

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Ann Castaneira	:	
	:	
v.	:	F-2014-2404158
	:	
PPL Electric Utilities Corporation	:	

SECOND BRIEFING ORDER

Granting an Extension of Time in Which to File Briefs

On January 28, 2014, Ann Castaniera (Complainant, collectively with her husband, Ian Castaneira, Complainants), filed a formal Complaint against PPL Electric Utilities Corporation (PPL or Company or Respondent) alleging that they had a file that was over 1 ½ inches in height, seeking accurate billing, a refund of billing overcharges, and investigation of process. This is an appeal of an informal decision of the Bureau of Consumer Services (BCS) at BCS # 3143939.

On February 25, 2014, PPL filed its Answer denying any incorrect billing and describing the actions that the Company had taken in response to Complainants' issues, including testing the electric meter, which tested at 100% accurate, installation of a power analyzer to help to determine from where the customer was drawing power, plus its results, and performing a high bill investigation.

By Hearing Notice issued March 4, 2014, the matter was set for evidentiary hearing on Monday, April 14, 2014 and assigned to Administrative Law Judge Kandace F. Melillo. ALJ Melillo issued a prehearing order on March 14, 2014, setting forth some of the requirements for a formal hearing before the Commission.

By letter dated April 9, 2014, Complainants asked for a continuance, which was granted by Order dated April 10, 2014. By Hearing Cancellation/Reschedule Notice, the matter

was rescheduled for Wednesday, May 14, 2014. On May 13, 2014, ALJ Melillo issued a second Order Granting a Continuance, which granted 30 days for the parties to pursue an amicable resolution to the matter. A Cancellation Notice was issued on May 13, 2014.

On June 26, 2014, a Judge Change Notice was issued which reassigned the matter from ALJ Melillo to me in light of her pending retirement. On June 26, 2014, I issued an Order which directed the parties to confer and to provide me with three dates that they agreed upon for a rescheduled hearing, and that if I did not receive these dates on or before July 17, 2014, I would reschedule the case.

On July 15, 2014, following contact from the parties, a Hearing Notice was issued which rescheduled the matter for July 15, 2014.

The hearing was held as scheduled, with both Complainants appearing on their own behalf and sponsoring eleven exhibits. Kimberly G. Krupka, Esq., appeared on behalf of the utility and presented the testimony of three witnesses, who in turn sponsored eleven exhibits.

At the end of the hearing, the Complainants expressed their desire to have a second hearing for the purpose of obtaining legal counsel and presenting expert testimony to support their claims. Over the objection of the Respondent, this was granted, and the parties were told to inform me of agreed-upon dates for the second hearing, which they did not do. Accordingly, the hearing was rescheduled for Tuesday, February 24, 2015 to be held telephonically.

The second hearing was held, with Complainants presenting a witness and Respondent represented by Graig M. Schultz, Esq. Due to the voluminous nature of the case, the parties were asked to file briefs. I issued a Briefing Order on February 24, 2015, which set the deadline for the filing of Initial Briefs for March 31, 2015 and for Reply Briefs as April 21, 2015.

The transcript was filed on March 11, 2015. On March 19, 2015, Edward G. Lanza, Esq., entered his appearance on behalf of the Complainants. On Monday, March 23, 2015, by telephone call, Mr. Lanza requested a 20-day extension of time in which to file an initial brief, indicating to me that Ms. Krupka had not objection. As the request is unopposed and time is not of the essence, the request is granted.

THEREFORE,

IT IS ORDERED:

1. That the parties shall each file a main brief on or before Tuesday, April 21, 2015.
2. That the parties may, if desired, each file a reply brief on or before Tuesday, May 10, 2015.
3. That in all other respects regarding the form and filing requirements, the Briefing Order of February 24, 2015, remains in effect.

Dated: March 23, 2015


Susan D. Colwell
Administrative Law Judge

F-2014-2404158 - ANN CASTANEIRA v. PPL ELECTRIC UTILITIES CORPORATION

(Revised 2-24-15)

ANN CASTANEIRA
320 ROSEDALE AVENUE
HIGHSPIRE PA 17034
717.307.1400

GRAIG M SCHULTZ ESQUIRE
KIMBERLY KRUPKA ESQUIRE
GROSS MCGINLEY LLP
33 S SEVENTH STREET PO BOX 4060
ALLENTOWN PA 18105-4060
610.820.5450