

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Harrisburg, Pennsylvania 17105-3265

Lidia Herrera
v.
PPL Electric Utilities

Public Meeting held January 12, 2012
2198869-ALJ
Docket No. F-2010-2198869

MOTION OF COMMISSIONER WAYNE E. GARDNER

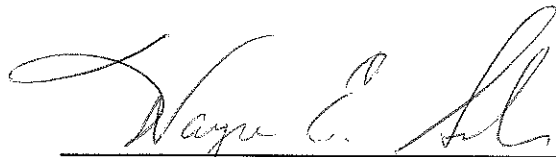
On September 13, 2010, Lidia Herrera filed a Formal Complaint alleging an inability to pay her electric bill and requesting a payment arrangement for an unpaid balance. At the time the Complaint was filed with the Commission, Ms. Herrera was employed full time. However, as of the date of the hearing, she was unemployed and had gone on disability only three days earlier. Ms. Herrera testified she did not yet know the amount she would receive from disability. Because the Special Agent hearing the case did not have her disability income information, he set a payment arrangement based on what her income had been when she was employed.

I believe that it was improper to set a payment arrangement based upon Ms. Herrera's previous income. The purpose of setting payment arrangements based on income is to ensure that a payment is given which the customer can afford. The record should have been held open to allow the submission of evidence of Ms. Herrera's current income. It is possible that Ms. Herrera's disability income will be substantially lower than her previous employment income. This case is to be remanded for the limited purpose of obtaining current income information from Ms. Herrera and setting an appropriate payment arrangement.

THEREFORE, I MOVE THAT:

1. The Initial Decision be modified consistent with this Motion.
2. The Office of Special Assistants prepare an Opinion and Order consistent with this Motion.

January 14, 2011
Date



Wayne E. Gardner, Commissioner