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FORM 1



P R O C E E D I N G S

1  
2 ADMINISTRATIVE LAW JUDGE ALLISON K. TURNER: My name  
3 is Allison Turner and I am the Administrative Law Judge to  
4 hear the case the of PUC versus PPL which is PPL's proposed  
5 rate increase.

6 The purpose of this hearing is to allow customer  
7 complainants who have filed their complaints but had not had  
8 notice and opportunity to attend the public input hearings  
9 to testify against the rate increase. So this is basically  
10 what we call a public input hearing.

11 And here in the hearing room with me are the court  
12 reporter who will transcribe all the testimony, attorneys  
13 for PPL Electric and representatives for three important  
14 public advocacy parties, the Commission's Office of Trial  
15 Staff, the Office of Consumer Advocate and the Office of  
16 Small Business Advocate.

17 Please remember that since this is being transcribed,  
18 two people can't talk at once because the court reporter  
19 cannot take it down then.

20 PPL filed its proposed rate increase at the end of  
21 March, 2004 with a proposed effective date of June 1, 2004.  
22 The Commission suspended it for investigation until the end  
23 of December and whatever rates are approved will go into  
24 effect January 1, 2005.

25 The proposed increase amounts to \$221.6 million, \$164

1 million in distribution revenues and \$57 million in  
2 transmission costs. This is an increase of about eight  
3 percent. Generation costs are not a part of this case  
4 because PPL no longer owns any generation asset.

5 So far in this case, we have held eight public input  
6 hearing sessions throughout the service territory and taken  
7 technical evidence about the basis for the increase over the  
8 past four days.

9 This will be the last hearing on the case. After  
10 this, the parties will file briefs. I will issue a  
11 recommended decision and the Commission then must decide the  
12 case.

13 The Commission provides three ways to participate in  
14 a public input hearing. The first is to give testimony  
15 under oath for the record and subject to cross-examination.  
16 The second is to give an unsworn statement which will not be  
17 included in the record, and/or to confer with  
18 representatives of the public advocate parties. Since we're  
19 not all in the same room, you could do that by phone after  
20 the hearing.

21 I am also required to ask certain information from  
22 you which I'll do when I swear you in. The Commission  
23 encourages and I encourage you to give testimony under oath,  
24 thus your statement will be in the record and could possibly  
25 be relied on by the parties in making their arguments to the

1 Commission or by me and ultimately the Commission in  
2 deciding this case.

3 The company will also be available to take  
4 information on any service related complaints and have  
5 someone work with you.

6 And now it's time to hear from the company and the  
7 parties. Mr. MacGregor, Mr. Russell?

8 MR. RUSSELL: Thank you, Your Honor.

9 My name is Paul Russell. I'm one of the lawyers  
10 employed by PPL Electric and I am representing PPL Electric  
11 in this proceeding. I'm joined by David B. MacGregor of the  
12 law firm, Morgan, Lewis & Bockius who is also representing  
13 PPL Electric in this case.

14 Public input hearings are an important part of the  
15 Commission's ratemaking process. They often provide  
16 valuable customer perspective to the Administrative Law  
17 Judge, the other parties and the Commission.

18 The record of this hearing will be reviewed by PPL  
19 Electric, many of the other parties in this proceeding, the  
20 Administrative Law Judges and ultimately the Commission.

21 For that reason, if you have an interest in this  
22 case, I ask you to provide testimony today and I'm looking  
23 forward to hearing your comments. Thank you, Your Honor.

24 JUDGE TURNER: Mr. Kanaskie?

25 MR. KANASKIE: Thank you, Your Honor. My name is

1 Rick Kanaskie and I'm with the Commission's Office of Trial  
2 Staff. The Office of Trial Staff is best described as a  
3 semi-independent arm of the Commission. I'm not hear  
4 advocating for the Commission. I'm here as a party  
5 advocating before the Commission.

6 We have technical experts and financial analysts who  
7 have participated in this proceeding through the filing of  
8 testimony and through cross-examination.

9 That's only part of the total process when  
10 determining a rate case. Equally as important is the input  
11 of the public which is why we're here today.

