

May 26, 2026

Via Electronic Filing

Matthew Homsher, Esquire
Secretary
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

**Re: Docket No. F-2025-3056250
William Plange v. PECO Energy Company
Reply Exceptions of PECO**

Dear Secretary Homsher:

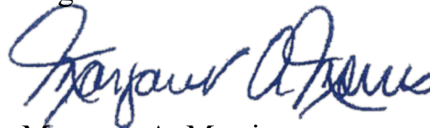
Attached for filing is the Reply of PECO Energy Company to the Exceptions filed by William Plange in the above-referenced proceeding.

A copy of the Reply Exceptions has been provided to the Complainant in the manner indicated on the attached Certificate of Service.

If there are any questions, please do not hesitate to contact me.

Very truly yours,

Reger Rizzo & Darnall LLP



Margaret A. Morris

MAM/co
Enclosures

cc: The Hon. Marta Guhl, PA Public Utility Commission [w/encls.]
Office of Special Assistants, PA Public Utility Commission [w/encls.]
Anthony Gay, Esquire, PECO Energy Company [w/encls.]
William Plange [w/encls.]

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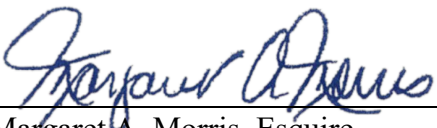
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served upon the following person(s), in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

Via Electronic Mail

William Plange
plangew@yahoo.com

Dated: May 26, 2026



Margaret A. Morris, Esquire

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

WILLIAM PLANGE	:	
	:	
v.	:	Docket No. F-2025-3056250
	:	
PECO ENERGY COMPANY	:	

**REPLY EXCEPTIONS OF PECO ENERGY COMPANY
TO THE EXCEPTIONS OF WILLIAM PLANGE**

May 26, 2026

Margaret A. Morris, Esq.
REGER RIZZO & DARNALL LLP
Cira Centre, 13th Floor
2929 Arch Street
Philadelphia, PA 19104
mmorris@regerlaw.com

Counsel for PECO Energy Company

I. Introduction

In accordance with the Secretarial Letter, dated May 11, 2026, and Section 5.535 of the Commission's Regulation,¹ PECO Energy Company, (PECO or Company), submits its Reply to the Exceptions of William Plange (Complainant or Mr. Plange), which supports the adoption of the Initial Decision, without modification, of the Honorable Marta Guhl (Judge Guhl). The Commission should deny the Exceptions, affirm the Initial Decision in its entirety and sustain the dismissal of the Complaint. The findings of facts and conclusions of law set forth in the well-reasoned Initial Decision are based on the record evidence and sustain the dismissal of the Formal Complaint.

II. Relevant Procedural Background

On July 9, 2025, the Complainant filed a Formal Complaint (Complaint) with the Pennsylvania Public Utility Commission (Commission) against PECO alleging that PECO was threatening to terminate the service and requested a payment arrangement (PAR).

On July 31, 2025, the Company filed an Answer in which it denied the material allegations of fact and conclusions of law in the Complaint.

On August 8, 2025, the Commission issued a Hearing Notice scheduling the matter for an Initial Telephonic Hearing on October 24, 2025, at 1PM before Special Agent Michael Mzrocka. On August 8, 2025, a Prehearing Order was issued outlining the relevant procedural rules governing the proceeding. On September 25, 2025, a Judge Change Notice was issued and the matter was reassigned to Judge Guhl.

On October 22, 2025, the Complainant requested a continuance of the scheduled Hearing due to a family emergency. PECO did not object to the request. Judge Guhl granted the continuance *via* email on October 23, 2025. On October 24, 2025, a Rescheduled Initial Call-In Telephonic Hearing Notice was served on the parties rescheduling the Initial Call-In Telephonic Hearing to January 5, 2026, at 10:00 a.m.

¹ 52 Pa. Code § 5.535.

