
Kenneth McLean

1509 W. 65th Ave.
Philadelphia PA 19126

Date: October 28, 2016

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

Re: Kenneth McLean v. PGW. Docket No. C - 2016-2539492

Dear Secretary Chiavetta:

Pursuant to 52 Pa. Code §5.535, the Complainant hereby files the original of complainant's Reply exceptions to the respondent's (PGW), EXCEPTIONS dated October 19, 2016, in the above captioned matter.

Sincerely,

Kenneth McLean
Kenneth McLean

PA P.U.C.
SECRETARY'S BUREAU

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at the "(service address)", and was responsible for the past-due balance on account xxxxxx6948.

A telephonic hearing was scheduled for June 15, 2016. The hearing convened as scheduled. The Complainant appeared (pro se), and testified in the matter of " Kenneth McLean vs. Philadelphia Gas Works ", under oath. PGW was represented by counsel (Laureto A. Farinas), who offered testimony of Adrian Crawford, (customer review rep.-PGW), and five exhibits which were admitted into the record on behalf of PGW.

On September 29, 2016, the commission issued the Initial Decision and correctly found that the Complainant was homeless for a period, did not reside at the service address and was responsible for the portion of the balance which accrued during a period of time that he admits he was living at the service address. The Initial Decision correctly found that PGW has improperly transferred the balance for the period for 2012 through 2014 to the Complainant. These Reply Exceptions entered in response to the PGW's exceptions filed on October 19, 2016, are next to follow.

II. REPLY EXCEPTION

1. The Initial Decision is correct by the ALJ (Administrative Law Judge), legal finding entered on Pg. 6 , indicating that " Section 56.35 does not place a burden on an applicant to prove that he

did not reside at the service address. And whereupon the ALJ found that the Complainant's testimony affirmed under oath and affirming that he was homeless is credible and PGW failed to present reliable evidence to dispute the Complainant's testimony.


Complainant's Reply Exception is supported in whole or in part by PGW's exception Introduction (last paragraph Pg. 2), acknowledging " on August 7, 2014, the commission (PA Public Utility Comm), issued the Initial Decision and found that the Complainant was homeless for a period " the date indicated referencing August 7, 2014, is entirely invalid, canard and nugatory. Subsequently PGW's entire "exception" dated October 19, 2016, is unofficial, unstructured, incompetent, unsociable, unseasonable, unreserved, and unsuitable.

II. CONCLUSION

For the reasons stated above Complainant request that the Commission sustain complainant's Reply Exception and affirm the Initial Decision entered September 29,2016.

Respectfully submitted,

October 28, 2016



Complainant, Kenneth McLean
1509 W. 65th Ave.
Philadelphia PA. 19126

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 (RE-
LATING TO SERVICE BY A PARTICIPANT).

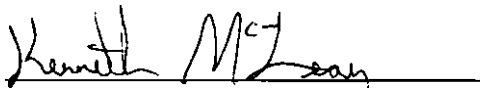
Service List:

For Respondent:

Laureto A. Farinas, Esq.
Philadelphia Gas Works
800 W. Montgomery Avenue
Philadelphia, PA 19122

(By First Class Mail)

October 28, 2016


Pro se Litigant, Kenneth McLean
1509 W. 65th Ave.
Philadelphia PA. 19126

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Phila, PA, 19126



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