12 I urge you -- as the Judge had mentioned, there's a  
13 couple different ways to testify. I would urge you to have  
14 your statements sworn into the record. That way they can be  
15 reviewed by all parties and used in finalizing positions in  
16 this case. Thank you very much.

17 JUDGE TURNER: Mr. Mullins?

18 MR. MULLINS: Thank you, Your Honor.

19 Good afternoon. My name is James A. Mullins and I  
20 represent the Pennsylvania Office of Consumer Advocate. Our  
21 office was created via statute to represent residential  
22 interests before the Pennsylvania Public Utility Commission.

23 In this proceeding, we have retained five expert  
24 witnesses and based on the analyses of those witnesses we  
25 will make a recommendation to the Administrative Law Judge

1 as to what increase is appropriate in our estimation for the  
2 Pennsylvania Power & Light Company.

3 I would echo Judge Turner's sentiments in that if you  
4 do decide to testify this afternoon and I'm hoping you all  
5 will, that you do provide a sworn statement so that your  
6 comments can be taken into account and become a part of the  
7 official record in this proceeding.

8 Once again, thank you for your participation this  
9 afternoon and we look forward to hearing your comments.

10 JUDGE TURNER: Mr. Gray?

11 MR. GRAY: Thank you, Your Honor.

12 Good afternoon. My name is Steve Gray. I'm an  
13 attorney with the Office of Small Business Advocate. If you  
14 happen to be representing a small business this afternoon,  
15 like my fellow counsel have suggested, please do put your  
16 statements on the record. It is most helpful to all of us.  
17 And thank you for coming this afternoon.

18 JUDGE TURNER: Okay. I hope that all of you could  
19 hear us. Are you still there?

20 MR. MCGARRIGLE: I am, Mr. McGarrigle.

21 VOICE FROM SPEAKERPHONE: Yes.

22 JUDGE TURNER: Okay. Mr. McGarrigle, could you hear  
23 the comments of counsel?

24 MR. MCGARRIGLE: Yes, I heard them.

25 JUDGE TURNER: Okay. I'm ready to take testimony

1 from I guess the four of you. I would take it in sequence,  
2 and I guess I would start with Mr. McGarrigle. Are you  
3 willing to give testimony under oath?

4 MR. MCGARRIGLE: Yes, ma'am.

5 JUDGE TURNER: Okay. Let me swear you in then.

6 Whereupon,

7 DONALD MCGARRIGLE

8 having been duly sworn, testified as follows:

9 DIRECT TESTIMONY

10 JUDGE TURNER: Will you state your name and spell it  
11 for the record?

12 THE WITNESS: I am Donald McGarrigle, D-O-N-A-L-D,  
13 M-C capital G-A-R-R-I-G-L-E.

14 JUDGE TURNER: Okay. And what is your address?

15 THE WITNESS: 34 Larchwood, that's  
16 L-A-R-C-H-W-O-O-D, Road, Wyommissing, 19610-1944.

17 JUDGE TURNER: I'm sorry, I didn't get the --  
18 1096?

19 THE WITNESS: 19610-1944.

20 JUDGE TURNER: Okay. And are you employed?

21 THE WITNESS: No, ma'am.

22 JUDGE TURNER: Are you retired?

23 THE WITNESS: Yes, ma'am.

24 JUDGE TURNER: And where did you retire from?

25 THE WITNESS: I retired from a construction company.

1 JUDGE TURNER: Okay. Now, what testimony would you  
2 like to give against this rate increase?

3 THE WITNESS: Well, the testimony I'd like to give  
4 was related to everybody in a letter that I sent to the  
5 Public Utility Commission.

6 JUDGE TURNER: Well, but that doesn't make it sworn  
7 testimony on the record. That's why we need --

8 THE WITNESS: Would you really care to have me read  
9 the whole letter?

10 JUDGE TURNER: How long is it?

11 THE WITNESS: One, two, three, four paragraphs.

12 JUDGE TURNER: Oh, yes.

13 THE WITNESS: All right. I am a 83 year old senior  
14 citizen on a fixed income. I am opposed to rate change  
15 increase. This increase would create additional hardship  
16 due to cost of living, taxes, food, health insurance,  
17 etcetera.

