



COMMONWEALTH OF PENNSYLVANIA

June 4, 2026

E-FILED

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

**Re: Pennsylvania Public Utility Commission v. PECO Energy Company – Gas Division –
1307(f) / Docket No. R-2026-3062148**

Dear Secretary Homsher:

Enclosed please find the Complaint, Public Statement, and Verification on behalf of the Office of Small Business Advocate (“OSBA”), in the above-referenced proceeding.

Copies will be served on all known parties in this proceeding, as indicated on the attached Certificate of Service.

If you have any questions, please do not hesitate to contact me.

Sincerely,

/s/ Rebecca Lyttle

Rebecca Lyttle
Assistant Small Business Advocate
Attorney ID No. 201399

Enclosures

cc: Justin Bieber
Parties of Record

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission :
: **Docket No. R-2026-3062148**
v. :
:
PECO Energy Company - Gas :
Division – 1307(f) :

**COMPLAINT OF THE
OFFICE OF SMALL BUSINESS ADVOCATE**

1. The Complainant is:

NazAarah Sabree
Small Business Advocate
Office of Small Business Advocate
Forum Place
555 Walnut Street, 1st Floor
Harrisburg, PA 17101

2. The name and address of the attorney for the Office of Small Business Advocate
("OSBA") is as follows:

Rebecca Lyttle, Esq.
Assistant Small Business Advocate
Office of Small Business Advocate
Forum Place
555 Walnut Street, 1st Floor
Harrisburg, PA 17101
relyttle@pa.gov

3. The respondent utility is:

PECO Energy Company – Gas Division
2301 Market Street, Suite 18
Philadelphia, PA 19103

4. The Complainant is authorized and directed by the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50, to represent the interests of Small Business consumers of utility services in matters before the Pennsylvania Public Utility Commission (“Commission”).

5. On April 30, 2026, PECO Energy Company (“PECO Gas” or “Company”) submitted its pre-filing information in support of its annual reconciliation of purchased gas cost (“PGC”) rates, pursuant to Sections 53.64 and 53.65 of the Commission’s Rules and Regulations. 52 Pa. Code §§ 53.64-65. On May 28, 2026, PECO Gas filed its definitive annual PGC filing with the Commission pursuant to Section 1307(f) of the Public Utility Code, 66 Pa. C.S. Section 1307(f).

6. PECO Gas provides service to residential customers in Bucks, Chester, Delaware and Montgomery Counties.

7. The Public Utility Code provides that rates of a natural gas distribution utility shall not be deemed just and reasonable unless the Commission finds that the utility is pursuing a least cost fuel procurement policy, consistent with the utility's obligation to provide safe, adequate, and reliable service. 66 Pa. C.S. § 1318. The Commission must find, among other things, that the utility has done the following:

- A. Fully and vigorously represented ratepayer interests before the Federal Energy Regulatory Commission;
- B. Taken all prudent steps to negotiate favorable gas supply contracts and to relieve its obligations under contracts that may be adverse to ratepayer interests;
- C. Taken all reasonable steps to obtain lower cost gas supplies; and

D. Not withheld or caused to be withheld gas supplies that should have been utilized as part of a least cost fuel procurement policy.

8. After preliminary review of the materials filed by the Company, Complainant believes, and therefore avers, that those materials may be insufficient to ensure that the Company's proposed PECO Gas rate is consistent with a least cost fuel procurement policy and does not result in rates or charges that are excessive, unjust or unreasonable, discriminatory, or otherwise contrary to law, particularly as they pertain to small business customers.

WHEREFORE, in view of the foregoing, the Small Business Advocate files this Complaint and respectfully requests that the Pennsylvania Public Utility Commission:

- A. Deny any rate or tariff that is unjust, unreasonable, unduly discriminatory, or contrary to sound ratemaking principles;
- B. Pursuant to Section 1307(f) of the Public Utility Code, hold evidentiary hearings before the Office of Administrative Law Judge;
- C. Deny any rate or tariff changes, which are not the result of a least cost fuel procurement policy as defined by the standards set forth in Section 1318 of the Public Utility Code, 66 Pa. C.S. Section 1318, and as defined by other applicable ratemaking standards;
- D. Ensure that the Company's PGC customers are allocated those costs that should be borne by them; and

E. Grant such other relief that the Commission may deem to be necessary,
just or proper.

Respectfully submitted,

/s/ Rebecca Lyttle
Rebecca Lyttle
Assistant Small Business Advocate
Attorney ID No. 201399

Commonwealth of Pennsylvania
Office of Small Business Advocate
Forum Place
555 Walnut Street, 1st Floor
Harrisburg, PA 17101

Dated: June 4, 2026

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission :
 : **Docket No. R-2026-3062148**
 v. :
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**PUBLIC STATEMENT OF
THE OFFICE OF SMALL BUSINESS ADVOCATE**

The Small Business Advocate is authorized and directed to represent the interest of small business consumers of utility services in Pennsylvania under the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50 (“Act”). The Act further provides that the Small Business Advocate is to issue publicly a written statement stating concisely the specific interest of Small Business consumers to be protected by her initiation of or intervention in any proceeding involving those interests before the Public Utility Commission (“Commission”) or any other agency or court.

On April 30, 2026, pursuant to Sections 53.64 and 53.65 of the Commission's Rules and Regulations, 52 Pa. Code Sections 53.64-65, PECO Energy Company – Gas Division (“PECO Gas” or the “Company”) submitted its pre-filing information in support of its annual reconciliation of purchased gas cost (“PGC”) rates. The Company filed its definitive rate filing with the Commission on May 28, 2026, pursuant to Section 1307(f) of the Public Utility Code, 66 Pa. C.S. § 1307(f). The definitive PGC annual filing includes any anticipated increases or decreases in the existing PGC rates.

In view of the foregoing, the Small Business Advocate will participate in proceedings before the Public Utility Commission to ensure that each aspect of PECO Gas' 2026 PGC filing is scrutinized and that the proposed PGC rate is consistent with a least cost fuel procurement policy, and investigate the reasonableness of the proposed rate tariff filings. The Small Business Advocate will ask the Commission to deny any proposed new rates and other tariff changes that apply to Small Business customers that are not proven by PECO Gas to be lawful, just, reasonable, and not discriminatory to the Company's Small Business consumers.

Dated: June 4, 2026

VERIFICATION

I, NazAarah Sabree, hereby state that the facts set forth herein above are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Date: 06/04/26

NazAarah Sabree

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission :
: **Docket No. R-2026-3062148**
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PECO Energy Company - Gas :
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CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing have been served via email (*unless otherwise noted below*) upon the following persons, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

The Honorable Charles E. Rainey, Jr.
Chief Administrative Law Judge
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400 North Street
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crainey@pa.gov

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Date: June 4, 2026

/s/ Rebecca Lyttle
Rebecca Lyttle
Assistant Small Business Advocate
Attorney ID No. 201399