.38	997	\$0.00		
65	03/07/2022	ELECTRIC SERVICE		02/04/2022-03/07/2022	15562	ACTUAL	125205363	173		\$35.54	\$0.00	\$35.54	\$35.54	03/29/2022	\$35.54	739	\$0.00		
66	03/07/2022		PAYMENT							-\$79.38									
67	04/04/2022		PAYMENT							-\$35.00									
68	04/05/2022	ELECTRIC SERVICE		03/07/2022-04/05/2022	15799	ACTUAL	125205363	237		\$44.75	\$0.54	\$44.75	\$45.29	04/27/2022	\$45.29	458	\$0.00		
69	04/13/2022		PAYMENT							-\$45.27									
70	05/04/2022	ELECTRIC SERVICE		04/05/2022-05/04/2022	15991	ACTUAL	125205363	192		\$38.22	\$0.02	\$38.22	\$38.24	05/26/2022	\$38.24	278	\$0.00		
71	06/03/2022	ELECTRIC SERVICE		05/04/2022-06/03/2022	16138	ACTUAL	125205363	147		\$32.47	\$38.24	\$32.47	\$70.71	06/27/2022	\$70.71		\$0.00		
72	06/06/2022		PAYMENT							-\$38.24									
73	06/21/2022		PAYMENT							-\$32.47									
74	07/05/2022	ELECTRIC SERVICE		06/03/2022-07/05/2022	16428	ACTUAL	125205363	290		\$54.50	\$0.00	\$54.50	\$54.50	07/27/2022	\$54.50		\$0.00		
75	07/18/2022		PAYMENT							-\$54.50									
76	08/03/2022	ELECTRIC SERVICE		07/05/2022-08/03/2022	16830	ACTUAL	125205363	402		\$67.43	\$0.00	\$67.43	\$67.43	08/25/2022	\$67.43		\$0.00		
77	08/24/2022		PAYMENT							-\$67.43									
78	09/01/2022	ELECTRIC SERVICE		08/03/2022-09/01/2022	17239	ACTUAL	125205363	409		\$72.55	\$0.00	\$72.55	\$72.55	09/23/2022	\$72.55		\$0.00		
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EXHIBIT 2

CUSTOMER ASSISTANCE PROGRAM HISTORY

NAME: MAURICE WESTON

ADDRESS: 3501 BRISTOL OXFORD VALLEY RD *APT 1006 LEVITTOWN PA

ACCOUNT : 02338-87057


DOCKET: C-2022-3035566

Service initiated 12/30/2019

Activity Date	CAP Activity	CAP Rate
07/12/21	Re-Certification completed	CAP FCO Electric Residential Service
07/12/21	CAP FCO Credit Recalculated	CAP FCO Electric Residential Service
05/28/21	Re-Certification Letter Sent	
05/13/21	Re-Certification Letter Sent	
12/30/19	Transferred To	CAP FCO Electric Residential Service

- Initially enrolled 6/24/2015 at former address (2555 OLD TREVOSE RD *UNIT L104) and status transferred to current address 12/30/19
- Received \$45.89 forgiveness due to initial enrollment
- 10/17/16 CAP criteria transitioned to an income & usage based concept and credit eligibility determined by annual energy burden.

As of 10/10/2022

 Fixed Credit Details for 02338-87057

Edit Help

Fixed Credit Totals

Service Point 1

CAP FCO Electric
Residential
Service

Annual Fixed Credit: 140.24

Annual Energy Burden: 390.86

Overage: 0.00

Projected Fixed Credit

Relative Month	Service Pt 1 Discount	
11/22	9.23	
12/22	12.19	
01/23	13.45	
02/23	12.44	
03/23	11.23	
04/23	9.75	
05/23	8.16	
06/23	10.81	
07/23	15.83	
08/23	14.82	
09/23	13.03	
10/23	9.30	

CAP Credit Explanation

Based on the information used to determine CAP credit, the household income and energy use currently qualifies you for an annual CAP credit since the amount of your undiscounted electric charges over the last 12 months exceeds the Energy Burden of \$390.86.

In order to determine your CAP Credit, the customer's energy burden is subtracted from the undiscounted amount that the customer spent for service over the past 12 months. The difference is your customer's annual CAP credit. This amount is then divided over 12 months and are applied to your bill each month. The amount of the credit varies depending on your historical usage, but the total credit for the year would not exceed your annual CAP credit. If this calculation results in a difference of \$0.00 or a negative number, you are ineligible for a CAP FCO credit due to the annual amount spent on the utility being lower than the annual energy burden.

The CAP Credits are reassessed every three months and can change at that time depending on the amount of your bills for the last 12 months at the time of the reassessment. If you experience a change in your household income, please submit a completed CAP application, and proof of household income to determine if you are eligible for a CAP credit.

