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April 8, 2011

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\*Also admitted in NJ  
†Also admitted in DC & MD  
\*Also admitted in MA

**FEDERAL EXPRESS**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
Post Office Box 3265, 400 North Street  
Harrisburg, PA 17105-3265

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APR - 8 2011

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**RE: Margaret Katz and Alan Katz v. PPL Electric Utilities Corporation**  
**Docket No. F-2010-2211384**

Dear Ms. Chiavetta:

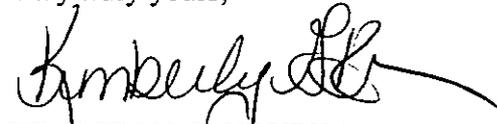
Enclosed for filing in the above-captioned matter are an original and nine (9) copies of the Reply of PPL Electric Utilities Corporation to Complainant, Margaret Katz and Alan Katz's, Exceptions, along with the attached Certificate of Service.

Pursuant to 52 Pa. Code §1.11, the enclosed document is to be deemed filed on or before March 18, 2010.

I am also enclosing an extra copy of PPL's Reply. Please time-stamp this copy and return it to my office in the envelope provided.

Thank you for your cooperation in this matter.

Very truly yours,

  
KIMBERLY G. KRUPKA

KGK/rlj  
Enclosures

cc: Administrative Law Judge Davod A. Salapa (w/ encl); *via FedEx*  
Commission's Office of Special Assistants (w/ encl.); *via FedEx*  
Margaret and Alan Katz (w/ encl.)  
Ms. Kimberly A Galligani (w/ encl); *via email only*

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

MARGARET KATZ AND ALAN KATZ  
for MICHAEL KATZ,

COMPLAINANT,

VS.

PPL ELECTRIC UTILITIES CORPORATION,

RESPONDENT.

COMPLAINT DOCKET

NO. F-2010-2211384

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**REPLIES OF PPL ELECTRIC UTILITIES  
CORPORATION TO COMPLAINANTS, MARGARET  
KATZ AND ALAN KATZ'S, EXCEPTIONS**

And now come PPL Electric Utilities Corporation ("PPL"), by and through its counsel, Gross McGinley, LLP, files the following Reply to the Complainants' Exceptions, and in support thereof, responds as follows:

1. Complainants excepted to Administrative Law Judge David A. Salapa's finding that Complainants are not the customers of record or ratepayers of record. Respondent, PPL, asserts that the record is clear that the customer of record/ratepayer is Michael Katz, and no evidence exists to support a contrary finding.

Administrative Law Judge Salapa correctly found that the Complainants, Margaret Katz and Alan Katz, lack standing to file a Complaint on behalf of the customer, Michael Katz. It is undisputed that Pennsylvania law defines the customer as "a natural person in whose name a residential service account is listed and who is primarily responsible for payment of bills rendered for the service or any adult occupant whose name appears on the mortgage, deed or lease of the property for which the residential utility services requested." 66 Pa. C.S. §1403. In the instant matter, all

parties agree that the name on the account which is in dispute is Michael Katz.

The electric service is provided to a service location in which Michael Katz resides by himself. Both Complainants, Margaret Katz and Alan Katz, reside in residences other than the home of Michael Katz. Moreover, Complainants have offered no evidence that either of their names appear on the mortgage, deed or lease of the service location. Accordingly, Administrative Law Judge Salapa properly found that Complainants are not customers and cannot proceed with the action.

GROSS MCGINLEY, LLP

Date: 4/8/11

BY:   
KIMBERLY G. KRUPKA, ESQUIRE  
I.D. # 83071  
Counsel for Defendant, PPL Electric  
Utilities Corporation  
33 South 7<sup>th</sup> Street, P.O. Box 4060  
Allentown, PA 18105  
Phone (610) 820-5450  
Fax (610) 820-6006

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

MARGARET KATZ AND ALAN KATZ  
for MICHAEL KATZ,

COMPLAINANT,

VS.

PPL ELECTRIC UTILITIES CORPORATION,

RESPONDENT.

COMPLAINT DOCKET

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**CERTIFICATE OF SERVICE**

This is to certify that I have served the REPLIES of PPL ELECTRIC UTILITIES CORPORATION to COMPLAINANTS, MARGARET KATZ AND ALAN KATZ'S, EXCEPTIONS upon counsel/complainant of record on behalf of Complainant by first class United States mail, postage on this the 8<sup>th</sup> day of April, 2011:

MARGARET AND ALAN KATZ  
5 WAKEFIELD COURT  
MONROE TOWNSHIP, NJ 08831

**VIA FEDERAL EXPRESS ONLY TO:**

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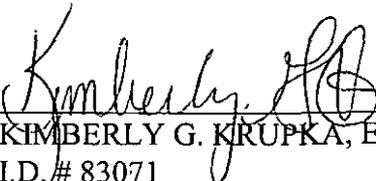
ROSEMARY CHIAVETTA, SECRETARY  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
400 NORTH STREET  
P.O. BOX 3265  
HARRISBURG PA 17105-3265

ADMINISTRATIVE LAW JUDGE DAVID A. SALAPA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
400 NORTH STREET, 2<sup>ND</sup> FLOOR  
P.O. BOX 3265  
HARRISBURG, PA 17105-3265

GROSS MCGINLEY, LLP

Date: April 8, 2011

By: \_\_\_\_\_

  
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Attorneys for PPL Electric  
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KIMBERLY G. KRUPKA, ESQUIRE  
GROSS, McGINLEY, LaBARRE & EATON  
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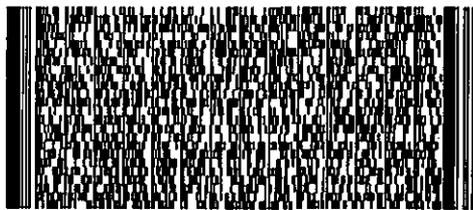


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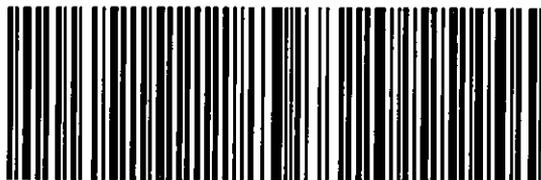
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