

March 6, 2012

Chief Administrative Law Judge Charles Rainey  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

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SECRETARY'S BUREAU

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

**Telephone Hearing Notice -- Scheduled for March 29,  
2012 with Administrative Law Judge David A Salapa Presiding**

**(Received by First-Class Mail on February 27, 2012)**

We (**Margaret Katz and Alan Katz for Michael Katz**) take exception to the assignment of Administrative Law Judge **David A Salapa** to preside at our hearing on March 29th, 2012. To understand why we're requesting an alternate assignment, below is a summary of significant documents. Following the summary, we describe specifically why a **change of Presiding Judge** is requested.

- 1) **January 13, 2011**: Motion to dismiss our complaint -- Submitted by Attorney **Kimberly G Krupka** for **PPL**. (6 pages)
- 2) **February 9, 2011**: Notice that **Judge Salapa** had been assigned to our case against **PPL Electric Utilities Corporation**. (2 pages)
- 3) **February 12, 2011**: Our initial reply to **PPL's** motion to dismiss. (3 pages)
- 4) **March 16, 2011**: Initial decision by **Judge Salapa** **sustaining PPL's** preliminary objection and dismissing our complaint. (14 pages)
- 5) **March 28, 2011**: Exceptions submitted in reply to **Judge Salapa's** decision to dismiss our complaint. (2 pages)
- 6) **April 29, 2011**: Reply to **PPL Electric Utilities Corporation Reply to Complainants Exceptions**. (3 pages)
- 7) **January 27, 2012**: **Commissioners reply** to our exceptions -- **Reversed Judge Salapa's** decision to dismiss and referred to the Office of Administrative Law Judge to proceed. (13 pages)
- 8) **February 8, 2012**: Telephone Hearing Notice -- Scheduled for March 29, 2012 with Administrative Law Judge **David A Salapa Presiding**. (3 pages)

While we were surprised to receive **PPL's** motion to dismiss on an apparent technicality, **we were shocked when Judge Salapa ruled in their favor.** After submitting our exceptions to **Judge Salapa's** decision, it must of been clearly evident for the commissioners to see the faults in his ruling.

Given that **Judge Salapa** so quickly sided with **PPL** by not seeing how the complainants were actually the customer of record and other errors he made, we believe it will not be possible to receive a fair hearing with Judge Salapa presiding. **Judge Salapa** has already indicated a bias against us -- given his earlier decision to rule in favor of **PPL**, **we respectfully request that someone other than Judge Salapa be assigned to preside at our hearing.**

Additionally, because **Margaret Katz** won't return from Florida until **April 2, 2012**, we request that our telephone hearing in front of a different judge **be postponed and rescheduled after this date.**

Sincerely,



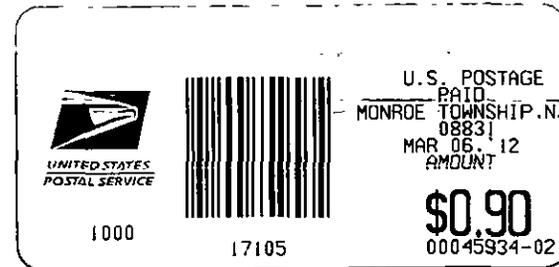
**Alan Katz for Margaret Katz**  
P.O. Box 6402  
Monroe Township, NJ 08831  
413-824-9658

**cc -- This letter only:**

- **Rosemary Chiavetta**, Secretary -- Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105.
- **The Office of Special Assistants**, 3rd Floor, Keystone Building, 400 North Street, Harrisburg, PA 17105.
- **Kimberly G Krupka**, Esquire -- Gross-McGinley, 33 South Seventh Street, P.O. Box 4060, Allentown, PA 18105.

**\* Documents 1-8** also sent to **Judge Rainey.**

Al Katz  
P.O. Box 6402  
Monroe Twsp, NJ 08831



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