EXHIBIT 3

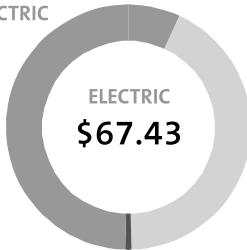
Name: MAURICE WESTON
 Account Number: 02338-87057
 Phone Number: 267-574-2987
 Service Address: 3501 Bristol Oxford Valley, Rd Apt 1006, Levittown

Emergency and Repair

800-841-4141

This is the number to call to report power outages, gas leaks or odors, and safety hazards related to PECO Equipment.

PECO ELECTRIC DELIVERY



TAXES & FEES

ELECTRIC SUPPLY
 PECO
 2301 Market Street
 Philadelphia, PA 19103
 800-494-4000

Billing Summary

Bill Date 08/03/2022
 Thank you for your payment of \$54.50 on 07/18/2022

Current Period Charges

Electric	\$67.43
Total New Charges	\$67.43
Total Amount Due on 08/25/2022	\$67.43

General Information

Next scheduled meter reading: 09/06/2022

1-800-774-7040

If you have any questions or concerns, please call 800-494-4000 before the due date. Si tiene alguna pregunta, favor de llamar al numero 1-800-494-4000 antes de la fecha de vencimiento.

peco.com/service

Customer Self Service - Manage Your Account 24/7 Start, stop and move your service

Online: peco.com

In Person: 2301 Market St., Philadelphia, PA 19103

By Phone: 1-800-774-7040

Return only this portion with your check made payable to PECO. Please write your account number on your check.



An Exelon Company
 2301 Market Street
 Philadelphia, PA 19103-1380

Pay Today!

peco.com/ebill

Go paperless: receive and pay your bill online.

0003566 01 AV 0.455 **AUTO T6 0 8850 19057-290399 -C01-B1-P03569-112



MAURICE WESTON
 3501 BRISTOL OXFORD VALLEY
 RD APT 1006
 LEVITTOWN, PA 19057-2903



- Enroll in Automatic Payment. Complete form on reverse side.
- Pledge a donation to MEAF. Complete form on reverse side.

Account # 02338-87057

877-432-9384

Pay by phone, a convenience fee will apply.

Please pay this amount by 08/25/2022 \$67.43

Payment Amount \$



PECO - Payment Processing
 PO Box 37629
 Philadelphia, PA 19101-0629

023388705701000674322370067434

8850-01-0003566-0001-0013600

Account Number: **02338-87057**

Meter Information

Read Dates	Meter Number	Load Type	Reading Type	Meter Reading		Difference	Multiplier X	Total Usage
				Previous	Present			
07/05-08/03	125205363	General Service	Tot kWh	16428 Actual	16830 Actual	402	1	402

Total kWh Used: 402



Electric Residential Service CAP

Service Period 07/05/2022 to 08/03/2022 - 29 days

PECO ELECTRIC DELIVERY		\$40.78
Customer Charge		10.51
Distribution Charges	402 kWh X 0.07530	30.27
ELECTRIC SUPPLY		\$30.70
Generation Charges	402 kWh X 0.06909	27.77
Transmission Charges	402 kWh X 0.00728	2.93
CAP Credit		-4.05
Total Current Charges		\$67.43

Message Center

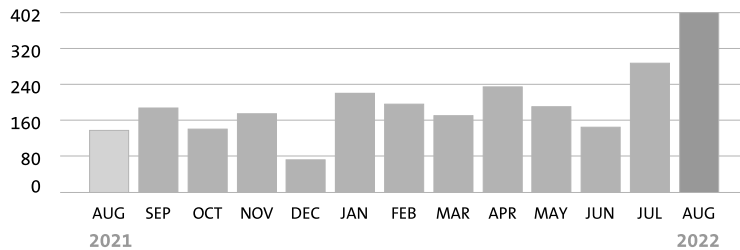
From PECO:

You are enrolled in PECO's Customer Assistance Program (CAP). A credit may be applied to your monthly bills to provide you affordable service.

New charges contain estimated total state taxes of \$4.83, including \$3.98 for State Gross Receipts Tax.

Your Usage Profile
ANNUAL ELECTRIC USAGE

peco.com/smartideas
Save energy and money



Period	Usage	Avg Daily Usage	Days	Avg Daily Temp
Current Month	402	13.9	29	81
Last Month	290	9.1	32	75
Last Year	139	4.3	32	78

Avg kWh per Month: 203
Total Annual kWh Usage: 2,444

8850-01-0003566-0001-0013600

Ways to Pay



Online

Visit peco.com/paybill where you can enroll in AutoPay, or make a one-time payment using your credit card or bank account.



Mobile App

Download the PECO mobile app for your Apple or Android device for the quickest and easiest way to manage your account and pay bill with one swipe of the finger.



Mail

Mail checks payable to PECO and write your account # on your check. Make sure to include the tear-off portion of your bill at the bottom of page 1.



