

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>JONATHAN DIBELLO</b>	:	
<b>Complainant</b>	:	
	:	
<b>Vs.</b>	:	<b>DOCKET NO. C-2025-3054440</b>
	:	
<b>PECO ENERGY COMPANY</b>	:	
<b>Respondent</b>	:	

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**COMPLAINANT'S RESPONSE TO RESPONDENT PECO ENERGY COMPANY'S  
PRELIMINARY OBJECTION**

Complainant Jonathan DiBello respectfully objects to Respondent's Preliminary Objection requesting to dismiss this case due to a matter of Jurisdiction which this commission does indeed have. Complainant's Answers to the averments is as follows:

1. Admitted
2. Admitted
3. Admitted
4. Admitted
5. Admitted
6. Denied. Complainant continues to argue that the PUC does in fact have jurisdiction to issue a payment arrangement. This issue is also still pending as an appeal to a previous PUC decision via the Commonwealth court.
7. Admitted. However the Commonwealth Court HAS appellate jurisdiction over the PUC and therefore must enforce any stay pending the outcome the the Commonwealth Court.
8. Admitted
9. Admitted
10. Admitted
11. Admitted. In addition relief is possible with this court.
12. Admitted
13. Deemed Denied
14. Admitted
15. Admitted. However this case is in the public interest.
16. Admitted. However questions of fact do remain.
17. Denied. There are facts in this case. These are not just opinions.
18. Admitted.

19. Admitted.
20. Admitted. Furthermore respondent needs to abide by all PUC and any court's rules.
21. Admitted.
22. Admitted.
23. Admitted.
24. Denied. The PUC does have Jurisdiction over this matter and is required to enforce a stay.
25. Admitted. However the Commonwealth Court is a higher court and therefore the PUC must honor any decisions and procedures made by the Commonwealth Court especially with the fact that a case is pending regarding a previous ruling made by this court.
26. Denied. PECO is not permitted to shut off service while a complaint is still pending which includes appeals with the Commonwealth Court as well. All cases must be fully adjudicated (including the Commonwealth Court's appeal) prior to issuing a shut off which is a violation under the law.

#### **REQUEST FOR RELIEF**

Respectfully. The Complainant requests a hearing disputing the Complainant's Preliminary Objections.

Respectfully Submitted,



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Jonathan DiBello  
Complainant

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**JONATHAN DIBELLO**

**Complainant**

**Vs.**

**PECO ENERGY COMPANY**

**Respondent**

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**VERIFICATION**

I, Jonathan DiBello, hereby declare that I am the Complainant in this action and declare 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: 05/05/2025

  
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Jonathan DiBello  
Complainant

PENNSYLVANIA PUBLIC UTILITY COMMISSION

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Complainant :  
Vs. : DOCKET NO. C-2025-3054440  
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CERTIFICATE OF SERVICE

I, Jonathan DiBello, hereby certify that I have this day served a copy of Complainant's Response to Respondent PECO Energy Company's Preliminary Objection 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  
Via Email: Khadijah.scott@exeloncorp.com

Date: 05/05/2025

  
Jonathan DiBello  
Complainant