18 In planning to build my home in 1966, I spoke to a  
19 PP&L representative regarding a heating system, quote,  
20 "Hydronic." The representative at that time told me if I  
21 insulated to their specifications, I would be given a  
22 preferred rate, not to exceed \$35 a month.

23 At a later date, I was removed from the preferred  
24 rate due to the fact, my home was heated by water. Note,  
25 this system requires electricity to heat the same.

1           The rest of my home is all electric. Over years,  
2 subsequent increases have brought my monthly cost average to  
3 approximately \$233 per month. An 8 point increase would  
4 bring it to approximately \$20 a month more.

5           In a flyer received from PP&L, customers on special  
6 residential rate schedules, quote, "grandfathered," I  
7 question, what happen to mine. That's the end of my  
8 statement.

9           JUDGE TURNER: Okay. In your complaint, you say a  
10 9.8 increase would add approximately \$23 per month.

11           THE WITNESS: Yes, ma'am.

12           JUDGE TURNER: But you changed that to 8 and \$20.

13           THE WITNESS: That's correct, because of the notice  
14 that they were going for 8.1.

15           JUDGE TURNER: Okay. Mr. Russell, do you have any  
16 questions of this witness?

17           MR. RUSSELL: No questions, Your Honor.

18           JUDGE TURNER: Mr. Kanaskie?

19           MR. KANASKIE: I have no questions, Your Honor.

20           JUDGE TURNER: Mr. Mullins?

21           MR. MULLINS: No questions, Your Honor.

22           JUDGE TURNER: Mr. Gray?

23           MR. GRAY: No questions, Your Honor.

24           JUDGE TURNER: Could I ask you, Mr. McGarrigle, how  
25 long ago your special rate was discontinued?

1 THE WITNESS: I've been in the home, be going on 40  
2 years. I cannot tell you at that point, no, ma'am, but I  
3 have been a PP&L customer all my life here in Pennsylvania.

4 JUDGE TURNER: Okay. Well, was it recently that it  
5 was discontinued?

6 THE WITNESS: No, it was quite a while back.

7 JUDGE TURNER: Okay. In that case, thank you very  
8 much, and if you want to stay on the line and listen to what  
9 other people say, please do so.

10 THE WITNESS: Fine. Thank you.

11 (Witness excused.)

12 JUDGE TURNER: Next I would call on Mr. Snyder.

13 MR. SNYDER: Yes, I'm on the line here, Your Honor.

14 JUDGE TURNER: Okay. Can I swear you in, please?

15 MR. SNYDER: Yes.

16 Whereupon,

17 CURVIN L. SNYDER

18 having been duly sworn, testified as follows:

19 **DIRECT TESTIMONY**

20 JUDGE TURNER: Will you state your name and spell it  
21 for the record?

22 THE WITNESS: Curvin, C-U-R-V-I-N, L. Snyder,  
23 S-N-Y-D-E-R. What else do you need?

24 JUDGE TURNER: And where do you live, sir?

25 THE WITNESS: 1390 Valley Road, Etters, PA.

1 JUDGE TURNER: What, PA?

2 THE WITNESS: Etters.

3 JUDGE TURNER: Etters?

4 THE WITNESS: Yeah, Etters.

5 JUDGE TURNER: And I didn't -- did you say 13 Nyes  
6 Valley Road?

7 THE WITNESS: Yes, that's right, I'm sorry.

8 JUDGE TURNER: It's spelled N-Y-E-S?

9 THE WITNESS: E-T-T-E-R-S.

10 JUDGE TURNER: Okay. And are you a customer of PP&L?

11 THE WITNESS: No, I'm not. I'll be honest with you.  
12 I could have PP&L but I'm not.

13 JUDGE TURNER: Okay. Normally we only take  
14 statements from customers. What is your interest in this  
15 case?

16 THE WITNESS: Well, I'm retired from PP&L.

17 JUDGE TURNER: Okay.

18 THE WITNESS: And I got, Sunday, June 20, 2004,  
19 Harrisburg Patriot-News that said the highest paid  
20 executives in the state. And I saw Mr. Hecht's salary here  
21 of \$7,595,000 plus all his other perks which amounts to  
22 about \$13 million. I just think it's too high for any one  
23 person.

