

Original

Elizabeth Russell
747 E Beaver Ave
State College, PA 16801
(814) 321-4260

June 21, 2014

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

Re: Elizabeth Russell v. Respond Power LLC
Docket No. C-2014-2417551

Dear Secretary Chiavetta:

I have enclosed the Answer to Preliminary Objections to the Complaint of Elizabeth Russell.

Copies have been served on all parties.

Very truly yours,



Elizabeth Russell

Enclosure:

cc: Karen O. Moury

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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ELIZABETH RUSSELL :
 :
 v. : **Docket No. C-2014-2417551**
 :
RESPOND POWER LLC :

**ANSWER TO PRELIMINARY OBJECTIONS TO THE COMPLAINT OF
ELIZABETH RUSSELL**

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

And now, comes Elizabeth Russell and files this answer to preliminary objections to the complaint of Elizabeth Russell, averring and answering as follows:

I. Introduction

1. It is admitted that Elizabeth Russell received electrical service from Respond Power and that Elizabeth Russell is seeking damages in the amount of \$750.
2. Denied. The formal complaint should not be dismissed and it is specifically denied that a violation of the law did not occur. Additionally, The Pennsylvania Public Utility Commission Form specifically asked for the Reason for Complaint. It did not request that I state any violation of the law. By way of further response, in October of 2013, a representative from Respond Power came to our apartment when I was not there and solicited my roommate, Morgan Shulskie, to sign a contract to change our supplier to Respond Power. The apartment complex in which we reside specifically does not allow solicitors, therefore, said contract was obtained illegally and under fraudulent circumstances.

II. Background

3. Admitted.
4. Admitted.
5. Admitted.
6. Admitted.
7. Admitted.
8. Admitted. By way of further response, the variable rate skyrocketed in a manner not previously disclosed to Elizabeth Russell. Additionally, see response to ¶ 2.
9. Admitted. Additionally, the variable rate was obtained illegally and under fraudulent circumstances.
10. Admitted.

III. Preliminary Objection Regarding Legal Insufficiency Pursuant to 52 Pa. Code §

5.101(a)(4).

11. Elizabeth Russell's formal complaint is set forth in ¶ 2.
12. Admitted.
13.
 - (1) Denied.
 - (2) Denied.
 - (3) Denied.
 - (4) Denied.
 - (5) Denied.
 - (6) Denied.
 - (7) Denied.
14. No Response Required.

15. A hearing is necessary.

16. Elizabeth Russell will remain *pro se* and requests the opportunity to develop an evidentiary record.

17. Denied. See ¶ 2.

18. Denied. Relief is not clearly warranted.

19. No response required.

20. No response required.

21. Admitted and Denied. Respond Power acted in an illegal and fraudulent manner.

Elizabeth Russell should be reimbursed \$750.

22. No response required. See ¶ 2.


23. Denied.

IV. Conclusion

WHEREFORE, it is requested that the Preliminary Objections of Respond Power be dismissed.

Respectfully Submitted,

Dated: June 21, 2014


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FROM: 2014 JUN 23 AM 11:22

PA P.U.C.
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SECRETARY'S BUREAU

TO:

Rosemary Chiavetta, Secretary

PA Public Utility Commission

Commonwealth Keystone Building

P.O. Box 3265

Harrisburg, PA 17105-3265