

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00	:	
2. BUREAU: ALJ	:	
3. SECTION(S):	:	
5. APPROVED BY:	:	4. PUBLIC MEETING DATE:
DIRECTOR:	:	00/00/00
SUPERVISOR:	:	
6. PERSON IN CHARGE:	:	7. DATE FILED: 03/29/06
8. DOCKET NO: C-20066063	:	9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: NEESE, ANTHONY

RESPONDENT/APPLICANT: PENNSYLVANIA ELECTRIC CO.

COMP/APP COUNTY: INDIANA

UTILITY CODE: 110400

ALLEGATION OR SUBJECT

COMPLAINANT STATES ESTIMATE TO HAVE POWER SUPPLIED TO PROPERTY PURCHASED FOR A HOME SITE IN 2002 WAS NO CHARGE UNDER 1,000 FT AND A PER FT CHARGE THERE AFTER. IN AUGUST 2005 THIS ESTIMATE IS \$7,800. HE WOULD LIKE THE PUC TO INVESTIGATE TO FIND OUT IF THIS IS ALLOWABLE BY LAW AND IF SO HAVE PRICE REDUCED TO A REASONABLE AMOUNT WITH A PAYMENT PLAN.

DOCUMENT
FOLDER

DOCKETED
MAR 31 2006

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Formal Complaint Form

Please print or type.

C-20066063

RECEIVED
2006 MAR 29 PM 3:19
PA UC
SECRETARY'S BUREAU

1. CUSTOMER NAME (COMPLAINANT)

Your name, mailing address, county, telephone number, utility account number and service address:

Name Anthony Neese

Street/P.O. Box 1776 Rt 110 Hwy Apt # _____

City Indiana State Pa Zip 15701

County Indiana

Area Code/HOME Phone 724-465-5109

Area Code/WORK Phone 724-549-2266

Utility Account Number _____
(from your bill)

If your complaint involves utility service provided to a different address than your mailing address, please list this information below.

Name Anthony Neese

Street/P.O. Box 572 Blue Spruce Rd

City Indiana State Pa Zip 15701

2. UTILITY NAME (RESPONDENT)

Name of utility company your complaint concerns: Penelec

3. TYPE OF UTILITY (check one)

ELECTRIC

STEAM HEAT

GAS

WASTE WATER

WATER

MOTOR CARRIER
(taxi, moving company, limousine)

TELEPHONE
(local, long distance)

4 ORIGINAL

49

4. **COMPLAINT** (check one)

A. **In general, what is your complaint?**

- I want to oppose the company's proposed rate increase.
- There are incorrect charges on my bill.
- There is a reliability, safety or quality problem with my utility service.
- I received a notice that my utility service is being terminated.
- I would like a payment agreement.
- Other.
(explain)

B. **State the facts of your complaint.**

Include any specific dates, times or places that are important. If the complaint is about a bill, tell us about any charges that you believe are not correct. Use additional paper if you need more space. Provide copies of all relevant documents you believe will support your complaint.

See Attached

5. **RELIEF**

What do you want the Public Utility Commission to do about your complaint? Use additional paper if you need more space.

See Attached

4b Prior to purchasing the property in 2002, I had contacted the electric utility company about the ability and charges to obtain electric service on the property that I was purchasing for a home site. The utility company, then GPU, indicated to me that they would connect service to my site for no charge if I was within 1000 feet of an existing line. I would then be charged per foot for anything over 1000 feet needed to reach the home.

In August 2005, I contacted the electric company, now Penelec, for connection of electric service. I informed them that the nearest pole # was TX638 and that I would be running service to the west of this pole. I was informed that they would need to send out an engineer to look at the site. I met with the engineer at the site to discuss and explain what was needed. At this point the engineer indicated that they now needed to charge for the installation of electric service. He indicated that Penelec changed their bylaws and now charge for these connections and running of the lines. I asked him to work up some prices for the estimated 600 feet from the house to the nearest electric line that actually runs across my property.

He got back to me with an estimate of \$7800 to make the connection. I asked if I could run the line myself to save this cost, but was told that while I had to dig the ditch, purchase the conduit at an estimated cost of \$1000, give them a 16 foot right of way and give them the \$7800.00. This all becomes their property to maintain and in turn I could not do any of this other than digging the ditch and installing the conduit. I had also asked if there was another way that I could run the line other than underground like I had planned, but they indicated that the only other option was to run the line overhead with poles and that would still cost \$7500.