24 JUDGE TURNER: Okay. But you're not a customer?

25 THE WITNESS: No, but I will be, I could be, because

1 of -- you can be a customer with anybody if you want to be.  
2 I'm looking for the cheapest rate I can get.

3 JUDGE TURNER: Okay. So who are you a customer of?

4 THE WITNESS: Met-Ed.

5 JUDGE TURNER: So Met-Ed provides your electricity?

6 THE WITNESS: Yeah.

7 JUDGE TURNER: And are you planning to change to  
8 another provider?

9 THE WITNESS: Well, whoever goes higher, I'm going to  
10 change to, or lower, rather.

11 JUDGE TURNER: Okay. But so far, I guess, PP&L  
12 wasn't lower than Met-Ed?

13 THE WITNESS: No, I don't think so. As far as I  
14 know, it's not.

15 JUDGE TURNER: Okay. Let me move on to Mr. Junkin.

16 (Witness excused.)

17 JUDGE TURNER: Are you there, sir?

18 MR. JUNKIN: Yeah.

19 JUDGE TURNER: Can I swear you in?

20 MR. JUNKIN: Absolutely.

21 Whereupon,

22 WILLIAM J. JUNKIN, III  
23 having duly affirmed, testified as follows:

24 **DIRECT TESTIMONY**

25 JUDGE TURNER: And will you state your name and spell

1 it for the record?

2 THE WITNESS: First name William, W-I-L-L-I-A-M,  
3 middle initial J., last name Junkin, J-U-N-K-I-N, and I'm  
4 the third.

5 JUDGE TURNER: Third, okay. And what is your  
6 address?

7 THE WITNESS: My address is 438 South 25th Street,  
8 Harrisburg, Pennsylvania, 17104.

9 JUDGE TURNER: And are you a customer of PP&L?

10 THE WITNESS: Yes.

11 JUDGE TURNER: And are you employed?

12 THE WITNESS: Yes.

13 JUDGE TURNER: Where are you employed?

14 THE WITNESS: I am employed by the City of  
15 Harrisburg, Bureau of Fire.

16 JUDGE TURNER: Are you a fireman?

17 THE WITNESS: Yes.

18 JUDGE TURNER: All right. Now, what is your  
19 testimony against this rate increase?

20 THE WITNESS: I'm just speaking for a normal citizen  
21 and I believe that increase of 8.1 percent is extremely  
22 high.

23 Reading over the papers and documents that were sent  
24 to me as far as I guess the court testimony about increasing  
25 a pension or maintaining a pension and some other things,

1 and trying to deal with like the service costs that PP&L  
2 acquires by providing service, to maintain itself with this  
3 whole rate, I think that's ridiculous.

4 And on a first hand level, dealing with the storms  
5 recently as a firefighter, it seems like they're not  
6 providing a service like they used to.

7 It could be because the law changed and deregulation,  
8 that they're not coming out as quickly. But I see how  
9 they're acquiring all this debt or money in their services  
10 when they're taking their time showing up and I got to put  
11 my life on the line dealing with these hot wires.

12 That's my biggest complaint. I don't see the  
13 justification in the raise of that high. I could see a  
14 happy medium, maybe.

15 JUDGE TURNER: Okay. Will you tell me again, how do  
16 you encounter hot wires?

17 THE WITNESS: Well, typically when a storm comes like  
18 lately with the tornados that hit, the wires will fall. We  
19 get called, justified only to -- we have a hot stick which  
20 is a tool we utilize to see if the wire is, the current's  
21 running through it.

22 We go to the nearest pole and relay it via radio to  
23 the communications center which, then they contact PP&L with  
24 that pole number and they get a location from that and they  
25 come and fix it or de-energize as we need.

1 We are given priority dealing with -- because, you  
2 know, typically they fall into a house, cause a fire, or  
3 they lay in the middle of the road with civilians walking on  
4 the sidewalk and whatnot. We are given a priority, but it  
5 still seems delayed --

6 JUDGE TURNER: Okay.

7 THE WITNESS: -- compared to what it used to be.

8 JUDGE TURNER: I'm sorry. So what happens is that  
9 private citizens or homeowners call you instead of the  
10 company?

11 THE WITNESS: Well, they call the communications  
12 center which is --

13 (Pause.)

