

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

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June 24, 2014

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120

RE: Justin L. Herp v. Respond Power LLC  
Docket No. C-2014-2413756

Dear Secretary Chiavetta:

Enclosed please find the Office of Consumer Advocate's Notice of Intervention and Public Statement, in the above-referenced proceeding.

Copies have been served as indicated on the enclosed Certificate of Service.

Respectfully submitted,

A handwritten signature in cursive script that reads "Barrett Sheridan".

Barrett C. Sheridan  
Assistant Consumer Advocate  
PA Attorney I.D. # 61138

Enclosures

cc: Honorable Elizabeth H. Barnes, ALJ  
Certificate of Service

185316

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Justin L. Herp

v.

Respond Power LLC

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Docket No. C-2014-2413756

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NOTICE OF INTERVENTION

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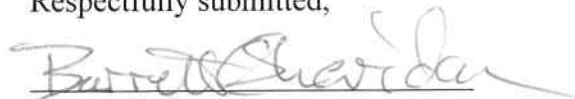
Pursuant to 52 Pa. Code Sections 5.71-74, the Office of Consumer Advocate hereby gives Notice of Intervention in the above-captioned proceeding. A copy of all correspondence, notices, documents, orders or other communications with respect to the above-captioned proceeding should be addressed to the following:

Barrett C. Sheridan  
Assistant Consumer Advocate  
PA Attorney I.D. #61338  
E-mail: [BSheridan@paoca.org](mailto:BSheridan@paoca.org)

Hobart J. Webster  
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PA Attorney I.D. #314639  
E-Mail: [BPierce@paoca.org](mailto:BPierce@paoca.org)

Office of Consumer Advocate  
5th Floor, Forum Place  
555 Walnut Street  
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Respectfully submitted,



Barrett C. Sheridan  
Assistant Consumer Advocate  
PA Attorney I.D. #61138  
E-Mail: [BSheridan@paoca.org](mailto:BSheridan@paoca.org)

Date: June 24, 2014  
185376

PUBLIC STATEMENT OF THE  
OFFICE OF CONSUMER ADVOCATE  
PURSUANT TO 71 P.S. SECTION 309-4(e)

Act 161 of the Pennsylvania General Assembly, 71 P.S. Section 309-2, as enacted July 9, 1976, authorizes the Consumer Advocate to represent the interests of consumers before the Pennsylvania Public Utility Commission (Commission). In accordance with Act 161, and for the following reasons, the Consumer Advocate determined to intervene in the proceedings before the Commission involving the formal complaint of Mr. Justin L. Herp against Respond Power LLC, an electric generation supplier (EGS) licensed by the Public Utility Commission.

In March 2014, Mr. Herp filed his formal complaint against Respond Power LLC alleging that Respond Power made representations to him that induced him to switch to Respond Power LLC for electric supply service. Mr. Herp's complaint states that Respond Power stated that his variable rate service would always be lower than that of his electric distribution company, West Penn Power. Mr. Herp states that the prices billed by Respond Power do not match the representations made to induce him to switch.

The Office of Consumer Advocate determined to intervene in this proceeding to protect the interests of Pennsylvania consumers who shop for electric supply service. As a licensed EGS, Respond Power is obligated under the Public Utility Code and the Public Utility Commission's regulations to provide consumers with adequate and accurate information to enable them to make an informed decision regarding whether to switch supplier, including accurate information about pricing of electric supply. The OCA will monitor Mr. Herp's formal complaint proceeding and address questions of law and fact raised by the pleadings as appropriate to assure Respond Power's compliance and the protection of consumers.

CERTIFICATE OF SERVICE

Re: Justin L. Herp v. Respond Power LLC  
Docket No. C-2014-2413756

I hereby certify that I have this day served a true copy of the foregoing document, the Office of Consumer Advocate's Notice of Intervention and Public Statement, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 24th day of June 2014.

SERVICE BY E-MAIL & INTER-OFFICE MAIL

Johnnie Simms, Esq.  
Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120

SERVICE BY E-MAIL & FIRST CLASS MAIL, POSTAGE PREPAID

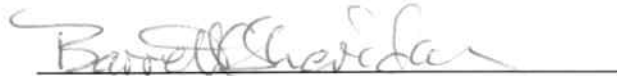
Karen O. Moury, Esq.  
Buchanan Ingersoll Rooney PC  
409 North Second St., Suite 500  
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John R. Evans  
Office of Small Business Advocate  
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300 North Second Street  
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SERVICE BY FIRST CLASS MAIL, POSTAGE PREPAID

Justin L. Herp  
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Butler, PA 16001

Saul Horowitz, CEO  
Dmitry Lapin, Compliance Analyst  
Major Energy/Respond Power  
100 Dutch Hill Rd., Suite 310  
Orangeburg, NY 10962



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