While I am not concerned with the purchase and installation of the conduit, I am concerned about the \$7800 charge to run the line and to connect me to their utility which I will be paying a monthly bill to have the electricity in my home.

I was also told that if this was a commercial connection that there would be no charge, but that they needed to charge residential customers because they would never recoup their costs for installation of the service otherwise.

This all seems to be a lot of money for obtaining electric service that used to be no charge. I do realize that the utility company does incur costs while installing new services, but this seems extraordinary. I am not able to purchase this connection from any other source; this company could have told me that they needed \$30,000 for this connection and as the homeowner I would be (am) at their mercy.

5. I would like the charges investigated to find out if this is allowable by law. If this is legal, I would like to have the cost reduced to an acceptable amount and possibly set-up a monthly payment plan for these charges.

6. PROTECTION FROM ABUSE

Answer the following question if your complaint is against a natural gas distribution company, an electric distribution company or a water company AND your complaint is about a billing problem, an application for service problem, a termination of service problem or a request for a payment agreement.

Has a court granted a "Protection from Abuse" order for your personal safety?

YES

NO

7. PRIOR UTILITY CONTACT

Answer the following question only if you are a residential customer and your complaint is against an electric distribution utility, natural gas distribution utility or a water distribution utility.

Have you spoken to a utility company representative about this complaint?

YES
(includes appeals of BCS determinations)

NO

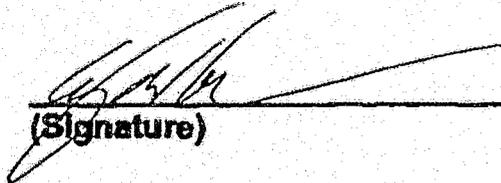
If you tried to, but could not speak to a utility company representative about your complaint, please explain why.

8. VERIFICATION AND SIGNATURE

You must print or type your name below on the line provided for the verification paragraph, and you must sign and date (in ink) this form on the lines provided.

Verification:

I Anthony Weese hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).


(Signature)

3-23-06
(Date)

9. **LEGAL REPRESENTATION (IF ANY)**

If you are represented by a lawyer in this matter you must provide your lawyer's name, address and telephone number.

Lawyer's Name _____

Street _____

City _____ State _____ Zip _____

Area Code/Phone Number _____

10. **FILING**

Please return the completed form to one of the addresses listed below:

If using U.S. Postal Service:

If using overnight delivery service:

Secretary Pennsylvania Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105	Secretary Pennsylvania Public Utility Commission 400 North Street Commonwealth Keystone Building, 2 nd Floor Harrisburg, Pennsylvania 17120
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Facsimiles and/or electronic filings of the complaint form will not be accepted.

If you have any questions about filling out this form, please contact the Secretary's Bureau at 717-772-7777.

Keep a copy of your complaint for your records.

DAVE REED, MEMBER
HOUSE BOX 202020
147B EAST WING
HARRISBURG, PA 17120-2020
PHONE (717) 705-7173
FAX (717) 705-1947

www.repdavereed.net
dreed@pahousegop.com



House of Representatives
COMMONWEALTH OF PENNSYLVANIA
HARRISBURG

COMMITTEES

CHILDREN AND YOUTH
COMMERCE
INTERGOVERNMENTAL AFFAIRS
STATE GOVERNMENT
ENVIRONMENTAL RESOURCES & ENERGY
SECRETARY

March 29, 2006

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Secretary's Bureau
2nd Floor North, Commonwealth Keystone Building
Harrisburg, PA 17105

RECEIVED
2006 MAR 29 PM 3:19
PA PUC
SECRETARY'S BUREAU

Dear Secretary McNulty:

I am enclosing a Formal Complaint Form to be processed for Anthony Neese, a constituent from my legislative district. If you have any questions regarding this complaint, please contact my secretary, Pam Albert, at 705-7173. Thank you in advance for your assistance with this matter.

Cordially,

A handwritten signature in black ink, appearing to read "Dave Reed".

Dave Reed, Member
PA House of Representatives
62nd Legislative District

DR/pa
Enclosure

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

DATE SERVED: MARCH 31, 2006

ANTHONY NEESE
Complainant

v.

