

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RODRICK MCDOWELL, Complainant

v.

PECO ENERGY COMPANY, Respondent

DOCKET NO: C-2026-3061171

ANSWER TO PRELIMINARY OBJECTIONS OF PECO ENERGY COMPANY

Complainant, Rodrick McDowell, hereby files this Answer to the Preliminary Objections of PECO Energy Company:

1. Jurisdiction and Monetary Damages: Complainant admits that the Commission does not have the authority to award monetary damages. However, Complainant denies that the mention of financial impact should be stricken. Complainant seeks a formal Finding of Fact and a determination that PECO failed to provide "adequate, efficient, safe, and reasonable service" as required by 66 Pa. C.S. § 1501.
2. Relevance of Financial Evidence: Complainant denies that the financial impacts described are "impertinent matter." While the Commission cannot award a check, the invoices for repairs and hotel stays are material evidence of the severity of the service failure. Under the "reasonableness" standard of § 1501, a service failure that renders a home uninhabitable is prima facie evidence of unreasonable service.
3. Evidentiary Necessity: Complainant objects to Respondent's request to prevent the entry of testimony or exhibits regarding damages. These documents, specifically those dating back to December 2022, are essential to establishing the true timeline of the dispute and proving that Respondent's claim of a "January 2025" start date is factually incorrect.
4. Safety and Public Interest: Complainant asserts that the recurring "snow" blockages (frost/ice) and gas odors represent a significant safety hazard. A full evidentiary hearing is necessary to determine if PECO's three-year delay in performing a permanent system conversion (moving Complainant to a medium-pressure regulated line) constitutes a violation of safety regulations.

WHEREFORE, Complainant respectfully requests that the Administrative Law Judge OVERRULE Respondent's Preliminary Objections and allow the matter to proceed to an evidentiary hearing so that a full record of the service violations may be established.

Respectfully Submitted,

Rodrick McDowell

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April 14, 2026