14 JUDGE TURNER: Are you still there?

15 THE WITNESS: Yes --

16 JUDGE TURNER: Okay.

17 THE WITNESS: -- (Inaudible) -- thought I could hear  
18 me.

19 JUDGE TURNER: You seem to be breaking up. But  
20 anyway, they call the communications center and the  
21 communications center calls you out?

22 THE WITNESS: Yes.

23 JUDGE TURNER: And then after you get there you call  
24 the communications center back and they call PPL?

25 THE WITNESS: That's correct. We verify that it's a

1 hot wire, that there's a current running through it.

2 JUDGE TURNER: Okay.

3 THE WITNESS: I know before they had like a half-hour  
4 time frame by law that they had to respond. Well, with  
5 deregulation, that kind of lapsed now, so they don't do  
6 that.

7 JUDGE TURNER: They take longer than a half-hour to  
8 get there?

9 THE WITNESS: Sometimes, but before it was very rare  
10 if any.

11 JUDGE TURNER: Okay. And you're talking about  
12 residential neighborhoods?

13 THE WITNESS: Residential, commercial.

14 JUDGE TURNER: Okay. When was the last time this  
15 happened?

16 THE WITNESS: About a week and a half ago, they had a  
17 pole fall down on two houses which caused both houses to  
18 ignite on the third floor. Of course, you know, I was  
19 working. It takes a while, but it just felt like we  
20 couldn't approach it as fast as we wanted to because we knew  
21 there were energized wires. You don't want to put water on  
22 it. That causes additional hazards. So we just kind of  
23 controlled the fire from where we could without getting  
24 close to the pole that goes to the house.

25 JUDGE TURNER: Until someone arrived from PP&L and

1 de-energized the wires?

2 THE WITNESS: Yes, yes.

3 JUDGE TURNER: Okay.

4 THE WITNESS: Now, in that case, we are given  
5 priority, but --

6 (Pause.)

7 JUDGE TURNER: Doesn't seem to be enough?

8 THE WITNESS: Right. And the attitude and -- it  
9 could just be a bad attitude from our communications center,  
10 but it seems like PP&L has like a bad attitude, like, well,  
11 they're tied up, they'll get to us when they get to us.

12 JUDGE TURNER: Well, did this happen in one of the  
13 big storms recently?

14 THE WITNESS: Yes.

15 JUDGE TURNER: So there might have been a number of  
16 other things called in?

17 THE WITNESS: Oh, absolutely. And I don't disregard  
18 that. But when someone's house is on fire and it's  
19 spreading and you can't really get to the main portion of  
20 that because the lines are still energized inside the house  
21 to do the windows, do the roof, you know, it makes  
22 everything difficult. It just seems like they're putting  
23 lives, property and everything in jeopardy.

24 JUDGE TURNER: Okay. Does that end your testimony?

25 THE WITNESS: The only other thing I have to add, I

1 have a good paying job that I'm happy with and I get a three  
2 percent raise each year. For it to go up almost triple, at  
3 least two and a half times what raise I will get, I find  
4 that -- I don't find any honor in that. That's just  
5 personal opinion.

6 JUDGE TURNER: Okay. Is there anything else you'd  
7 like to say?

8 THE WITNESS: No, ma'am.

9 JUDGE TURNER: Okay. Mr. Russell, any cross-  
10 examination?

11 MR. RUSSELL: No questions, Your Honor.

12 JUDGE TURNER: Mr. Kanaskie?

13 MR. KANASKIE: No questions, Your Honor.

14 JUDGE TURNER: Mr. Mullins?

15 MR. MULLINS: No questions, Your Honor.

16 JUDGE TURNER: Mr. Gray?

17 MR. GRAY: No questions, Your Honor.

18 JUDGE TURNER: Just one more from me. Could you give  
19 me the address of where this happened, the two houses?

20 THE WITNESS: I'm not positive. It could be 2314 or  
21 it could be 2312 Logan Street, L-O-G-A-N.

22 JUDGE TURNER: In Harrisburg?

23 THE WITNESS: Harrisburg, Pennsylvania. I believe  
24 the ZIP Code uptown is 17110.

25 JUDGE TURNER: Okay. Thank you very much, Mr.

1 Junkin.

2 (Witness excused.)

