

September 6, 2024

Dear Madam Secretary Chiavetta,

Enclosed you will find my answer to the Preliminary Objection from PECO's Counsel regarding my formal complaint. Please file this into my case DOCKET No. C-2024-3050759. I certify that an emailed copy was delivered as of today to Khadijah Scott and a copy was mailed to her as well. Thank you for your time and attention to this matter.

DATE OF DEPOSIT

SEP 7 2024

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Respectfully & Sincerely
yours,

Shata Brown

DATE OF DEPOSIT

SEP 7 2024

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Shasta-Patrice: Brown, woman.

For: SHASTA PATRICE BROWN

(Complainant)

V.

PECO ENERGY COMPANY.

(Respondent)

DOCKET NO. C-2024-3050759

Answer to Preliminary Objection

In response to the Respondent's, PECO Energy Co.'s preliminary objection on September 3, 2024. The objection is without merit. Complainant, as a living woman and stakeholder in the United States Corp, did not abandon her interest in the original application, and the endorsement in blank does not constitute abandonment.

1. Material Misrepresentation (73 P.S. § 201-1)

PECO's actions constitute material misrepresentation, as they knowingly made false statements regarding the assignment of credits, causing harm to the Complainant.

Theft by Deception (18 Pa.C.S.A. § 3922)

PECO's actions also constitute theft by deception, as they intentionally obtained credits through false pretenses, resulting in financial gain.

2. Malfeasance

PECO's actions demonstrate malfeasance, as they knowingly violated laws and regulations governing utility companies, causing harm to the Complainant.

3. Misleading Contracts (33 Pa.C.S.A. § 203)

PECO's contracts contain misleading information, violating Pennsylvania law, which requires clear and concise language in consumer contracts.

4. Fraud in Factum

PECO's actions constitute fraud in factum, as they deceived the Complainant into believing the credits were properly assigned, when in fact they were not.

5. Unjust Enrichment

PECO's actions resulted in unjust enrichment, as they received benefits (credits) without providing corresponding value to the Complainant.

6. Relevant Supreme Court Cases:

TSC Industries, Inc. v. Northway, Inc. (426 U.S. 438 (1976))

This case establishes that a securities fraud claim requires proof of material misrepresentation or omission, which is relevant to PECO's actions. The Court held that a Complainant must show that the defendant made a false statement or omitted a material fact, which caused harm to the Complainant.

7. Herring v. United States (555 U.S. 135 (2009))

This case holds that the government's failure to preserve evidence can lead to a presumption of misconduct, analogous to PECO's destruction of records. The Court ruled that the government's actions can be inferred as misconduct when they fail to preserve evidence, which is relevant to PECO's actions.

8. Spidel v. Sheehan (122 F.3d 126 (3d Cir. 1997))

This case supports the claim of unjust enrichment, as PECO received benefits without providing corresponding value. The Court held that a party may be liable for unjust enrichment when they receive a benefit without providing consideration, which is relevant to PECO's actions.

9. United States v. Tweel (550 F.2d 297 (5th Cir. 1977))

This case demonstrates that a conspiracy to deprive rights can be inferred from circumstantial evidence, relevant to PECO's actions. The Court ruled that a conspiracy may be proven through circumstantial evidence, such as actions and statements, which is relevant to PECO's actions.

10. Federal Laws Governing Deprivation of Rights

PECO's actions violate federal laws governing deprivation of rights, including:

- 18 U.S.C. § 241 (Conspiracy Against Rights)
- 18 U.S.C. § 242 (Deprivation of Rights Under Color of Law)
- 42 U.S.C. § 1983 (Civil Action for Deprivation of Rights)

11. Violation of 18 U.S.C. § 241

PECO's actions constitute a conspiracy to deprive the Complainant of their rights, in violation of 18 U.S.C. § 241. The evidence shows that PECO engaged in a pattern of conduct intended to deceive and mislead the Complainant, resulting in harm.

12. Violation of 18 U.S.C. § 242

PECO's actions also constitute a deprivation of rights under color of law, in violation of 18 U.S.C. § 242. As a utility company, PECO acted under color of law, and their actions resulted in the deprivation of the Complainant's rights.

13. Violation of 42 U.S.C. § 1983

PECO's actions additionally constitute a civil rights violation, in violation of 42 U.S.C. § 1983. The evidence shows that PECO's actions resulted in the deprivation of the Complainant's constitutional rights.

14. Additionally, Complainant notes that Public Law 97-280, Public Law 107-300, and HJR 192 support her position:

15. Public Law 97-280 established the State Justice Institute, emphasizing fair and impartial justice, which PECO allegedly denied Complainant, a living woman and stakeholder

16. Public Law 107-300 relates to the Federal Courts Administration Act, highlighting the need for proper procedures and fairness in legal proceedings, reinforcing Complainant's argument as a living woman and stakeholder.

17. HJR 192 recognized the gold clause discharge as a legitimate means of paying debts, demonstrating that alternative forms of payment, like credits, can be valid.