PENNSYLVANIA ELECTRIC COMPANY
Respondent

Complaint Docket
No: C-20066063

DOCKETED
MAR 31 2006

**DOCUMENT
FOLDER**

FORMAL COMPLAINT NOTICE TO RESPONDENT TO ANSWER OR SATISFY

TO: PENNSYLVANIA ELECTRIC COMPANY

TAKE NOTICE:

That a complaint in the above entitled matter, of which the attached is a true and correct copy, has been presented and filed of record with the Pennsylvania Public Utility Commission. Section 702 of the Public Utility Code, 66 Pa. C.S. Section 702, requires the Commission to serve on each party named in a complaint a copy of the complaint and notice calling upon each party to satisfy the complaint, or to answer the same in writing within a specified time; THEREFORE,

1. You have twenty (20) days from the date on which this complaint is served to either satisfy this complaint or to file with the **Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265**, an answer (original and three copies), in writing, under oath, which, as required by Section 5.61 of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 5.61, either affirms or specifically denies the allegations in this complaint. You must also serve a copy of the answer upon the complainant. The date of service is the mailing date as indicated by the date at the top of this Notice. Section 1.56(a) of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 1.56(a).

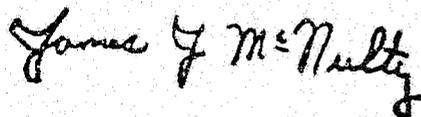
2. If you fail to either satisfy this complaint or to file answer or other responsive pleading within twenty (20) days, you will be deemed to have admitted all the allegations in this complaint in accordance with Section 5.61 of the Commission's Rules of Administrative Practice and Procedure, 52 Pa. Code Section 5.61. In that event, the Commission may, without hearing, enter an order which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C.S. Section 101, et seq.; and, if

you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

3. If you elect to satisfy this complaint you must file, within twenty (20) days from the date on which this complaint is served, affidavits executed by each complainant that this complaint has been satisfied. Such affidavits must describe the basis on which this complaint was satisfied; any settlement agreement between the parties must be reduced to writing and attached to the affidavit. Such affidavits are to be filed with the Secretary of the Commission at the address set forth in paragraph 1. Upon receipt of affidavits of satisfaction from all complainants, this complaint may be dismissed by the Commission in accordance with Section 703(a) of the Public Utility Code, 66 Pa. C.S. Section 703(a), unless the Commission determines that such dismissal would be contrary to the public interest, in which event the Commission may direct that hearings be held upon the complaint.

4. If you file an answer which admits the allegations in this complaint, or which fails to specifically deny the allegations in this complaint, the Commission may, without hearing, enter an order which either revokes or suspends any certificate held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C. S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

5. If you file a timely answer which specifically denies the allegations in this complaint, or which raises material questions of law or fact, this matter shall be referred to the Office of Administrative Law Judge for hearing and decision. If, after hearing on the issues raised by that answer, you are found to have committed any of the violations alleged in the complaint, the Administrative Law Judge may render a decision which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C. S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. In the imposition of a penalty after a hearing the Administrative Law Judge is not bound by the relief sought by the complainant in paragraph 4 of the attached complaint.



James J. McNulty
Secretary

(SEAL)

Certified Mail
Return Receipt Requested



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

DATE SERVED: MARCH 31, 2006

C-20066063

PENNSYLVANIA ELECTRIC COMPANY
C/O LEILA L VESPOLI
SR VICE PRESIDENT AND GENERAL COUNSEL
FIRSTENERGY CORP
76 S MAIN ST
AKRON OH 44308-1890

**DOCUMENT
FOLDER**

Dear Ms. Vespoli:

A complaint has been filed against you before the Pennsylvania Public Utility Commission by ANTHONY NEESE. To defend yourself against the claims stated in the following pages, you must act within twenty (20) days by filing in writing with the Commission, either personally or through your attorney, your defenses or objections to the claims stated against you. Or, you may satisfy the complaint by settling the matter with the Complainant and submitting proof of settlement to the Commission within twenty (20) days.

IF YOU FAIL TO RESPOND WITHIN TWENTY (20) DAYS, THE CASE MAY GO FORWARD IN YOUR ABSENCE AND A JUDGEMENT MAY BE ENTERED AGAINST YOU BY THE COMMISSION WITHOUT FURTHER NOTICE.

CUSTOMER OF A UTILITY

A payment schedule may be prescribed or a termination of utility services may be authorized. You may lose money or property or other rights important to you.