3 JUDGE TURNER: I would like to move on to Mr. Trump.

4 Are you there, Mr. Trump?

5 MR. TRUMP: Yes, Your Honor.

6 JUDGE TURNER: Okay. Can I swear you in?

7 MR. TRUMP: Yes, ma'am.

8 Whereupon,

9 PHILIP TRUMP

10 having been duly sworn, testified as follows:

11 THE OPERATOR: Excuse me, Judge Turner. I'm sorry to  
12 interrupt, but William Junkin has disconnected. Was that  
13 intentional?

14 JUDGE TURNER: It probably was. He finished giving  
15 his statement.

16 THE OPERATOR: Okay. Thank you.

17 JUDGE TURNER: Okay. Mr. Trump?

18 THE WITNESS: Yes, ma'am.

19 **DIRECT TESTIMONY**

20 JUDGE TURNER: What is your name? State your name  
21 and spell it for the record, I'm sorry.

22 THE WITNESS: P-H-I-L-I-P, my last name is Trump,  
23 T-R-U-M-P.

24 JUDGE TURNER: Okay. And what is your address?

25 THE WITNESS: 3229 Carbon Street.

FORM 1

1 JUDGE TURNER: Carbon?

2 THE WITNESS: C-A-R-B-O-N.

3 JUDGE TURNER: Street.

4 THE WITNESS: Whitehall, Pennsylvania, 18052.

5 JUDGE TURNER: And are you a customer of PPL?

6 THE WITNESS: Yes, I am.

7 JUDGE TURNER: And are you employed?

8 THE WITNESS: No, I am not.

9 JUDGE TURNER: Okay. Are you retired?

10 THE WITNESS: I am receiving retirement disability.

11 I'm on permanent disability.

12 JUDGE TURNER: Okay, retirement and disability?

13 THE WITNESS: Yes.

14 JUDGE TURNER: Okay. What is your testimony against  
15 this rate increase?

16 THE WITNESS: I have two complaints. My first  
17 complaint I initiated, I just received a letter yesterday  
18 from a Mr. David MacGregor. I think he's there with you,  
19 doesn't have to do, has nothing to do with the increase.  
20 But it has to deal with my current bill as it exists right  
21 now.

22 I called PP&L to find out and get an explanation of  
23 my bill because it wasn't very clear and when I asked what  
24 the surcharges were, I was told that one of the surcharges  
25 on my bill was for me to pay PP&L a percentage of my

1 electric bill for, to make up costs that other PP&L  
2 customers were not paying their bills.

3 In other words, there's a surcharge in my bill to pay  
4 for other customers that do not pay their bills, and that's  
5 not right. If other customers are not paying their bills,  
6 PP&L should go after them and I know for a fact that they do  
7 not because I was a Pennsylvania state caseworker working  
8 for the Department of Welfare.

9 And I would see my clients come in with bills ranging  
10 from \$2,500 to \$2,900 and there's nothing on that bill  
11 stating they were going to turn your electricity off if you  
12 don't pay them. No one's going after these people and yet  
13 they had the money to do so. They dressed better than I  
14 did. They drove better cars than I did, and I was employed  
15 at the time.

16 Now that I'm on disability, I make very little money.  
17 I have a lot of medications that I have to purchase. I also  
18 have food I have to buy, and I don't feel that I should have  
19 to pay for people, I don't feel that I should have to pay in  
20 my bill a cost to make up for what PP&L doesn't receive from  
21 the people it can't collect from.

22 JUDGE TURNER: Okay, that's --

23 THE WITNESS: That's absolutely not right.

24 JUDGE TURNER: Excuse me. You got a letter on that  
25 from Mr. MacGregor?

1 THE WITNESS: Yes.

2 JUDGE TURNER: Okay. What is your other complaint?

3 THE WITNESS: My next complaint also is the increase,  
4 8.1 percent. Like the fireman just stated, he gets a 3  
5 percent increase. I get nothing, okay. And for them to  
6 raise a bill, their rates by 8.1 percent is a bit  
7 outrageous, especially for those that are on disability and  
8 can't afford to pay that amount. It's absolutely  
9 ridiculous.

