

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

**Andree Lombard**  
vs.  
**PECO Energy Company**

**Public Meeting held May 23, 2024**  
**3041719-OSA**  
**Docket No. C-2023-3041719**

**MOTION OF VICE CHAIR KIMBERLY BARROW**

On July 10, 2023, Mrs. Lombard filed a Formal Complaint against PECO Energy Company (PECO) alleging that PECO was threatening to terminate service and that there were incorrect charges on her bill, and requested a payment arrangement. Mrs. Lombard explained that she was recently enrolled in budget billing at \$400.40 a month and was unsure why she subsequently received a bill for \$272.00 and then \$400.40. PECO filed an Answer denying improper billing.

On October 3, 2023, an evidentiary hearing was held and Mr. Lombard, Mrs. Lombard's husband, appeared in support of the Formal Complaint.<sup>1</sup> PECO offered the testimony of Anthony Costello, a Senior Regulatory Officer at PECO, who explained budget billing, the Lombards' account history,<sup>2</sup> and the Lombards' billing history.

An Initial Decision was issued on January 23, 2024, dismissing the Formal Complaint, noting that Mr. Lombard did not provide any testimony or evidence in support of his claims or to rebut the testimony and evidence provided by PECO. The Initial Decision further noted that Mr. Lombard provided no testimony or documentation concerning a new PECO-issued payment agreement nor did he indicate a desire to request a Commission-issued payment arrangement. Mrs. Lombard filed Exceptions, again noting the billing difference between the contested two months and requested a payment arrangement.

I agree with the Initial Decision in this matter denying the Formal Complaint for failure of the Lombards to meet their burden of proof. The Exceptions reiterate the same arguments made in the Formal Complaint, i.e., billing dispute and requesting a payment arrangement, and therefore should be denied. The well-reasoned Initial Decision of the ALJ in this matter is supported by the evidentiary record, and should be adopted without modification.

**THEREFORE, I MOVE THAT:**

1. The Exceptions filed by Andree Lombard to the Initial Decision of Administrative Law Judge Arlene Ashton, issued on January 23, 2024, are denied.


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<sup>1</sup> Hearing Transcript, pgs. 4-5 (October 3, 2023).

<sup>2</sup> Mr. Costello explained that the Lombards enrolled in a PECO-issued payment agreement in June 2021 with a balance of \$3,081.60 to be paid over 24 months in the amount of \$128.40 per month. H.T. pg. 25. The Lombards completed the payment agreement. H.T. pgs. 25, 39-40. As of the October 3, 2023 hearing date, the Lombards had an outstanding balance of \$824.07 on their account. H.T. pgs. 40-41.

2. The Initial Decision of Administrative Law Judge Arlene Ashton, issued on January 23, 2024, is adopted, consistent with this Motion.
3. The Office of Special Assistants prepare an Opinion and Order consistent with this Motion.

May 23, 2024

  
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Kimberly Barrow, Vice Chair