



COMMONWEALTH OF PENNSYLVANIA

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June 20, 2014

HAND DELIVERED

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
P. O. Box 3265
Harrisburg, PA 17105-3265

**Re: Joint Default Service Plan for Citizens' Electric Company of Lewisburg, PA
and Wellsboro Electric Company for the Period June 1, 2015 Through May
31, 2018
Docket Nos. P-2014-2425024 and P-2014-2425245**

Dear Secretary Chiavetta:

I am delivering for filing today the originals of the **Complaint, Verification, and Public Statement**, on behalf of the Office of Small Business Advocate, in the above-captioned proceedings. As discussed previously with Commission staff, the legislatively-mandated Public Statement is attached as part of this package.

Two copies have been served today on all known parties in this proceeding. A Certificate of Service to that effect is enclosed.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Sharon E. Webb
Assistant Small Business Advocate
Attorney ID No. 73995

Enclosures

cc: Parties of Record
Brian Kalcic

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Joint Default Service Plan for Citizens' Electric :
Company of Lewisburg, PA and Wellsboro : Docket Nos. P-2014-2425024
Electric Company for the Period June 1, 2015 : P-2014-2425245
Through May 31, 2018 :**

**COMPLAINT OF
SMALL BUSINESS ADVOCATE**

1. The Complainant is:

John R. Evans
Small Business Advocate
300 North Second Street, Suite 1102,
Harrisburg, PA 17101
(717) 783-2525
(717) 783-2831 (fax)
jorevan@pa.gov

2. The name and address of the Complainant's attorney is:

Sharon E. Webb
Assistant Small Business Advocate
Office of Small Business Advocate
300 North Second Street, Suite 1102
Harrisburg, PA 17101
(717) 783-2525
(717) 783-2831 (fax)
swebb@pa.gov

3. The respondent utilities are:

Citizens' Electric Company
1775 Industrial Blvd.
P.O. Box 551
Lewisburg, PA 17837

Wellsboro Electric Company
33 Austin Street
Wellsboro, PA 16901

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4. The Complainant is authorized and directed by the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50, to represent the interests of small business consumers of utility services in matters before the Pennsylvania Public Utility Commission (“Commission”).

5. This complaint is filed against the terms and provisions of the Joint Default Service Plan for Citizens’ Electric Company of Lewisburg, PA (“Citizens”) and Wellsboro Electric Company (“Wellsboro”)(collectively, “the Companies”) for the Period June 1, 2015 Through May 31, 2018.

6. Upon preliminary review of the materials filed by the Companies in support of the proposed Joint Default Service Plan, the Complainant believes, and therefore avers, that the Companies proposal to replace the approved Stratified Procurement Plan with Load-Following, Full Requirements (“Load-Following FR”) contracts with one or more wholesale suppliers may not draw sufficient interest from suppliers (*i.e.*, bids) to ensure a least cost default service supply outcome.

7. In view of the foregoing, the Small Business Advocate respectfully requests that the Pennsylvania Public Utility Commission:

- a. Refer Citizens’ and Wellsboro’s Joint Default Service Program to the Office of Administrative Law Judge for hearings and a recommended decision;
- b. Grant such other relief as may be necessary or appropriate.

Respectfully submitted,



Sharon E. Webb
Assistant Small Business Advocate
Attorney I.D. No. 73995

Office of Small Business Advocate
300 North Second Street, Suite 1102
Harrisburg, PA 17101
(717) 783-2525
(717) 783-2831 (fax)

Dated: June 20, 2014

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Joint Default Service Plan for Citizens/ Electric :
Company of Lewisburg, PA and Wellsboro :Docket Nos. P-2014-2425024
Electric Company For the Period June 1, 2015 : P-2014-2425245
Through May 31, 2018 :**

VERIFICATION

I, Sharon E. Webb, hereby state that the facts set forth herein above are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. §4904 (relating to unsworn falsification to authorities).

Date: June 20, 2014



(Signature)

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Joint Default Service Plan for Citizens' Electric :
Company of Lewisburg, PA and Wellsboro : Docket Nos. P-2014-2425024
Electric Company for the Period June 1, 2015 : P-2014-2425245
Through May 31, 2018 :**

**PUBLIC STATEMENT OF
THE OFFICE OF SMALL BUSINESS ADVOCATE**

The Small Business Advocate is authorized and directed to represent the interests of small business consumers of utility services in Pennsylvania under the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 – 399.50 (“the Act”). The Act further provides that the Small Business Advocate issue publicly a written statement stating concisely the specific interest of small business consumers to be protected by the initiation of or intervention in any proceeding involving those interests before the Public Utility Commission (“the Commission”) or any other agency or court. This public statement relates to the filing today by the Small Business Advocate of a Complaint against the Joint Default Service Program of Citizens' Electric Company of Lewisburg, PA and Wellsboro Electric Company, which was filed on May 30, 2014.

The Small Business Advocate has filed a formal Complaint against the joint filing in order to protect the interests of the small business customers of both Citizens' Electric Company of Lewisburg, PA and Wellsboro Electric. Upon preliminary review of the materials filed by the Companies in support of the proposed Joint Default Service Plan, the OSBA believes that the Companies proposal to replace the approved Stratified Procurement Plan with Load-Following, Full Requirements (“Load-Following FR”) contracts with one or more wholesale suppliers may not draw sufficient interest from suppliers (*i.e.*, bids) to ensure a least cost default service supply outcome and that the

default service rates produced by the Stratified Procurement Plan may be unjust, unreasonable, and otherwise contrary to law.

In view of the foregoing, the Small Business Advocate is asking the Commission refer Citizens' and Wellsboro's Joint Default Service Program to the Office of Administrative Law Judge for hearings and a recommended decision.

Dated: June 20, 2014

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Joint Default Service Plan for Citizens/ Electric :
Company of Lewisburg, PA and Wellsboro :Docket Nos. P-2014-2425024
Electric Company For the Period June 1, 2015 : P-2014-2425245
Through May 31, 2018 :**

CERTIFICATE OF SERVICE

I certify that I am serving two copies of the Complaint, Verification, and Public Statement, on behalf of the Office of Small Business Advocate, by e-mail and first-class mail (unless otherwise noted) upon the persons addressed below:

Hon. Joel Cheskis
Administrative Law Judge
Pa. Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105
(717) 787-1191
(717) 787-0481 (fax)
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5850 Venture Drive - Suite C
Dublin, OH 43017
(First-class Mail Only)

Dated: June 20, 2014



Sharon E. Webb
Assistant Small Business Advocate
Attorney ID # 73995

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