On August 20, 2024, at 6:33 pm, Complainant had a conversation with Sr. Assessor Anthony Costello from PECO, where she:

- Expressed that she did not abandon her interest in the contract
- Requested the original portfolio exchanged at the TT&L window at the Federal Reserve on her behalf, where PECO received credits upfront
- Expressed that she was aware that everything is a tax matter and that is why the bills were sent to the Treasury UCC Contract Trust with an acceptance and 1099A
- Expressed that she is aware of how she was entered in PECO's system as an "employee"
- Expressed that she was aware that 1099A forms are filed after 3 years after receiving payment in Federal Reserve Notes
- Expressed that she is not operating in the consensus of the rest of the population of Americans that PECO does business with daily
- Expressed that she did not abandon her promissory note and one error was the blank endorsement

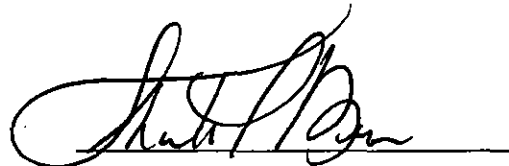
Mr. Costello responded, "I understand what you are trying to do and will get with Attorney Lynn Zack, General Counsel for PECO to handle this." Subsequent messages were left on:

- August 22nd
- August 26th

A return call was made on August 26th from Mr. Costello, stating that he sent everything to the attorneys for a response.

Moreover, Mrs. Brown feels that counsel for PECO is taking advantage of the human error made mixing up her two formal complaints in which the PGW account number was annotated on the complaint form intended for PECO and vice versa. There are indeed two accounts with PECO that she is addressing. In all honesty there were three different accounts but two accounts were merged into one account. (4634 N Marvine Street, Philadelphia, PA 19140 was combined with 3051 Stillman Street, Philadelphia, PA 19132). This information was relayed to Mr. Costello as well and he stated, "I have both accounts here", during the initial phone call.

WHEREFORE, PECO's actions constitute a pattern of misconduct, including material misrepresentation, theft by deception, malfeasance, misleading contracts, fraud in factum, unjust enrichment, and deprivation of rights and their Preliminary Objection should be dismissed. Based on the evidence and relevant case law, Mrs. Brown requests that Your Honorable Commission should find *in favor of the Complainant*.



Shasta P Brown

DATE OF DEPOSIT

SEP 7 2024

Shasta-Patrice: Brown, woman.
For: SHASTA PATRICE BROWN
(Complainant)

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

V.

DOCKET NO. C-2024-3050759

PECO ENERGY COMPANY.
(Respondent)

Request for Relief

WHEREFORE, for the reasons set forth above, Shasta-Patrice: Brown, respectfully requests that your *Honorable Commission* do the following regarding the Respondent:

1. Dismiss PECO Energy Co's preliminary objection
2. Proceed with the case on the merits
3. Order PECO Energy Co. to correct assignee information and provide a return on investment
4. Order a forensic audit by a Third Party to investigate PECO's actions and determine damages
5. Award damages for deprivation of rights under federal law including compensatory damages, punitive damages, declaratory relief, and injunctive relief.

Respectfully Submitted,



Shasta-Patrice: Brown
Attorney-In-Fact
5233 Heston Street
PO Box 4523
Philadelphia, PA 1913
(267) 318-5793
shastapbrown@gmail.com

DATE OF DEPOSIT

SEP 7 2024

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Shasta-Patrice: Brown, woman.

For: SHASTA PATRICE BROWN
(Complainant)

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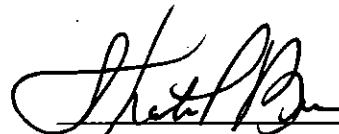
V.

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VERIFICATION

I, Shasta Brown, hereby declare under penalty of perjury of the law that the foregoing is true and correct to the best of my ability as I have a disability of being able to practice law and need all provisions under the ADA to assist me in this matter. I make this verification subject to 18 Pa C.S. 4904, pertaining to false statements to authorities. I am not legal counsel, and only deal with facts.

Date: September 6, 2024



Shasta P Brown

Shasta-Patrice: Brown, woman.
For: SHASTA PATRICE BROWN
(Complainant)

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CERTIFICATE OF SERVICE

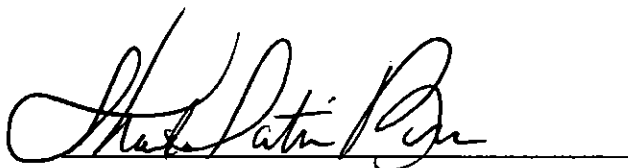
I, Shasta Brown, hereby certify that I have this day served a copy of SHASTA PATRICE BROWN's Answer in the above matter upon all interested parties by E-mailing a copy to:

Khadijah Scott
Counsel for PECO Energy Company
2301 Market Street, S23-1
Philadelphia, PA 19103
(267) 533-1830
FAX: 215.568.3389

Certified Mailed Copy to:

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

Date: September 6, 2024



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Philadelphia, PA 19131
(267) 318-5793
shastapbrown@gmail.com

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

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SEP 9 2024

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

TO:

Rosemary Chiavetta, Secretary

Pennsylvania Public Utility Commission

Commonwealth Keystone Bldg.

400 North Street, Second Floor

Harrisburg, PA 17120

RECEIVED

SEP 9 2024

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
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