COMPANY/UTILITY

An Administrative Law Judge may revoke or suspend any certificate or permit held by you, or impose a fine, or any other appropriate penalty or remedy authorized by the Public Utility Code. You may lose money or property or other rights important to you.

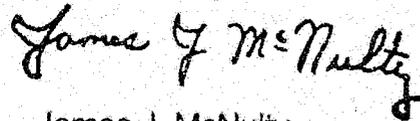
Detailed instructions on how to proceed are contained in the attached pages. You are advised to read them carefully.

MARCH 31, 2006

Unless you are a corporation or other organization, you may proceed without a lawyer. However, if you want a lawyer and do not have one or cannot afford one, the office listed below can tell you where you can get legal help:

Pennsylvania Lawyer Referral Service
Pennsylvania Bar Association
P.O. Box 186
Harrisburg, PA 17108
(800) 692-7375

Very truly yours,

A handwritten signature in cursive script that reads "James J. McNulty". The signature is written in dark ink and is positioned above the typed name and title.

James J. McNulty
Secretary

SS

LAW OFFICES
RYAN, RUSSELL, OGDEN & SELTZER LLP

SUITE 101
800 NORTH THIRD STREET
HARRISBURG, PENNSYLVANIA 17102-2025

TELEPHONE: (717) 236-7714
FACSIMILE: (717) 236-7816
WWW.RYANRUSSELL.COM

WYOMISSING OFFICE

SUITE 210
1150 BERKSHIRE BOULEVARD
WYOMISSING, PENNSYLVANIA
19610-1208
TELEPHONE: (610) 372-4761
FACSIMILE: (610) 372-4177

April 24, 2006

VIA HAND DELIVERY

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, Pennsylvania 17120

ORIGINAL

PA PUC
SECRETARY'S BUREAU

2006 APR 24 PM 3:51

RECEIVED

Re: Anthony Neese v. Pennsylvania Electric Company
Docket No. C-20066063

Dear Secretary McNulty:

Enclosed please find an original and three (3) copies of the Answer and New Matter on behalf of Pennsylvania Electric Company in the above-referenced matter. These documents have also been served on the parties of record as shown in the Certificate of Service.

If you have any questions, please contact me.

Very truly yours,

RYAN, RUSSELL, OGDEN & SELTZER LLP



Matthew A. Totino

DOCUMENT
FOLDER

Enclosures
AMS:jab

c: As per Certificate of Service

83

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED
2006 APR 24 PM 3:51
PA PUC
SECRETARY'S BUREAU

ANTHONY NEESE :
 :
 :
 v. : Docket No. C-20066063
 :
 :
 PENNSYLVANIA ELECTRIC COMPANY: :
 :

**ANSWER AND NEW MATTER OF PENNSYLVANIA ELECTRIC COMPANY
TO THE COMPLAINT OF ANTHONY NEESE**

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

AND NOW, Pennsylvania Electric Company ("Penelec" or the "Company"), by and through its counsel, Matthew A. Totino, John F. Povilaitis and Ryan, Russell, Ogden & Seltzer LLP, answers the above Complaint pursuant to Section 5.61 of this Commission's regulations, 52 Pa. Code § 5.61, as follows:

DOCUMENT
FOLDER

1. Admitted, based upon information and belief.
2. Admitted. It is admitted that the Complaint relates to Penelec.
3. Admitted. It is admitted that Penelec provides retail electric service to the Complainant's residence at 1776 Route 110 Highway, Indiana, PA 15701 ("Service Location").

4(A). Denied.

4(B). For purposes of this Answer, the several sentences of this paragraph have been restated and answered as they appear as follows:

- 1) Prior to purchasing the property in 2002, I had contacted the electric utility company about the ability and charges to obtain electric service on the property that I was purchasing for a home site.

Denied. After reasonable review, Penelec has been unable to substantiate that Complainant contacted the Company in 2002 to inquire about obtaining

DOCKETED
APR 26 2006

electric service to a property that he was purchasing for a home site and requests proof thereof, if relevant at hearing.

- 2) **The utility company, then GPU, indicated to me that they would connect service to my site for no charge if I was within 1000 feet of an existing line. I would then be charged per foot for anything over 1000 feet needed to reach the home.**

Denied. After reasonable review, Penelec has been unable to substantiate that the Company had any conversations in 2002 with Complainant about obtaining electric service on a property that he was purchasing for a home site and requests proof thereof, if relevant at hearing. In any event, under the prior Rule 7 of Penelec's tariff that was in effect until April of 2002, the line extension would have been done at no charge if within 1,500 feet of the relevant Company facilities.

