

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

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February 13, 2017

Rosemary Chiavetta  
Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120

RE: Commonwealth of Pennsylvania, by Attorney General  
KATHLEEN G. KANE, Through the Bureau of Consumer  
Protection,  
And  
TANYA J. McCLOSKEY, Acting Consumer Advocate,  
Complainants

v.

Respond Power, LLC

Respondent

Docket No. C-2014-2427659

Secretary Chiavetta:

Please accept this notification of Joint Complainants of compliance with paragraph 67(c) of the Joint Petition for Approval of Settlement (Settlement), page 43 of the Initial Decision dated May 17, 2016, and the final Order dated August 11, 2016 in the above-captioned proceeding. On February 13, 2017, the Commonwealth of Pennsylvania, Office of Attorney General, through the Bureau of Consumer Protection and the Acting Consumer Advocate, Tanya J. McCloskey provided the January Report of the Administrator of the Refund Pool to Respond Power, LLC (Respond Power), the Pennsylvania Public Utility Commission's Bureau of Consumer Services, and Administrative Law Judges Elizabeth Barnes and Joel Cheskis in the format and medium requested by each.

Specifically, 53,879 checks were issued on November 23, 2016, representing checks to all eligible customers that were determined to be owed by the Joint Complainants. As of January 31, 2017, of those checks issued, 34,022 totaling \$2,339,067.96 were cashed and paid; 6,180 totaling \$447,885.25 were returned undeliverable; and 13,677 totaling \$762,789.13 were

delivered and still uncashed. Joint Complainants note that pursuant to the Settlement, the Commonwealth of Pennsylvania, Office of Attorney General, through the Bureau of Consumer Protection (BCP) and the Acting Consumer Advocate, Tanya J. McCloskey, (OCA) determined the amount of refund to offer to any individual residential or small business customer based on the individual customer's usage, price charged and refund amounts already received. There is no correlation between the number of refund checks that were issued and the number of customers that were served by Respond Power during January, February, and March 2014.

If you have any questions, please feel free to contact me at any time. The Joint Complainants will provide additional Reports in accordance with the Commission's Order and will provide notice to the Secretary's Office when those Reports are issued.

Respectfully Submitted,

*Kristine E Marsilio*

Kristine E. Marsilio  
Assistant Consumer Advocate  
PA Attorney I.D. 316479

Enclosures

cc: Honorable Elizabeth Barnes, ALJ  
Honorable Joel Cheskis, ALJ  
Certificate of Service

229489

CERTIFICATE OF SERVICE

Commonwealth of Pennsylvania, by  
Attorney General KATHLEEN G. KANE,  
Through the Bureau of Consumer Protection,

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And

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TANYA J. McCLOSKEY, Acting Consumer  
Advocate,

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Complainants

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Docket No. C-2014-2427659

v.

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:

RESPOND POWER, LLC,

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Respondent

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I hereby certify that I have this day served a true copy of the foregoing document,  
Joint Complainants Commonwealth of Pennsylvania and the Office of Consumer Advocate's Letter  
Re: January Report on the distribution of the refund pool, in the manner and upon the persons listed  
below:

Dated this 13th day of February 2017.

SERVICE BY E-MAIL & INTER-OFFICE MAIL

Adam D. Young, Esq.  
Michael Swindler, Esq.  
Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120

SERVICE BY E-MAIL & FIRST CLASS MAIL, POSTAGE PREPAID

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