



Duquesne Light

Our Energy... Your Power

Legal Department
411 Seventh Avenue, 8-2
Pittsburgh, PA 15219

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rsestak@duqlight.com

Regina M. Sestak
Assistant General Counsel

October 17, 2005

ORIGINAL

Certificate of Mailing

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

**DOCUMENT
FOLDER**

RE: Jeannie Swartz v. Duquesne Light Company
Docket No. C-20055345

Dear Secretary McNulty:

An original and three copies of Duquesne Light Company's Answer are enclosed. A copy of this document has been served upon Complainant in accordance with Commission regulations.

Sincerely,

Regina M. Sestak
Assistant General Counsel
Duquesne Light Company

encs

c: Jeannie Swartz (w/enclosure)

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OCT 17 2005

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

132

ORIGINAL

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JEANNIE SWARTZ,)
)
 Complainant,)
)
 v.)
)
 DUQUESNE LIGHT COMPANY,)
)
 Respondent.)

Docket No. C-20055345

DOCUMENT
FOLDER

ANSWER

TO THE HONORABLE COMMISSION:

AND NOW comes the Respondent, Duquesne Light Company, by and through its attorney, Regina M. Sestak, and files the within Answer of which the following is a statement:

1. Admitted.
2. Admitted. Complainant has listed both "Allegheny Power" and "Duquesne Light" in this paragraph. However based upon information provided by the Public Utility Commission (PUC), Co-Respondent Duquesne Light Company believes and therefore avers that the PUC has chosen to treat Complainant's complaint against Co-Respondent Allegheny Power as a separate Complaint docketed at C-20055344.

3. Admitted.

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SECRETARY'S BUREAU

4. A. After reasonable investigation, Respondent is without sufficient knowledge or information to form a belief as to the truth of Complainant's averment that she received notice that her utility service is being terminated, and this averment is therefore denied. By way of further response, to the best of Respondent's knowledge, information and belief, Complainant does not have an active electric service account with Respondent. There was an account in Complainant's name at 563 Farnsworth Avenue, Clairton, PA 15025, Account No. 2001092510001, that was terminated for non-payment on April 7, 2003. The final balance of \$402.02 remains unpaid.

After reasonable investigation, Respondent is without sufficient knowledge or information to form a belief as to the truth of Complainant's averment, "I moved out of property prior to the accumulation of the charges," and this averment is therefore denied.

B. As this paragraph is blank, no response is required.

5. Complainant's averment, "I do not feel I am liable for the use of a utility (electric) in which I can not enjoy," is a statement of opinion and/or conclusion of law to which no response is required.

It is unclear which "home" Complainant is referring to in her averment, "I do not live at the home," therefore after reasonable investigation, Respondent is without sufficient knowledge or information to form a belief as to the truth of this averment, and it is therefore denied.

Complainant's averments, "[i]n summary, I'm not paying for service I did not get," and "[i]t is like paying to skydive and you never get to go," are statements of opinion to which no response is required.

Complainant's averment, "should the guy who owns the plane make money off of you, even if it is unearned," is a rhetorical question to which no response is required.

6. After reasonable investigation, Respondent is without sufficient knowledge or information to form a belief as to the truth of Complainant's averment that the court has not granted her a "Protection from Abuse," order for her personal safety, and this averment is therefore denied.

7. After reasonable investigation, Respondent is without sufficient knowledge or information to form a belief as to the truth of Complainant's averment that she has spoken to a utility company representative about this complaint, and it is therefore denied. By way of further response, Respondent has no record that Complainant has spoken with it concerning Account No. 2001092510001 since prior to termination in 2003.

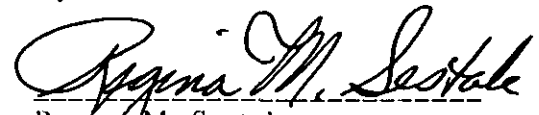
8. No response is required to Complainant's verification and signature.

9. As this paragraph is blank no response is required.

WHEREFORE, Respondent requests that after reasonable investigation and hearing the Complaint be dismissed.

Respectfully submitted:

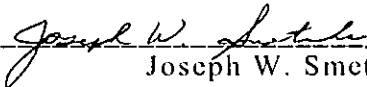
DUQUESNE LIGHT COMPANY
By Counsel:

A handwritten signature in cursive script that reads "Regina M. Sestak". The signature is written in black ink and is positioned above a horizontal line.

Regina M. Sestak
Pa. I.D. # 23632
Duquesne Light Company
411 Seventh Avenue, 8-2
Pittsburgh, PA 15219
Telephone: (412) 393-1546
FAX (412) 393-1418


AFFIDAVIT

I, Joseph W. Smetanka, being duly sworn according to law depose and say that I am authorized to make this affidavit on behalf of Duquesne Light Company being the holder of the office of Vice President - Customer Services with that corporation, and that the facts set forth in the foregoing document are true and correct to the best of my knowledge, information and belief and Duquesne Light Company expects to be able to prove the same at any hearing hereof.



Joseph W. Smetanka

Sworn and subscribed before me this 14th day of October, 2005.



Notary Public

My Commission Expires Oct. 6, 2007

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Mary Jane Hammer, Notary Public
City of Pittsburgh, Allegheny County
My Commission Expires Oct. 6, 2007
Member, Pennsylvania Association of Notaries

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

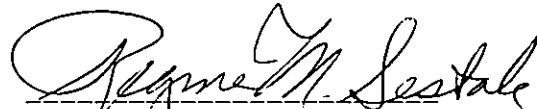
JEANNIE SWARTZ,)
)
 Complainant,)
)
 v.) Docket No. C-20055345
)
 DUQUESNE LIGHT COMPANY,)
)
 Respondent.)

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below in accordance with the requirements of 52 PA. Code § 1.54 (relating to service by a participant).

Jeannie Swartz
2050 Kimball Avenue
Arnold, PA 15068

Dated this 17th day of October, 2005.



Regina M. Sestak
Pa. I.D. # 23632
Duquesne Light Company
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Pittsburgh, PA 15219
Telephone: (412) 393-1196
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