

MALCOLM J. GROSS
PAUL A. MCGINLEY
HOWARD S. STEVENS
DONALD LaBARRÉ, JR.
J. JACKSON EATON, III
MICHAEL A. HENRY
PATRICK J. REILLY
ANNE K. MANLEY
SUSAN ELLIS WILD†
VICTOR F. CAVACINI
THOMAS E. REILLY, JR.
STUART T. SHMOOKLER
JAMES A. RITTER
JOHN F. GROSS
ROBERT A. ALPERT
ALLEN I. TULLAR
RAYMOND J. DeRAYMOND
THOMAS A. CAPEHART
KIMBERLY G. KRUPKA
KIMBERLY A. SPOTTS-KIMMEL
ANDREW H. RALSTON, JR.

GROSS 
McGINLEY LLP
ATTORNEYS AT LAW

www.grossmcginley.com

Please reply to:
Allentown Office

Kimberly G. Krupka
kkrupka@grossmcginley.com

LOREN L. SPEZIALE°
MICHAEL J. BLUM * °
SAMUEL E. COHEN°
EWALDE M. COOK
GRAIG M. SCHULTZ°
TYLER M. SMITH°

OF COUNSEL
MICHAEL J. PIOUSA

*Also admitted in NY
°Also admitted in NJ
†Also admitted in DC & MD
°Also admitted in MA

October 1, 2012

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

RE: Ulonda Beaty v PPL Electric Utilities Corporation
No. C-2011-2253209

Dear Ms. Chiavetta:

Enclosed for eFiling in the above-captioned matter is an original of the Reply of PPL Electric Utilities Corporation to Complainant, Ulonda Beaty's Exceptions, along with the attached Certificate of Service.

Pursuant to 52 Pa. Code §1.11, the enclosed document is to be deemed eFiled on or before October 1, 2012. Also attached is a copy of the eFile confirmation page.

Thank you for your cooperation in this matter.

Very truly yours,



KIMBERLY G. KRUPKA

KGK/dm
Enclosure

cc: Ulonda Beaty (w/enclosure/via U.S. Mail)
Special Agent David Alexander (w/enclosure-via U.S. Mail)
Ms. Kim Safford (w/enclosure); *via email only*

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ULONDA BEATY,

COMPLAINANT,

VS.

PPL ELECTRIC UTILITIES CORPORATION,

RESPONDENT.

COMPLAINT DOCKET

NO. C-2011-2253209

**PPL ELECTRIC UTILITIES CORPORATION'S REPLIES TO EXCEPTIONS
OF COMPLAINANT, ULONDA BEATY**

AND NOW comes the Respondent, PPL Electric Utilities Corporation ("PPL Electric"), by and through its attorneys of record, Gross McGinley, LLP, and files the within Replies to Exceptions, alleging in support thereof as follows:

1. Denied. PPL Electric specifically denies that the Special Agent Alexander committed an error of law or abuse of discretion in establishing a twenty-four (24) month payment arrangement for Complainant.

As background, Complainant is a residential utility customer of PPL who has accumulated an unpaid balance of approximately \$6,000 due to difficulties making payments. At the time of the hearing, Complainant testified on her own behalf. Based on her own statements, Complainant lived with her adult daughter. Ms. Beaty testified that she receives \$255 per week in unemployment, as well as \$220 per month in food stamps. Ms. Beaty further testified that her adult daughter, who resides in the home, receives \$650 per month in Social Security. Although Complainant presented no documentary proof in support of her claims, Special Agent Alexander accepted Ms. Beaty's testimony in full and established a payment arrangement based fully on her testimony.

Household income, for purposes of establishing a payment arrangement, is defined by 66 C.S.A. § 1403, and includes the “combined gross income of all adults in a residential household who benefit from the public utility service.” In this case, Ms. Beaty’s own testimony establishes that the combined monthly income for her household is \$1975 (comprised of her \$1105 of unemployment, \$220 of food stamps, and \$650 of her adult daughter’s Social Security). Based on a household size of two individuals and a monthly income of \$1975 (and annual income of \$23,700), any payment arrangement issued by the PUC should be for no more than 24 months. Such was appropriately ordered by Special Agent Alexander.

Complainant now asks the PUC to order a revised payment arrangement based on new allegations that her adult daughter is no longer residing with her. As this change occurred after the hearing and presumably before the Order (as there was no earlier notification), such facts are not of record and should not be considered. Moreover, even if such new facts are considered, Complainant is not entitled to a more advantageous payment arrangement. Complainant now states that she lives alone and is working 40 hours per week, earning \$9.50 per hour. This results in a monthly income of \$1646.66, and an annual income of \$19,760. Even if these new allegations were accepted for purposes of establishing a payment arrangement, Ms. Beaty again would be a “Level 2” income.¹ Accordingly, even if the Commission was included to accept Complainant’s new allegations of income and household size, she is not entitled to a five year payment arrangement.

¹ The 2012 Federal Poverty Level for a household of one (1) individual is \$11,170. A person whose income is between 150% and 250% is defined as a Level 2. For a household size of one (1), Level 2 includes individuals with an income between \$16,756 and \$27,925. Ms. Beaty’s income, assuming she no longer receives food stamps, is \$19,760.

WHEREFORE, Respondent, PPL, respectfully requests that the Commission deny the Exceptions of Complainant, and direct Complainant to pay the amount due for electric service each month, plus 1/24th of her outstanding arrearages.

Respectfully submitted,

GROSS MCGINLEY, LLP



By: _____
KIMBERLY G. KRUPKA, ESQUIRE
Attorney ID No. 83071
33 South 7th Street
PO Box 4060
Allentown, PA 18105-4060
Phone: (610) 820-5450
Fax: (610) 820-6006
Email: kkrupka@grossmcginley.com
Attorneys for PPL Electric Utilities Corporation

Date: October 1, 2012

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ULONDA BEATY,

COMPLAINANT,

VS.

PPL ELECTRIC UTILITIES CORPORATION,

RESPONDENT.

COMPLAINT DOCKET

NO. C-2011-2253209

CERTIFICATE OF SERVICE

This is to certify that the **REPLIES TO EXCEPTIONS OF COMPLAINANT, ULONDA BEATY**, was mailed to counsel/complainant of record on behalf of Complainant by first class United States mail, postage on this the 1st day of October 2012.

ULONDA BEATY
4057 RAWLEIGH STREET
HARRISBURG, PA 17109-4149

SPECIAL AGENT DAVID ALEXANDER
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET
HARRISBURG, PA 174105-3265

GROSS MCGINLEY, LLP



By: _____

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