On January 5, 2026, the hearing was convened as scheduled. The Complainant did not call into the hearing. PECO's Motion to Dismiss with Prejudice was taken under advisement. Later that day, the Complainant contacted Judge Guhl's Office and stated that he had trouble calling into the hearing and was kept in a "waiting room." PECO objected to the request for another hearing date.

III. Initial Decision

In the Initial Decision, Judge Guhl found the following:

Complainant failed to appear for the hearing despite receiving notice and despite the undersigned allowing additional time for Complainant to appear. On January 5, 2026, the Complainant contacted my office to indicate that he had trouble calling in to the hearing and that he was kept in a "waiting room." However, my conference bridge does not have a waiting room feature and parties are connected directly to the conference call. PECO also objected to Complainant's request for a new hearing date because he had been previously granted a continuance in the case and the information to call in for the hearing was provided to the Complainant on a number of occasions, including by PECO and its counsel. Tr. 5

Consequently, I find that Complainant waived the opportunity to participate in a hearing on the matters raised in the Complaint, Complainant's absence was not unavoidable, and the Complaint should be dismissed.

ID at PP. 8-9

IV. Discussion

Administrative agencies of the Commonwealth of Pennsylvania, such as the Commission, are required to provide due process to the parties appearing before them. The due process requirement is satisfied when the parties are provided notice and the opportunity to appear and be heard. Once the Commission meets its due process requirement, the burden falls

upon the parties to appear and participate in the hearing. As mandated by Section 332(f)² of the Pennsylvania Public Utility Code:

Any party who shall fail to be represented at a scheduled conference or hearing after being duly notified thereof, shall be deemed to have waived the opportunity to participate in such conference or hearing, and shall not be permitted thereafter to reopen the disposition of any matter accomplished thereat, or to recall for further examination of witnesses who were excused, unless the presiding officer shall determine that failure to be represented was unavoidable and that the interests of the other parties and the public would not be prejudiced by permitting such reopening or further examination. (Emphasis added).

By failing to appear at the rescheduled Hearing, without establishing good cause why he did not appear, the Complainant waived his opportunity to participate in the hearing and cannot now reopen the record without proof that his failure to appear was unavoidable and that the interest of PECO and the public interest will not be prejudiced.

The Complainant's purported justification for failing to appear cannot satisfy this heightened standard. The Complainant admits he dialed the wrong number and was in a "waiting room." As Judge Guhl found, there is no "waiting room" function associated with the dial-in number for the scheduled Call-In Telephonic Hearing. Clearly, the Complainant's participation in the hearing was not "unavoidable."

The Complainant also cannot establish that a reopening of the proceeding would not prejudice the public's or PECO's interests. PECO should not be prejudiced by holding collection activity on the Complainant's outstanding balance because of the formal complaint

² 66 Pa. C.S. 332(f).

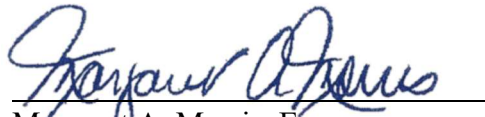
process. The Initial Decision properly dismissed, with prejudice, the Complaint due to the Complainant's failure to appear and to prosecute the Complaint.

V. Conclusion

The Complainant's absence from the scheduled Hearing was not unavoidable. He clearly did not call into the Hearing as directed in the Rescheduled Hearing Notice and Prehearing Order.

For the reasons set forth above, PECO Energy Company respectfully requests that the Commission adopt, without modification, the Initial Decision of the Honorable Marta Guhl and dismiss, with prejudice, the Formal Complaint of William Plange.

Respectfully submitted,



Margaret A. Morris, Esq.
Attorney ID No. 75048
Reger Rizzo & Darnall LLP
Cira Centre, 13th Floor
2929 Arch Street
Philadelphia, PA 19104
(215) 495-6524 tel.
(215) 495-6600 fax
mmorris@regerlaw.com

Counsel for PECO Energy Company

Dated: May 26, 2026