

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement	:	
	:	C-2024-3052320
v.	:	
	:	
PECO Energy Company	:	

**ORDER TERMINATING LITIGATION SCHEDULE**

On November 27, 2024, the Pennsylvania Public Utility Commission (Commission) Bureau of Investigation and Enforcement (I&E) filed a Formal Complaint against PECO Energy Company (PECO), alleging PECO failed to provide information requested in I&E’s Information Investigation and Data Requests – Set I related to an incident on September 23, 2023 where an electric line came down and resulted in a gas leak in Yeadon, Pennsylvania.

On December 17, 2024, PECO filed an unopposed petition for a three-day extension to file its answer. That petition was granted by Secretarial Letter issued on December 18, 2024. On December 20, 2024, PECO filed an answer to the Complaint, alleging that the information sought by I&E is protected by the attorney client privilege and work product doctrine.

On December 26, 2024, the Commission issued a telephonic prehearing conference notice, setting this proceeding for a prehearing conference on January 21, 2025 at 10:00 a.m. Also on December 26, 2024, a prehearing conference order was issued outlining

various procedural matters to be addressed at the prehearing conference scheduled for January 21, 2025.<sup>1</sup>

On January 13, 2025, counsel for PECO sent an e-mail to the undersigned, which stated that PECO and I&E requested the prehearing conference scheduled for January 21, 2025 be rescheduled to February 21, 2025, to allow more time for discussion regarding a potential settlement.

On January 14, 2025, the Commission issued a notice, rescheduling a prehearing conference for this proceeding to February 21, 2025 at 10:00 a.m. On January 15, 2025, a prehearing conference order was issued outlining various procedural matters to be addressed at the prehearing conference scheduled for February 21, 2025.

In response to the January 15, 2025, prehearing conference order, the parties submitted prehearing memoranda on February 19, 2025, outlining their respective positions on various procedural matters. The prehearing conference convened on February 21, 2025, as scheduled. Lindsay Szymanski, Esquire, appeared for I&E, and Jack Garfinkle, Esquire, appeared for PECO.

During the conference, various procedural matters were discussed. A scheduling order was issued on February 24, 2025, setting forth the procedural matters addressed during the prehearing conference, including establishment of a litigation schedule. Also on February 24, 2025, a protective order was issued.

On May 20, 2025, I issued a modified scheduling order, adjusting the litigation schedule.

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<sup>1</sup> A corrected prehearing conference notice and a corrected prehearing conference order were issued on January 7, 2025 and January 9, 2025, respectively, noting an update to the telephone conference and PIN numbers.

On July 11, 2025, I&E filed a certificate of satisfaction. In the certificate of satisfaction, I&E stated that PECO paid the agreed-upon amount negotiated with I&E and satisfied the requested non-monetary relief to resolve the Complaint. I&E also stated that PECO has made no concession or admission of fact or law and may dispute all issues of fact or law for all purposes in any other proceeding; the settlement of this case will not be used by I&E as a precedent for any future enforcement actions which may be instituted against PECO; and I&E filed the certificate of satisfaction pursuant to 52 Pa. Code § 5.24(a), to certify that the matter is satisfied and should be marked closed.

Commission regulations provide presiding officers with the authority to regulate the course of proceedings. 52 Pa.Code § 5.483(a). Presiding officers are required to conduct fair and impartial hearings and maintain order. 52 Pa.Code § 5.485(a). Considering I&E's filing of a certificate of satisfaction and the resolution of its Formal Complaint, the litigation schedule established by the modified scheduling order on May 20, 2025 should be terminated.

ORDER

THEREFORE,

IT IS ORDERED:

1. That the litigation schedule established in the May 20, 2025 modified scheduling order is terminated.

Date: July 17, 2025

\_\_\_\_\_/s/  
John M. Coogan  
Administrative Law Judge

**C-2024-3052320 - BUREAU OF INVESTIGATION AND ENFORCEMENT v. PECO ENERGY COMPANY-GAS**

LINDSAY DEARING SZYMANSKI  
ATTORNEY  
COMMISSION  
3RD FLOOR WEST  
HARRISBURG PA 17120  
**717.787.3663**

[liszymansk@pa.gov](mailto:liszymansk@pa.gov)

Served via eService July 17, 2025

MICHAEL L SWINDLER ESQUIRE  
BI&E  
400 NORTH STREET  
PO BOX 3265  
HARRISBURG PA 17105-3265  
**717.783.6369**

[mswindler@pa.gov](mailto:mswindler@pa.gov)

Served via eService July 17, 2025

KENNETH M KULAK ESQUIRE  
CATHERINE G VASUDEVAN  
ESQUIRE  
2222 MARKET STREET  
PHILADELPHIA PA 19103-3007  
**215.963.5384**

[ken.kulak@morganlewis.com](mailto:ken.kulak@morganlewis.com)

[catherine.vasudevan@morganlewis.com](mailto:catherine.vasudevan@morganlewis.com)

Served via eService July 17, 2025

*(Counsel for PECO Energy Company)*

ANTHONY E. GAY ESQUIRE  
JACK GARFINKLE ESQUIRE  
PECO ENERGY COMPANY  
2301 MARKET STREET  
LEGAL DEPT S23-1  
PHILADELPHIA PA 19103  
**267.533.1999**

**856.912.4738**

[anthony.gay@exeloncorp.com](mailto:anthony.gay@exeloncorp.com)

[jack.garfinkle@exeloncorp.com](mailto:jack.garfinkle@exeloncorp.com)

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*(Counsel for PECO Energy Company)*