

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Siddhartha Banerjee	:	
	:	
v.	:	F-2022-3032337
	:	
PECO Energy Company	:	

**ORDER
PERMITTING COMPLAINANT TO FILE AN INITIAL BRIEF**

On October 1, 2024, an evidentiary hearing was held in this matter. The Complainant, Mr. Siddhartha Banerjee, represented himself, and the Company, PECO Energy Company, was represented by Khadijah Scott, Esquire. Following the close of testimony and evidence presented, a discussion was held regarding filing briefs or making a closing argument in lieu of filing a brief. Mr. Banerjee requested to file a brief in support of his Complaint, and approximately a month and one-half to do so. The Company opted to make a closing argument in lieu of filing a brief, and objected to the filing of briefs in this matter.

Following this discussion, I granted the Complainant’s request for an opportunity to file a brief in this matter,¹ and the Company was permitted, and did in fact, make a closing argument in lieu of filing a brief. The purpose of this Order is to formalize my ruling allowing the Complainant an opportunity to file a brief, and provide further instructions to him regarding the filing of any Brief.

¹ 52 Pa. Code § 5.502(c) (1) permits the filing of briefs in non-rate cases such as the instant case and provides that “[a]n initial brief shall be filed by the party with the burden of proof except as provided by agreement or by direction of the presiding officer.”

THEREFORE,

IT IS ORDERED:

1. That the Complainant, Siddhartha Banerjee, is permitted to file, but is not required to file, a Brief, on or before **November 15, 2024**.

2. That the Complainant's Brief, if filed, shall be served on the other party, PECO Energy Company, and the undersigned Administrative Law Judge via email at gchiodo@pa.gov no later than 4:30 p.m., on the date due above—i.e., November 15, 2024.

3. That the content and form of briefs are governed by 52 Pa. Code § 5.501 with the following exceptions:

(a) that it shall NOT be a requirement that the Complainant's Brief includes proposed findings of fact, conclusions of law or proposed ordering paragraphs;

(b) that it shall NOT be a requirement that the Complainant's Brief include references to transcript pages but may include such references if the transcript is available to the Complainant.

4. That the Complainant's Brief must be as concise as possible and shall not exceed thirty (30) pages, except by special permission.

5. That the Complainant's Brief should not refer to evidence not admitted into the record at the time of the hearing on October 1, 2024.

6. That if the Complainant's Brief is not filed and served on or before the date set forth above, it will not be accepted and considered except by special permission.

Date: October 2, 2024

/s/
Gail M. Chiodo
Administrative Law Judge

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