

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

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March 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 March 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 February 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 February 28, 2017, of those checks issued, 34,927 totaling \$2,390,188.42 were cashed and paid; 6,229 totaling \$450,797.47 were returned undeliverable; and 12,723 totaling \$708,756.45 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
Assistant Consumer Advocate
PA Attorney I.D. 316479

Enclosures

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

230487

CERTIFICATE OF SERVICE

Commonwealth of Pennsylvania, by :
Attorney General KATHLEEN G. KANE, :
Through the Bureau of Consumer Protection, :
: :
And :
: :
TANYA J. McCLOSKEY, Acting Consumer :
Advocate, :
Complainants :
: Docket No. C-2014-2427659
v. :
: :
RESPOND POWER, LLC, :
Respondent :

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: February Report on the distribution of the refund pool, in the manner and upon the persons listed
below:

Dated this 13th day of March 2017.

SERVICE BY E-MAIL & INTER-OFFICE MAIL

Adam D. Young, Esq.
Michael Swindler, Esq.
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
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