- 3) **In August 2005, I contacted the electric company, now Penelec, for connection of electric service.**

Admitted. It is admitted on or about August 24, 2005, Complainant applied to Penelec for residential new service to the Service Location.

- 4) **I informed them that the nearest pole # was TX638 and that I would be running service to the west of this pole.**

Admitted. It is admitted that during the site visit that occurred on or about September 1, 2005, it was determined that Penelec would provide service from pole TX-638 in a westerly direction approximately 750 feet.

- 5) **I was informed that they would need to send out an engineer to look at the site.**

Admitted.

- 6) **I met with the engineer at the site to discuss and explain what was needed.**

Admitted. On or about September 1, 2005, Penelec engineer Chuck Heming met with Complainant at the site to review his line extension service options.

- 7) **At this point the engineer indicated that they now needed to charge for the installation of electric service.**

Admitted in part. Denied in part. It is admitted that upon applying for new service in August of 2005, Penelec informed Complainant that there would be a cost for new service. It is denied that Penelec first informed Complainant of the line extension charge at the site visit on or about September 1, 2005. Rather, Penelec first advised Complainant of the cost for the line extension during a phone call with Mr. Neese on or about August 25, 2005, which occurred approximately one week before the site visit.

- 8) **He indicated that Penelec changed their bylaws and now charge for these connections and running of the lines.**

Admitted in part. Denied in part. Penelec does not understand what the Complainant means with his reference to "bylaws" and requests an explanation and proof thereof, if relevant at hearing. It is admitted that on the September 1st site visit, Penelec engineer Chuck Heming informed Complainant that the Company had changed its line extension rule and that residential customers are now charged the costs minus the service line for line extensions on private rights-of-way.

- 9) **I asked him to work up some prices for the estimated 600 feet from the house to the nearest electric line that actually runs across my property.**

Admitted. At the site visit, the Penelec engineer determined that the total distance for the line extension would be 750 feet, which included 600 feet of primary service and 150 feet of the customer's service. At the site visit, Penelec agreed to provide Complainant with estimates for three differing service options: (1) all overhead; (2) all underground; and (3) part overhead/part underground.

- 10) **He got back to me with an estimate of \$7800 to make the connection.**

Admitted. On or about September 8, 2005, Penelec engineer Chuck Heming provided Complainant with an estimate of \$7,800 for an all underground line extension option. By way of further answer, the Penelec engineer also provided an estimate of \$7,500 for an all overhead service option and an estimate of \$9,600 for a hybrid overhead/underground service option.

- 11) **I asked if I could run the line myself to save this cost, but was told that while I had to dig the ditch, purchase the conduit at an estimated cost of \$1000, give them a 16 foot right of way and give them the \$7800.00.**

Admitted in part. Denied in part. It is admitted that the customer was informed of his right-of-way, trenching, conduit and backfilling responsibilities if he were to choose the underground service option and that the customer was informed of the estimated cost for this option, which was \$7,800. It is denied that Penelec ever told Complainant that the conduit costs \$1,000.

- 12) **This all becomes their property to maintain and in turn I could not do any of this other than digging the ditch and installing the conduit.**

Admitted. Pursuant to Rule 10 of Penelec's Electric Retail Service Tariff, Penelec is responsible for maintaining any facilities/property that it installs on a customer's premises.

- 13) **I had also asked if there was another way that I could run the line other than underground like I had planned, but they indicated that the only other option was to run the line overhead with poles and that would still cost \$7500.**

Denied. On or about September 1, 2005, Penelec engineer Chuck Heming met with Complainant at the site to review his line extension service options. At the site visit, Penelec agreed to provide Complainant with estimates for three differing service options: (1) all overhead; (2) all underground; and part overhead/part underground. On or about September 8, 2005, Mr. Heming provided Complainant with an estimate of \$7,800 for an all underground line extension option, an estimate of \$7,500 for an all overhead service option and an estimate of \$9,600 for a hybrid overhead/underground service option.