10 And then when I heard that apparently someone by the  
11 name of Mr. Hecht, someone was on the phone talked about  
12 him, I guess he probably is the CEO of PPL making \$13  
13 million, that's ridiculous. That put me into shock when I  
14 was listening to that testimony, taking more money from  
15 people that can't afford it, that are completely disabled,  
16 and raising that by 8.1 percent is just outrageous.

17 JUDGE TURNER: Okay. So your complaint is about the  
18 size of the increase and salaries of the executives by  
19 comparison to your stipend, right, and that you can't afford  
20 it?

21 THE WITNESS: That I can't afford it, that's the  
22 problem, is that I just can't afford an increase.

23 JUDGE TURNER: Okay.

24 THE WITNESS: And then also that I shouldn't have to  
25 pay for other people who do not pay their bills. I mean, if

1 their corporation, at the end of the year, they have a  
2 profit and loss statement. And if they can't collect bills  
3 from their other customers, instead of collecting it from  
4 me, they should be putting it on their loss statement.

5 And they probably are doing that also, and so they're  
6 probably collecting twice. They're probably putting that on  
7 their loss statement plus still charging people who do pay  
8 their bills.

9 JUDGE TURNER: Okay.

10 THE WITNESS: They charge them to pay that amount  
11 anyway, so they're probably getting that amount back twice.

12 JUDGE TURNER: Okay, Mr. Trump. I think I understand  
13 what you're trying to say on the two complaints, and let me  
14 see if there are any questions for you, okay.

15 Mr. Russell?

16 MR. RUSSELL: No questions, Your Honor.

17 JUDGE TURNER: Mr. Kanaskie?

18 MR. KANASKIE: I have no questions, Your Honor.

19 JUDGE TURNER: Mr. Mullins?

20 MR. MULLINS: No questions, Your Honor.

21 JUDGE TURNER: Mr. Gray?

22 MR. GRAY: No questions, Your Honor.

23 JUDGE TURNER: Okay. Thank you very much for  
24 participating, Mr. Trump.

25 (Pause.)

1 JUDGE TURNER: Are you still there?

2 THE WITNESS: Yes, ma'am.

3 JUDGE TURNER: Okay.

4 (Witness excused.)

5 JUDGE TURNER: I'd like to thank you and Mr. Snyder  
6 and Mr. McGarrigle. I understand Mr. Junkin has  
7 disconnected. But thank you all for participating in this  
8 hearing and your remarks will be included in the record.  
9 Does any counsel have anything further to say?

10 (No response.)

11 JUDGE TURNER: Heads shaking. And the witnesses have  
12 completed their statements, so I am going to adjourn for the  
13 day and disconnect the call, okay?

14 MR. MCGARRIGLE: Judge, may I inject? This is Mr.  
15 McGarrigle again.

16 JUDGE TURNER: What is it that you'd like to inject?

17 MR. MCGARRIGLE: They are looking for an 8.1  
18 increase. Our Social Security inflation rates don't go up  
19 that high. They're bleeding us to death as senior citizens.

20 MR. TRUMP: Yes, that's exactly how I feel.

21 JUDGE TURNER: Okay. You've each already given your  
22 testimony.

23 MR. MCGARRIGLE: Yes, ma'am.

24 JUDGE TURNER: You're still under oath, Mr.  
25 McGarrigle, and you did have a chance to testify. We

1 usually don't have people testify twice.

2 MR. MCGARRIGLE: Well, all right, fine. Thank you so  
3 much for your time, Your Honor.

4 JUDGE TURNER: Okay. Thank you, and Mr. Snyder,  
5 thank you.

6 MR. SNYDER: Thank you.

7 JUDGE TURNER: And Mr. Trump, thank you, and I'm  
8 going to disconnect.

9 All right. Now, I was speaking to Mr. Russell  
10 earlier about responses to customer complaints raised at  
11 public input hearings, and I believe you have an exhibit you  
12 want to put in the record. Is that true?

13 MR. RUSSELL: Yes, I do, Your Honor. I would ask  
14 that you mark for identification as PPL Electric Exhibit 9 a  
15 letter dated July 16, 2004 from me to Judge Colwell.

16 JUDGE TURNER: It may be so marked.

17 (Whereupon, the document was marked  
18 as PPL Electric Exhibit  
19 No. 9 for identification.)

