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MICHAEL J. PIOSA

*Also admitted in NY
*Also admitted in NJ
†Also admitted in DC & MD
*Also admitted in MA
ØAlso admitted in CT

February 23, 2010

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

VIA: FEDERAL EXPRESS

RECEIVED

FEB 23 2010

**RE: Patricia J. Vaughn v. PPL Electric Utilities Corporation
Docket No. F-2010-2155995**

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Dear Mr. McNulty:

Enclosed for filing in the above-captioned matter are an original and three (3) copies of the Petition to Join an Indispensable Party of PPL Electric Utilities Corporation.

Pursuant to 52 Pa. Code §1.11, the enclosed document is to be deemed filed on February 23, 2010, which is the date it was deposited with an overnight express delivery service as shown on the delivery receipt attached to the mailing envelope.

In addition, please date and time-stamp the enclosed extra copy of this letter and return it to me in the envelope provided.

Very truly yours,



ANDREW H. RALSTON, JR.

AHR,Jr:cjc-m

Enclosures

cc: Ms. Patricia J. Vaughn (with encl.)
Ms. Desiree Solt (w/enc)
Ms. Brenee Termelli (w/enc)
Kimberly Ann Galligani, Paralegal (with encl.) *via: email*

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PATRICIA J. VAUGHN,

Complainant,

vs.

PPL ELECTRIC UTILITIES CORPORATION,

Respondent.

COMPLAINT DOCKET

NO. F-2010-215995

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FEB 23 2010

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

PETITION TO JOIN AN INDISPENSABLE PARTY

PPL Electric Utilities Corporation (hereafter "PPL"), by its attorney, hereby files the following Petition to Join an Indispensable Party and, contemporaneously with filing this Petition to Join an Indispensable Party, PPL has filed, as of this date, an Answer to the Complaint in the above-captioned proceeding, which is incorporated herein as though set forth fully at length.

1. Petitioner is PPL.
2. Respondents are:
 - a. PATRICIA J. VAUGHN
P.O. Box 207
Berwick, PA 18603
 - b. BRENEE TERMELLI
732A Monroe St.
Berwick, PA 18603
 - c. DESIREE SOLT
732B Monroe St.
Berwick, PA 18603
3. Complainant owns a residential rental property located 732 Monroe St., Berwick, PA 18603 ("Property").
4. Complainant has filed a Complaint docketed in the above-captioned

matter alleging that PPL has acted wrongfully in complying with Act 54 by transferring balances to her account after “foreign wiring” was discovered on tenants’ meters inside the residential rental property owned by Complainant.

5. As more fully set forth in PPL’s Answer to Complainant’s Complaint, PPL conducted a foreign wiring investigation at the Property and discovered foreign wiring.

6. As a result of discovering foreign wiring, and in accordance with Act 54, PPL transferred the tenants’ account balances into Complainant’s name.

7. An indispensable party is one whose interest in the subject matter and relief of a proceeding deter the Commission from proceeding without it.

8. The Pennsylvania Supreme Court has held that in determining whether a party is indispensable, the tribunal must determine whether that parties’ interest is essential to the merits of the issue.

9. Here, under Act 54, if the Commission was to determine that there was no foreign load, or a lesser foreign load, on Tenants’ meter, PPL would be required to transfer the disputed balance back to an account in Tenants’ names.

10. Since Tenants’ rights will clearly be affected by the result of this proceeding, it is essential they be made parties to this action.

11. PPL requests that the Commission join the following tenants as indispensable parties to this action:

- a. BRENEE TERMELLI
732A Monroe St.
Berwick, PA 18603

b. DESIREE SOLT
732B Monroe St.
Berwick, PA 18603

12. In deciding this case, PPL directs the PUC to its Order granting PPL's Motion to Join an Indispensable Party in the case of Afshari v. PPL, C-20055547.

WHEREFORE, in view of the foregoing, PPL respectfully requests that the Pennsylvania Public Utility Commission grant PPL's Petition to Join an Indispensable Party.

