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August 22, 2016

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

RE: Robert P. Mangieri v PPL Electric Utilities Corporation
Docket No: F-2015-2493094

Dear Ms. Chiavetta:

Enclosed for eFiling in the above-captioned matter are the Replies on behalf of PPL Electric Utilities Corporation, to Complainant's Exceptions.

Please note that this filing was eFiled with the Commission on the date indicated above.

Very truly yours,

KIMBERLY G. KRUPKA

KGK/ejm
Enclosure

cc: Robert P. Mangieri (w/ enc.)
Administrative Law Judge Joel Cheskis (w/enc.); *via email only*
Kimberly R. Hanson (w/enc.); *via email only*
Amy M. Bellizia; (w/enc.); *via email only*

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ROBERT P. MANGIERI

Complainant,

vs.

PPL ELECTRIC UTILITIES CORPORATION,

Respondent.

COMPLAINT DOCKET

NO. F-2015-2493094

**PPL ELECTRIC UTILITIES CORPORATION'S REPLIES
TO EXCEPTIONS OF COMPLAINANT, ROBERT MANGIERI**

AND NOW, comes the Respondent, PPL Electric Utilities Corporation ("PPL Electric") by and through its attorney of record, Gross McGinley, LLP, and files the within Replies to Exceptions, alleging in support thereof as follows:

1. Denied. Complainant fails to set forth his Exceptions in numbered paragraphs and further fails to identify with particularity any Conclusions of Law to which he excepts. Nonetheless, it appears that Complainant excepts to the Initial Decision of Administrative Law Judge Cheskis to the extent the decision finds "Mr. Mangieri has failed to satisfy his burden of proof in this proceeding to demonstrate that PPL in any way violated the Public Utility Code, a Commission Order or regulation or a Commission-approved tariff," and PPL Electric will respond accordingly. (Initial Decision, pg. 10, Conclusion of Law 11).

On or about June 14, 2015, PPL Electric ratepayer, Robert P. Mangieri, filed a Formal Complaint with the Commission alleging incorrect charges on his bill and requested credit for the electricity he was charged but allegedly did not use. Service was effectuated on PPL Electric as of July 16, 2015. Following the filing of an Answer by PPL Electric on August 6, 2015, a

hearing was held on November 19, 2015. However, as the hearing was about to commence, the parties engaged in settlement discussions, and based on an understanding that settlement may be possible, the hearing was continued until March 1, 2016. As no settlement was completed, the hearing transpired on March 1, 2016.

Complainant Mangieri lives alone in a home heated with electric baseboard. In response to Mr. Mangieri's concern that he was charged for kilowatt hour usage in excess of that actually used, PPL Electric performed a meter test which revealed the meter was working within an accuracy of 100.4%. (N.T. 22-23, PPL Electric Exhibit 2). In addition, PPL Electric provided a spreadsheet showing all charges to Complainant's account, inclusive of average daily temperature, days in billing cycle, and kilowatt hours used. (N.T. 23, PPL Hearing Exhibit 3). This table clearly demonstrates that on colder days, Complainant utilized more electricity and on warmer winter days, Complainant used less electricity. (PPL Hearing Exhibit 3). Such usage history is completely consistent with a home heated with electric baseboard heat. Accordingly, PPL Electric provided evidence of the meter working accurately and usage fluctuated based on outside temperatures.

Based on the evidence presented at the hearing, ALJ Cheskis correctly found that Complainant failed to meet his prima facie burden of showing that PPL Electric violated the Public Utility Code, a Commission order or regulation or tariff. The ALJ correctly applied the Waldron rule, and found that Complainant had not established a prima facie case of overbilling. Malcolm Waldron v. Philadelphia Electric Company, 54 Pa. PUC 98 (1980). Accordingly, the decision of the ALJ was appropriate and the Exceptions should be dismissed.

For the foregoing reasons, it is respectfully requested that the Commission deny
Complainants' Exceptions.

GROSS MCGINLEY, LLP

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Date: 08/22/16

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ROBERT P MANGIERI,

Complainant,

vs.

PPL ELECTRIC UTILITIES CORPORATION,

Respondent.

COMPLAINT DOCKET

NO. F-2015-2493094

CERTIFICATE OF SERVICE

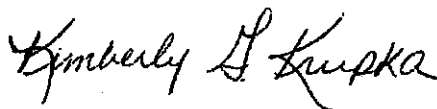
This is to certify that the Reply to Claimant's Exceptions on behalf of PPL ELECTRIC UTILITIES CORPORATION was mailed to counsel/complainant of record on behalf of Respondents by first class United States mail, postage on this the 22nd day of August, 2016.

Administrative Law Judge Joel Cheskis

Via Email Only jcheskis@pa.gov

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