



COMMONWEALTH OF PENNSYLVANIA

September 23, 2014

**E-FILED**

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

**Re: Commonwealth of Pennsylvania, by Attorney General Kathleen G. Kane, Through  
the Bureau of Consumer Protection and Tanya J. McCloskey, Acting Consumer  
Advocate, Complainants v. HIKO Energy, LLC, Respondent  
Docket No. C-2014-2427652**

Dear Secretary Chiavetta:

Enclosed for filing is the Prehearing Memorandum, on behalf of the Office of Small Business Advocate, in the above-captioned proceeding.

As evidenced by the enclosed certificate of service, all parties have been served as indicate.

Sincerely,

A handwritten signature in cursive script, appearing to read "Sharon E. Webb".

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

Enclosures

cc: Parties of Record

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>Commonwealth of Pennsylvania, by Attorney</b>	:	
<b>General Kathleen G. Kane, Through the Bureau</b>	:	
<b>Of Consumer Protection</b>	:	
<b>And</b>	:	
<b>Tanya J. McCloskey, Acting Consumer</b>	:	
<b>Advocate</b>	:	<b>Docket No. C-2014-2427652</b>
<b>Complainants</b>	:	
<b>v.</b>	:	
<b>HIKO Energy, LLC</b>	:	
<b>Respondent</b>	:	

**OFFICE OF SMALL BUSINESS ADVOCATE  
PREHEARING MEMORANDUM**

**I. INTRODUCTION**

The Office of Small Business Advocate (“OSBA”) is authorized to represent the interests of small business customers of utility services before the Pennsylvania Public Utility Commission (“Commission”) pursuant to the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 – 399.50 (“the Act”). In order to discharge this statutory duty, the Small Business Advocate deems it necessary to participate as a party to this proceeding. Representing the OSBA in this matter is Assistant Small Business Advocate Sharon E. Webb. Please address all correspondence in this matter as follows:

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

## **II. FILING BACKGROUND**

On June 20, 2014, the Office of Consumer Advocate filed a Joint Complaint with the Office of Attorney General through the Bureau of Consumer Protection against HIKO Energy, LLC (“HIKO” or the “Company”) alleging multiple violations of Pennsylvania law and Pennsylvania Public Utility Commission (“Commission”) orders and regulations.

In view of the foregoing, the Small Business Advocate intervened in this proceeding in order to protect the interests of the Company’s small business customers.

The OSBA filed a Notice of Intervention on July 10, 2014.

## **III. IDENTIFICATION OF WITNESSES AND TENTATIVE ISSUES**

The OSBA has intervened in this proceeding to assure that the interests of commercial customers are protected. At this point, the OSBA intends to review the testimony and discovery of the other parties. Unless that review identifies a problem unique to commercial customers, the OSBA does not anticipate presenting a witness in this proceeding.

## **IV. SERVICE OF DOCUMENTS**

The OSBA requests that all parties serve a hard copy of any document filed in this case upon the OSBA. In addition to hard copies of pleadings, briefs, and exceptions, the OSBA requests hard copies of responses to discovery propounded by the OSBA or any other party. Service by electronic mail only is not acceptable.

V. **SETTLEMENT**

The OSBA notes its willingness to enter into settlement discussions at the appropriate phase of this proceeding.

VI. **HEARING AND BRIEFING SCHEDULE**

The OSBA will cooperate with other parties to develop a procedural schedule.

Respectfully submitted,



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

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

Dated: September 23, 2014

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>Commonwealth of Pennsylvania, by Attorney</b>	:	
<b>General Kathleen G. Kane, Through the Bureau</b>	:	
<b>of Consumer Protection, and Tanya J.</b>	:	
<b>McCloskey, Acting Consumer Advocate,</b>	:	
<b>Complainants</b>	:	<b>Docket No. C-2014-2427652</b>
<b>v.</b>	:	
<b>HIKO Energy, Inc.,</b>	:	
<b>Respondent</b>	:	

**CERTIFICATE OF SERVICE**

I certify that I am serving two copies of the Prehearing Memorandum, on behalf of the Office of Small Business Advocate, by e-filing, e-mail, and/or first-class mail (unless otherwise noted) upon the persons addressed below:

Hon. Elizabeth H. Barnes  
Administrative Law Judge  
Pa. Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105  
(717) 787-1191  
(717) 787-0481 (fax)  
[ebarnes@pa.gov](mailto:ebarnes@pa.gov)  
**(E-mail and Hand Delivery)**

Hon. Joel H. Cheskis  
Administrative Law Judge  
Pa. Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105  
(717) 787-1191  
(717) 787-0481 (fax)  
[jcheskis@pa.gov](mailto:jcheskis@pa.gov)  
**(E-mail and Hand Delivery)**

Candis A. Tunilo, Esquire  
Hobart J. Webster, Esquire  
Kristine E. Robinson, Esquire  
Office of Consumer Advocate  
555 Walnut Street - 5<sup>th</sup> Floor  
Harrisburg, PA 17101-1923  
(717) 783-5048  
(717) 783-7152 (fax)  
[ctunilo@paoca.org](mailto:ctunilo@paoca.org)  
[hwebster@paoca.org](mailto:hwebster@paoca.org)  
[krobinson@paoca.org](mailto:krobinson@paoca.org)  
**(E-mail and Hand Delivery)**

Michael L. Swindler, Esquire  
Stephanie M. Wimer, Esquire  
Wayne T. Scott, Esquire  
Bureau of Investigation and Enforcement  
Pa. Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105  
(717) 787-1191  
(717) 787-0481 (fax)  
[mwindler@pa.gov](mailto:mwindler@pa.gov)  
[stwimer@pa.gov](mailto:stwimer@pa.gov)  
[wascott@pa.gov](mailto:wascott@pa.gov)  
**(E-mail and Hand Delivery)**

Andrew Dressel, Esquire  
Motty Shulman, Esquire  
William Marsillo, Esquire  
Boles, Schiller & Flexner, LLP  
333 Main Street  
Armonk, NY 10504  
(914) 749-8200  
(914) 749-8300 (fax)  
[mshulman@bsflp.com](mailto:mshulman@bsflp.com)  
[wmarsillo@bsflp.com](mailto:wmarsillo@bsflp.com)  
[adressel@bsflp.com](mailto:adressel@bsflp.com)

Shevy Simins  
HIKO Energy, LLC  
12 College Road  
Monsey, NY 10952  
[ssimins@hikoenergy.com](mailto:ssimins@hikoenergy.com)

Vincent E. Gentile, Esquire  
Drinker Biddle & Reath, LLP  
P. O. Box 627  
Princeton, NJ 08542-0627  
(609) 716-6619  
(609) 799-7000 (fax)  
[Vincent.Gentile@dbr.com](mailto:Vincent.Gentile@dbr.com)

John M. Abel, Esquire  
Nicole R. Beck, Esquire  
Bureau of Consumer Protection  
Office of Attorney General  
Strawberry Square - 15<sup>th</sup> Floor  
Harrisburg, PA 17120  
(717) 787-9707  
(717) 705-3795 (fax)  
[jabel@attorneygeneral.com](mailto:jabel@attorneygeneral.com)  
[nbeck@attorneygeneral.gov](mailto:nbeck@attorneygeneral.gov)

Ginene A. Lewis, Esquire  
Drinker Biddle & Reath LLP  
One Logan Square - #2000  
Philadelphia, PA 19103-6996  
(215) 988-2707  
(215) 988-2757 (fax)  
[Ginene.Lewis@dbr.com](mailto:Ginene.Lewis@dbr.com)



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

Date: September 23, 2014