Respectfully submitted,

PPL Electric Utilities Corporation

By: 

ANDREW H. RALSTON, JR.

Dated: February 23, 2010
at Allentown, Pennsylvania

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FEB 23 2010
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PATRICIA J. VAUGHN,

Complainant,

vs.

PPL ELECTRIC UTILITIES CORPORATION,

Respondent.

COMPLAINT DOCKET

NO. F-2010-2155995

NOTICE TO PLEAD

TO: PATRICIA J. VAUGHN
P.O. Box 207
Berwick, PA 18603

RENEE TERMELLI
732A Monroe St.
Berwick, PA 18603

DESIREE SOLT
732B Monroe St.
Berwick, PA 18603

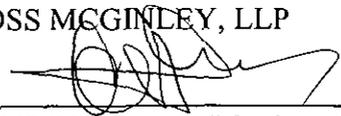
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FEB 23 2010

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Pursuant to 52 Pa. Code Section 5.61(a), you are hereby notified that you have twenty (20) days from the date of service of the within Petition to Join an Indispensable Party in which to answer, and that if you fail to so answer within twenty (20) days from the date of service, PPL's Petition to Join an Indispensable Party may be granted without further notice.

GROSS MCGINLEY, LLP

By: 

ANDREW H. RALSTON, JR, ESQUIRE
Attorney for PPL Electric Utilities Corp.
33 South 7th Street, P.O. Box 4060
Allentown, PA 18105-4060
(610) 820-5450 I
I.D. #88770

Dated: February 23, 2010
at Allentown, Pennsylvania

PENNSYLVANIA PUBLIC UTILITY COMMISSION

PATRICIA J. VAUGHN,

Complainant,

vs.

PPL ELECTRIC UTILITIES CORPORATION,

Respondent.

COMPLAINT DOCKET

NO. F-2010-2155995

CERTIFICATION OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participant(s), listed below, in accordance with the requirements of §1.54

(relating to service by a participant):

PATRICIA J. VAUGHN
P.O. Box 207
Berwick, PA 18603

RENEE TERMELLI
732A Monroe St.
Berwick, PA 18603

DESIREE SOLT
732B Monroe St.
Berwick, PA 18603

Dated: February 23, 2010.

GROSS MCGINLEY, LLP

By: 

ANDREW H. RALSTON, JR.

I.D. #88770

Attorney for PPL Electric Utilities Corp.

33 South 7th Street, P.O. Box 4060

Allentown, PA 18105-4060

(610) 820-5450

From: Origin ID: ABEA (610) 820-5450
 Andrew H. Ralston, Esquire
 Gross McGinley LaBarre & Eaton, LLP
 33 S. 7th Street
 PO Box 4060
 Allentown PA, PA 18105



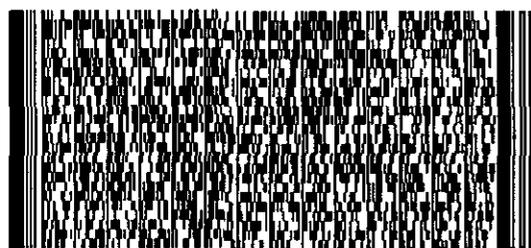
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JAMES J. McNULTY, SECRETARY
PA PUBLIC UTILITY COMMISSION
400 NORTH STREET
CMWLTH. KEYSTONE BLDG, 2ND FLOOR
HARRISBURG , PA 17120

Delivery Address Bar Code



Ref # PPL-PUC (Vaughn- .0003)
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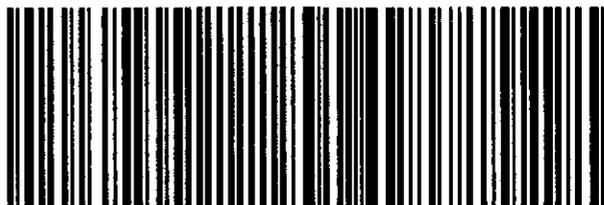


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