- 14) **While I am not concerned with the purchase and installation of the conduit, I am concerned about the \$7800 charge to run the line and to connect me to their utility which I will be paying a monthly bill to have the electricity in my home.**

Denied. Penelec is without firsthand knowledge or information sufficient to form a belief as to Complainant's "concerns" and requests proof thereof, if relevant at hearing. To the extent that the above statement is neither an averment of fact nor an allegation of a violation of any law, regulation or tariff, no response is required.

To the extent that the above statement represents a legal conclusion, no response is required.

- 15) **I was also told that if this was a commercial connection that there would be no charge, but that they needed to charge residential customers because they would never recoup their costs for installation of the service otherwise.**

Admitted in part. Denied in part. Penelec specifically denies that Complainant was told there would be no charge if Complainant were making a request for service for a commercial account. Rather, Complainant was told that with a commercial line extension, the Company applies a load credit to offset some of the line extension costs. In addition, Complainant was told that he was being charged for the line extension, pursuant to and consistent with Rule 7 of Penelec's tariff.

- 16) **This all seems to be a lot of money for obtaining electric service that used to be no charge.**

Denied. The above statement is neither an averment of fact nor an allegation of a violation of any law, regulation or tariff and therefore, no response is required. To the extent that the above statement represents a legal conclusion, no response is required.

- 17) **I do realize that the utility company does incur costs while installing new services, but this seems extraordinary.**

Denied. To the extent that the above statement is neither an averment of fact nor allegation of a violation of any law, regulation or tariff and therefore, no response is required. To the extent that the above statement represents a legal conclusion, no response is required.

- 18) I am not able to purchase this connection from any other source; this company could have told me that they needed \$30,000 for this connection and as the homeowner I would be (am) at their mercy.

Admitted in part. Denied in part. It is admitted that Penelec is the sole Electric Distribution Company certificated to provide electric transmission and distribution service to Complainant's Service Location. To the extent that the above statement contains language that is neither an averment of fact nor an allegation of a violation of any law, regulation or tariff, no response is required.

5. The allegations in this paragraph constitute a prayer for relief to which no responsive pleading is required.

6. Denied. After reasonable investigation, Penelec is without information or knowledge sufficient to form a belief regarding whether a Protection from Abuse order has been granted in favor of this Complainant and demands proof thereof, if relevant, at hearing.

7. Admitted.

8. The allegations in this paragraph do not contain any factual averments to which any responsive pleading is required.

9. Not Applicable.

10. The allegations in this paragraph do not contain any factual averments to which any responsive pleading is required.

NEW MATTER

11. Paragraphs 1 – 10 of this Answer and New Matter are incorporated by reference as if set forth fully herein.

12. On or about August 24, 2005, Complainant applied to Penelec for residential new service to his property in Indiana, PA.

13. On or about August 25, 2005, a Penelec layout technician contacted Complainant to obtain information about the property that was relevant to the line extension. The layout technician informed Complainant that there would be a charge for the line extension and that right of way would be required. Because of the distance of the project (the line extension was projected to be approximately 1,000 feet), the job was forwarded to Penelec engineering for completion.

14. On or about September 1, 2005, Penelec engineer Chuck Heming met with Complainant at the site to review line extension service options. At the site visit, the Penelec engineer determined that the total distance for the line extension would be 750 feet, which included 600 feet of primary service and 150 feet of the customer's service. At the site visit, Penelec agreed to provide Complainant with estimates for three differing service options: (1) all overhead; (2) all underground; and (3) part overhead/part underground.

15. On or about September 8, 2005, Mr. Heming provided Complainant with an estimate of \$7,800 for an all underground line extension option, an estimate of \$7,500 for an all overhead service option and an estimate of \$9,600 for a hybrid overhead/underground service option.

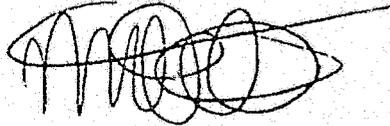
16. The cost for the line extension was calculated in accordance with Rule 7 of Penelec's Electric Tariff Pa. P.U.C. No 77, which provides that the Company can collect Contributions In Aid of Construction or Cash Advances for the construction of residential line extensions.

17. Complainant advised Mr. Heming that he would inform the Company as to which option he would choose. Mr. Neese never responded, and the application was closed due to inactivity.

18. At all times relevant to this Complaint, Penelec acted reasonably and in accordance with its existing retail tariff, the Pennsylvania Public Utility Code and the Commission's regulations.

WHEREFORE, Pennsylvania Electric Company hereby requests that the Complaint of Anthony Neese be dismissed with prejudice.

