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EXELON CORP
Form 8-K
June 17, 2003

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, DC 20549
FORM 8-K

CURRENT REPORT

Pursuant to Section 13 or 15(d) of the Securities
Exchange Act of 1934

June 13, 2003
(Date of earliest
event reported)

| Commission File Number ----- | Name of Registrant; State of Incorporation; Address of Principal Executive Offices; and Telephone Number ----- | IRS Emplo Identific ----- |
|------------------------------------|--|---------------------------------|
| 1-16169 | EXELON CORPORATION (a Pennsylvania corporation) 10 South Dearborn Street - 37th Floor P.O. Box 805379 Chicago, Illinois 60680-5379 (312) 394-7398 | 23-299019 |

Item 5. Other Events

As previously disclosed, between May 8 and June 14, 2002, several class action lawsuits were filed in the Federal District Court in Chicago asserting nearly identical securities law claims on behalf of purchasers of Exelon Corporation (Exelon) common stock between April 24, 2001 and September 27, 2001 (Class Period). The complaints alleged that Exelon and three of its officers violated Federal securities laws by issuing a series of materially false and misleading statements relating to its 2001 earnings expectations during the Class Period. The Court consolidated the pending cases into one lawsuit and appointed two lead plaintiffs as well as lead counsel. On October 1, 2002, the plaintiffs filed a consolidated amended complaint, which Exelon moved to dismiss. In an order dated June 13, 2003, the Court dismissed the amended complaint with prejudice. The decision is subject to appeal.

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

EXELON CORPORATION

/s/ Robert S. Shapard

Robert S. Shapard
Executive Vice President and
Chief Financial Officer

June 16, 2003