20 MR. RUSSELL: And that letter was sent pursuant to  
21 your July 1st order directing PPL Electric to submit reports  
22 on service complaints that were raised in public input  
23 hearings and the letter that has been identified as PPL  
24 Electric Exhibit 9 contains reports on issues raised by  
25 Victoria Mackin, Betsy Ruth and Kevin Marcy.

1 I have provided copies to other counsel in the room  
2 and two copies to the court reporter, and I would ask that  
3 you admit that into the evidence of this proceeding.

4 JUDGE TURNER: Okay. Those details are in an  
5 attachment to the letter, right?

6 MR. RUSSELL: Three attachments, Your Honor, that's  
7 correct.

8 JUDGE TURNER: Okay. It may be so admitted.

9 (Whereupon, the documents marked as  
10 PPL Electric Exhibit No. 9 was  
11 received in evidence.)

12 JUDGE TURNER: Now, is there any other business we  
13 have to transact today?

14 MR. GRAY: Your Honor, what did the operator say  
15 about Ms. Stuski? She was given an 800 number to call in if  
16 she so chose?

17 JUDGE TURNER: She left a message with an 800 number  
18 to call in.

19 MR. GRAY: Thank you.

20 JUDGE TURNER: I think we were on the line long  
21 enough for her to call if she had come in.

22 MR. GRAY: Yes.

23 JUDGE TURNER: Anything else?

24 (No response.)

25 JUDGE TURNER: Okay. I guess we are at this point

1 about to close the record unless there's an objection to  
2 that or any reason I should hold it open. No?

3 (No response.)

4 JUDGE TURNER: Okay. Before I go off the record, I'd  
5 like to say that many participants and spectators have told  
6 me that they thought the hearing went very smoothly, and I  
7 would have to attribute that at least in part to PPL which  
8 has been very cooperative and helpful and non-belligerent,  
9 and so I'd just like to thank you for the way you handled  
10 the case so far, and just be nice to me in the brief -- no.

11 (Laughter.)

12 JUDGE TURNER: Anyway, thank you very much for that.

13 Is there any concern about the length of the briefs?  
14 Judge Colwell checked that for me and it just says that I  
15 get to decide how many pages they will be in a rate case.  
16 There's no limitation on pages, and nobody has asked me  
17 about the length, so I guess you'll just make them as long  
18 as you want to. Is that --

19 MR. MacGREGOR: I think that the parties, with few  
20 exceptions, I guess, have participated in rate cases and  
21 have sort of a standard way of presenting briefs that I  
22 don't think have been overly long in the past.

23 JUDGE TURNER: Okay.

24 MR. MacGREGOR: I think we could just go with the  
25 discretion of the parties. The company's tends to be a

1 little longer because we have to respond to everybody on all  
2 the issues, but other than that --

3 JUDGE TURNER: I understand that. And of course, are  
4 you going to send them to me electronically?

5 MR. MacGREGOR: Yes.

6 JUDGE TURNER: Or on disk? I think sending them  
7 electronically, as long as I can open them and save them,  
8 allows me the same freedom that I would have if I had a  
9 disk. And I think I have testimony also either  
10 electronically or on disk, so I think I should be set.

11 MR. MULLINS: Your Honor?

12 JUDGE TURNER: Yes, sir?

13 MR. MULLINS: Excuse me. That's always in Word  
14 format for your purposes?

15 JUDGE TURNER: Yes. Aren't you guys on Word?

16 MR. MULLINS: Half and half. It depends on the  
17 attorney.

18 JUDGE TURNER: Okay. So I can go ahead and close the  
19 record now?

20 (No response.)

21 JUDGE TURNER: Okay. We are adjourned. The record  
22 is closed in this case for the receipt of evidence, and  
23 thank you all very much.

24 (Whereupon, at 3:00 p.m., the proceedings were  
25 concluded.)

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I hereby certify, as the stenographic reporter, that the foregoing proceedings were taken stenographically by me and thereafter reduced to typewriting by me or under my direction, and that this transcript is a true and accurate record to the best of my ability.

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By: John A. Kelly

John A. Kelly,  
Certified Verbatim Reporter

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