Respectfully submitted,



Dated: April 24, 2006

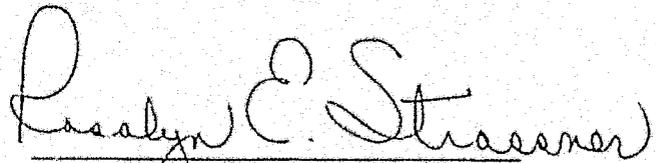
Matthew A. Totino
John F. Povilaitis
RYAN, RUSSELL, OGDEN & SELTZER LLP
800 North Third Street, Suite 101
Harrisburg, Pennsylvania 17102-2025
(717) 236-7714

Attorneys for
Pennsylvania Electric Company

Anthony Neese
Docket No. C-20066063

COMMONWEALTH OF PENNSYLVANIA)
: ss.
COUNTY OF BERKS)

Rosalyn E. Strassner being duly sworn according to law, deposes and says that she is the Business Analyst-Compliance for Pennsylvania Electric Company ("Penelec"); that she is authorized to and does make this affidavit for it; and that the facts set forth above are true and correct to the best of her knowledge, information and belief and she expects the said Penelec to be able to prove the same at any hearing thereof.



Rosalyn E. Strassner

Sworn to and subscribed before
me this 13th day of April, 2006.



Notary

RECEIVED
2006 APR 24 PM 3:51
PA PUC
SECRETARY'S BUREAU

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ANTHONY NEESE

v.

Docket No. C-20066063

PENNSYLVANIA ELECTRIC COMPANY:

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the Answer and New Matter of Pennsylvania Electric Company upon the individuals listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

Service by Hand Delivery, addressed as follows:

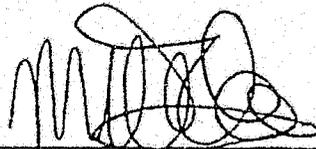
James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

Service by First Class Mail, postage prepaid, addressed as follows:

Anthony Neese
1776 Rt. 110 Hwy.
Indiana, PA 15701

RECEIVED
2006 APR 24 PM 3:51
PA PUC
SECRETARY'S BUREAU

Dated: April 24, 2006



Matthew A. Totino
RYAN, RUSSELL, OGDEN & SELTZER LLP
800 North Third, Suite 101
Harrisburg, Pennsylvania 17102-2025
(717) 236-7714

Attorneys for
Pennsylvania Electric Company



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
Office of Administrative Law Judge
P.O. BOX 3265, HARRISBURG, PA 17105-3265
May 11, 2006

IN REPLY PLEASE
REFER TO OUR FILE

In Re: C-20066063

(See attached list)

Anthony Neese v. Pennsylvania Electric Company

Service dispute.

Telephone Hearing Notice

DOCUMENT
FOLDER

This is to inform you that a hearing by telephone on the above-captioned case will be held as follows:

Type: Initial telephone hearing
Date: Wednesday, June 14, 2006
Time: 10:00 a.m.
Presiding: Administrative Law Judge John H. Corbett, Jr.
1103 Pittsburgh State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222
Telephone: 412.565.3550
Fax: 412.565.5692

DOCKETED
MAY 16 2006

At the above date and time, the Presiding Officer will contact the parties as follows:

Anthony Neese 724-465-5109
Matthew A. Totino, Esquire 717-236-7714

If you have not provided a current telephone number where you can be reached for participation in the hearing OR YOUR AREA CODE HAS CHANGED, then you must contact the presiding officer at least 7 days before the actual hearing and provide the necessary information.

If you have any hearing exhibits to which you will refer to during the hearing, 3 copies must be sent to the Administrative Law Judge and 1 copy each must be sent to every other party. All copies must be received at least 5 days before the hearing.

Attention: You may lose the case if you do not take part in this hearing and present facts on the issues raised.

Except for those individuals representing themselves, the Commission's rules require that all parties have an attorney; therefore, you should have an attorney of your choice file an entry of appearance before the scheduled hearing.

If you are a person with a disability, and you wish to attend the hearing, we may be able to make arrangements for your special needs. Please call the scheduling office at the Public Utility Commission at least (2) two business days prior to your hearing:

- Scheduling Office: 717.787.1399
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1.800.654.5988

pc: Judge Corbett
Susan Licon
Beth Plantz
Docket Section
Calendar File