

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

Public Meeting held August 3, 2023

Commissioners Present:

Gladys Brown Dutrieuille, Chairman
Stephen M. DeFrank, Vice Chairman
Ralph V. Yanora
Kathryn L. Zerfuss
John F. Coleman, Jr.

Matthew Forgie c/o Megan Forgie

C-2022-3034051

v.

PECO Energy Company – Electric

OPINION AND ORDER

BY THE COMMISSION:

Before the Pennsylvania Public Utility Commission (Commission) for consideration and disposition is the Petition for Reconsideration (Petition) filed by the Matthew Forgie c/o Megan Forgie on July 27, 2023, seeking reconsideration of the Opinion and Order entered on July 13, 2023, relative to the above-captioned proceeding.

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.¹ The thirty-day period within which the Commission must act upon the Petition in order to preserve jurisdiction ends on August 14, 2023.²

Granting reconsideration pending review of, and consideration on, the merits of the Petition to preserve Commission jurisdiction and toll the thirty-day time period for filing a petition for appellate review does not automatically stay the Commission's underlying Opinion and Order.³ Pursuant to 52 Pa. Code § 5.572, petitions seeking a stay or supersedeas must be filed with the Commission within fifteen (15) days after the underlying Opinion and Order becomes final.⁴

Accordingly, we shall grant reconsideration, within the meaning of Pa. R.A.P. 1701(b)(3), pending review of, and consideration on, the merits of the Petitions; **THEREFORE,**

¹ 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 § 5.571(c). As of the date of this Order no Answers have been received.

² The thirty-day period ends on August 12, 2023, which is a Saturday. Therefore, the next business day, August 14, 2023, is the deadline for the Commission to act on the Petition.

³ 52 Pa. Code § 5.572; Pa. R.A.P. 1701.

⁴ *See also*, Pa. R.A.P. 1781.

IT IS ORDERED: That the Petition for Reconsideration filed by Matthew Forgie c/o Megan Forgie on July 27, 2023, is hereby granted, pending further review of, and consideration on, the merits.

BY THE COMMISSION,

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

Rosemary Chiavetta
Secretary

(SEAL)

ORDER ADOPTED: August 3, 2023

ORDER ENTERED: August 3, 2023