Phone

Call 1-877-432-9384 to make a payment with a credit card, debit card, or your bank account.*



* Fees apply for card & phone payments.
No fees apply when you create a PECO My Account and pay using your bank account

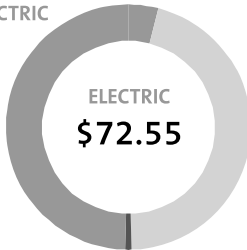
Name: MAURICE WESTON
 Account Number: 02338-87057
 Phone Number: 267-574-2987
 Service Address: 3501 Bristol Oxford Valley, Rd Apt 1006, Levittown

Emergency and Repair

800-841-4141

This is the number to call to report power outages, gas leaks or odors, and safety hazards related to PECO Equipment.

PECO ELECTRIC DELIVERY



TAXES & FEES

ELECTRIC SUPPLY
 PECO
 2301 Market Street
 Philadelphia, PA 19103
 800-494-4000

Billing Summary

Bill Date 09/01/2022
 Thank you for your payment of \$67.43 on 08/24/2022

Current Period Charges

Electric	\$72.55
Total New Charges	\$72.55
Total Amount Due on 09/23/2022	\$72.55

General Information

Next scheduled meter reading: 10/05/2022

1-800-774-7040

If you have any questions or concerns, please call 800-494-4000 before the due date. Si tiene alguna pregunta, favor de llamar al numero 1-800-494-4000 antes de la fecha de vencimiento.

peco.com/service

Customer Self Service - Manage Your Account 24/7 Start, stop and move your service

Online: peco.com

In Person: 2301 Market St., Philadelphia, PA 19103

By Phone: 1-800-774-7040

Return only this portion with your check made payable to PECO. Please write your account number on your check.



An Exelon Company
 2301 Market Street
 Philadelphia, PA 19103-1380

Pay Today!

peco.com/ebill

Go paperless: receive and pay your bill online.

0003265 01 AV 0.455 **AUTO T5 0 8871 19057-290399 -C01-B1-P03268-I1 4



MAURICE WESTON
 3501 BRISTOL OXFORD VALLEY
 RD APT 1006
 LEVITTOWN, PA 19057-2903



- Enroll in Automatic Payment. Complete form on reverse side.
- Pledge a donation to MEAF. Complete form on reverse side.

Account # 02338-87057

877-432-9384

Pay by phone, a convenience fee will apply.

Please pay this amount by 09/23/2022 \$72.55

Payment Amount \$



PECO - Payment Processing
 PO Box 37629
 Philadelphia, PA 19101-0629

023388705701000725522660072551

8871-01-0003265-0001-0013652

Account Number: **02338-87057**

Meter Information

Read Dates	Meter Number	Load Type	Reading Type	Meter Reading		Difference	Multiplier X	Total Usage
				Previous	Present			
08/03-09/01	125205363	General Service	Tot kWh	16830 Actual	17239 Actual	409	1	409

Total kWh Used: 409



Electric Residential Service CAP

Service Period **08/03/2022 to 09/01/2022 - 29 days**

PECO ELECTRIC DELIVERY		\$41.31
Customer Charge		10.51
Distribution Charges	409 kWh X 0.07530	30.80
ELECTRIC SUPPLY		\$34.80
Generation Charges	409 kWh X 0.07780	31.82
Transmission Charges	409 kWh X 0.00728	2.98
CAP Credit		-3.56
Total Current Charges		\$72.55

Message Center

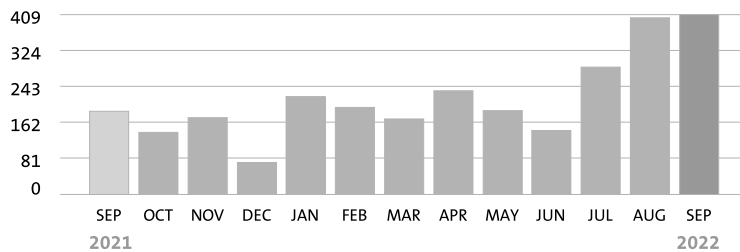
From PECO:

You are enrolled in PECO's Customer Assistance Program (CAP). A credit may be applied to your monthly bills to provide you affordable service.

New charges contain estimated total state taxes of \$5.20, including \$4.28 for State Gross Receipts Tax.

Your Usage Profile
ANNUAL ELECTRIC USAGE

peco.com/smartideas
Save energy and money



Period	Usage	Avg Daily Usage	Days	Avg Daily Temp
Current Month	409	14.1	29	81
Last Month	402	13.9	29	81
Last Year	190	6.6	29	79

Avg kWh per Month: 221
Total Annual kWh Usage: 2,663

8871-01-0003265-0001-0013653

Ways to Pay



Online

Visit peco.com/paybill where you can enroll in AutoPay, or make a one-time payment using your credit card or bank account.



Mobile App

Download the PECO mobile app for your Apple or Android device for the quickest and easiest way to manage your account and pay bill with one swipe of the finger.



Mail

Mail checks payable to PECO and write your account # on your check. Make sure to include the tear-off portion of your bill at the bottom of page 1.



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