

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ASHLEY HARPLE

v.

PENNSYLVANIA ELECTRIC COMPANY

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Docket No. C-2014-2434701

**MOTION TO AMEND COMPLAINT, TO JOIN INDISPENSABLE PARTY AND
REQUEST FOR CONTINUANCE**

AND NOW comes the Complainant, by her attorneys, Margolis Edelstein, and files the within Motion to Amend Complaint and to Join Indispensable Party, and in support thereof sets forth the following:

1. The original complaint filed by Claimant received by the Commission on or about July 22, 2014, fails to contain sufficient factual averments concerning the supply of electric power to the Complainant from the period November, 2011 to the present and the Complainant believes that the attached Amended Complaint sets forth more clearly the gravamen for which this Formal Complaint has been filed.

2. Further, and more importantly, the Complainant believes there exists a second party, North American Power Company, that is indispensable in the complete determination of Complainant's allegations for which the Amended Complaint has been filed.

3. Pennsylvania Electric Company, has been a distributor to the Complainant but the North American Power and Gas Company, LLC, (hereinafter North American Power Company), an electric generation supplier, is alleging a substantial arrearage, now purchased by Pennsylvania Electric Company, and these amounts are in dispute

with the Complainant.

4. In order for relief from these amounts, the Complainant believes and therefore avers that North American Power Company must be a party herein and that without there being this respondent, your Honorable Court does not have all of the parties required in the determination of any amounts that may be owed by the Complainant.

5. The Complainant believes that based on the bills attached hereto and marked as an exhibit, that North American Power Company claims amounts originally owed by the Complainant for which Pennsylvania Electric Company alleges Pennsylvania Electric Company has paid. Complainant has no proof from North American Power Company that said amounts were paid by Pennsylvania Electric Company but only the representations by Pennsylvania Electric Company.

6. Your Complainant requests that North American Power Company be brought onto the record for the proper determination of liability owed by Complainant for these arrearages amount.

7. The Complainant files this Motion within not for purposes of delay or otherwise joining a party without basis but, the joinder in this action of North American Power Company as an indispensable party is necessary for the complete determination by this Honorable Court of amounts that Complainant owes not just to Pennsylvania Electric (although they have alleged purchasing the arrearages) but also the North American Power Company.

8. Without the North American Power Company on the record, as a party, the Complainant will have no opportunity to establish the failures of North American Power Company and seek relief from the amounts in arrears claimed owed now by

Pennsylvania Electric Company.

9. The Complainant further alleges that the request for an expedited hearing in this matter by the electric company has prejudiced the Complainant to discover properly what the arrearages claimed owed are based upon and in this regard seeks leave to join in North American Power Company notwithstanding the extension of the hearing now scheduled for September 26, 2014 to a later date.

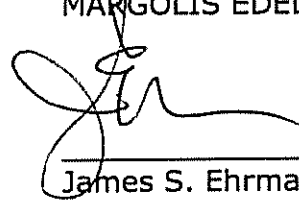
10. Based upon the above, the Complainant seeks leave to file an Amended Complaint setting forth additional averments against the Pennsylvania Electric Company and also requesting the joinder herein of the North American Power Company.

WHEREFORE, the Complainant seeks before your court leave to file an Amended Complaint joining as an indispensable party the North American Power Company.

Respectfully Submitted,

MARGOLIS EDELSTEIN

By:



James S. Ehrman, Esquire

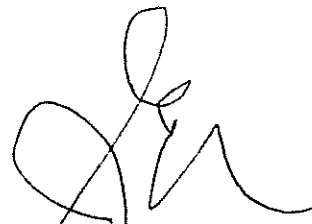
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **MOTION TO AMEND COMPLAINT, TO JOIN INDISPENSABLE PARTY AND REQUEST FOR CONTINUANCE** was served upon all counsel of record as follows on this 16th day of September, 2014 as follows:

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