

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE:	00/00/00	:	
2. BUREAU:	ALJ	:	
3. SECTION(S):		:	
5. APPROVED BY:		:	4. PUBLIC MEETING DATE:
		:	00/00/00
DIRECTOR:		:	
SUPERVISOR:		:	
6. PERSON IN CHARGE:		:	7. DATE FILED: 12/20/05
8. DOCKET NO: C-20055684		:	9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: ST. LUCY SOCIETY

RESPONDENT/APPLICANT: PENNSYLVANIA POWER CO.

COMP/APP COUNTY: LAWRENCE

UTILITY CODE: 110450

ALLEGATION OR SUBJECT

COMPLAINANT STATES THEY ARE MAKING WEEKLY PAYMENTS. THEY WANT A FAIR PAYMENT ARRANGEMENT.

DOCUMENT
FOLDER

DOCKETED
DEC 21 2005

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Formal Complaint Form

C-20055684

ORIGINAL

Please print or type.

1. CUSTOMER NAME (COMPLAINANT) 110450

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

Name St Lucy Society

Street/P.O. Box P.O. Box 276 Apt #

City Hillsville State Pa Zip 16132

County Lawrence

Area Code/HOME Phone 724 6678991

Area Code/^{cell}WORK Phone 724 444 3431

Utility Account Number (from your bill) 11 00 05 3606 04

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

Name

Street/P.O. Box

City State Zip

2. UTILITY NAME (RESPONDENT)

Name of utility company your complaint concerns: Penn Power

3. TYPE OF UTILITY (check one)

ELECTRIC

STEAM HEAT

GAS

WASTE WATER

WATER

MOTOR CARRIER (taxi, moving company, limousine)

TELEPHONE (local, long distance)

RECEIVED

DEC 20 2004

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. We been paying money every week to (explain) collector and making arrangement for payments.

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.

We have been making weekly payments not monthly. And they all at one decided we need the full amount. Collector hand wrote on receipt a termination. We are a Non profit organization and business has been slow, we still made payments. We will continue to do so.

5. **RELIEF**

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

we would like a fair payment arrangement that we could afford until we get caught up. we have lots of cooler with food we use to feed poor people for holidays. People donate items for us to distribute. We need the electric to keep food safe. We are non profit

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 Charles M. Pezzulo, 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).

Charles Pezzulo
(Signature)

12/19/05
(Date)

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

DATE SERVED: December 22, 2005

St. Lucy Society
Complainant

v.

PENNSYLVANIA POWER COMPANY
Respondent

Complaint Docket
No: C-20055684

DOCUMENT
FOLDER

DOCKETED

DEC 21 2005

FORMAL COMPLAINT NOTICE TO RESPONDENT TO ANSWER OR SATISFY

TO: PENNSYLVANIA POWER 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).

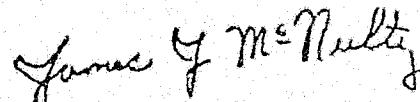
2. If you fail to either satisfy this complaint or to file answer or other responsive pleading within twenty (20) days, you will be deemed to have admitted all the allegations in this complaint in accordance with Section 5.61 of the Commission's Rules of Administrative Practice and Procedure, 52 Pa. 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: December 22, 2005

C-20055684

PENNSYLVANIA POWER 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 St. Lucy Society. 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.

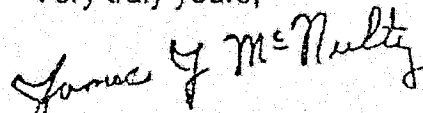
Detailed instructions on how to proceed are contained in the attached pages. You are advised to read them carefully.

December 22, 2005

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 printed name and title.

James J. McNulty
Secretary

ksb

January 10, 2006

VIA FEDERAL EXPRESS

ORIGINAL

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

Re: St. Lucy Society v Pennsylvania Power Company
Complaint Docket No.: C-20055684

Dear Secretary McNulty:

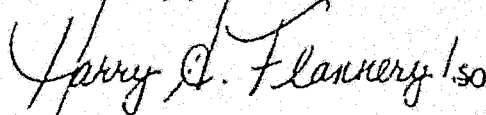
Enclosed is Pennsylvania Power Company's Answer (original and three copies) regarding the above-referenced case.

Your consideration in this matter is appreciated.

Thank you.

DOCUMENT
FOLDER

Sincerely yours,



Harry A. Flannery

Attorney for Pennsylvania Power Company

HAF/sd
Enclosures

cc: St. Lucy Society (w/enclosure)

RECEIVED
JAN 10 2006
PA PUBLIC UTILITY COMMISSION
HARRISBURG, PA

12

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

ST. LUCY SOCIETY)

Complainant,)

v.)

PENNSYLVANIA POWER COMPANY)

Respondent.)

Complaint Docket
No.: C-20055684

ANSWER

DOCUMENT
FOLDER

1. COMPLAINING PARTY(COMPLAINANT):

Name: St. Lucy Society
Address: P.O. Box 276
Hillsville, PA 16132
Telephone Nos.: 724/667-8991

DOCKETED
JAN 24 2006

2. ANSWERING PARTY (RESPONDENT):

Name: Pennsylvania Power Company
Address: c/o 76 South Main Street, Akron, OH 44308
Type of Company: Electric
Telephone No.: 330/761-4206

3. ATTORNEY FOR ANSWERING PARTY

Name: Harry A. Flannery
Address: 76 South Main Street, Akron, OH 44308
Telephone No.: 330/761-4206

RECEIVED

JAN 16 2006

PA. PUBLIC UTILITY COMMISSION
604 HUNTSVILLE

4. Answer to Complaint, Paragraph 4:

A.

Agree in part and deny in part. Notice of Termination was provided to the Complainant.

Efforts to contact the Complainant regarding a payment arrangement have been unsuccessful.

Payments since July, 2005 have been regular yet in the first six months

of 2005 there were four payments returned for insufficient funds and four
In 2004. The balance owed to the Respondent: \$1,336.98.
(See Attachment I)

B. See response to A above; neither deny or affirm.

5. **Answer to Complaint, Paragraph 5:**

Denied, since unable to determine the truth of said assertions. (See
Attachment I)

6. **Answer to Complaint, Paragraph 6:**

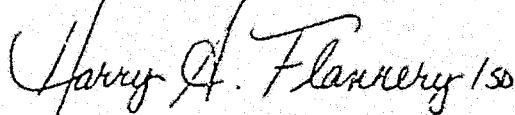
Agree

7. **Answer to Complaint, Paragraph 7:**

Agree. No BCS Determination received.

WHEREFORE, based upon the foregoing and the Respondent's filed
tariff, rules and regulations, as well as the Respondent's compliance with the
Public Utility Code, Pennsylvania Power Company respectfully requests that the
formal complaint be dismissed.

Respectfully Submitted,



Harry A. Flannery

Attorney for Pennsylvania Power Company

Dated:

January 10, 2006

VERIFICATION

I, Mary Beth Clark, Associate Business Analyst, hereby state that the facts above set forth are true and correct to best of my knowledge, information and belief and that I am authorized to make this verification on behalf of Pennsylvania Power Company, and I expect to be able to prove the same at any hearing that may be held in this matter. I understand that the statements herein are made subject to the penalties of 19 Pa. C.S. §4904 (relating to unsworn falsification to authorities).

Mary Beth Clark
Mary Beth Clark

Date. January 10, 2006



DETAILED STATEMENT OF ACCOUNT

RECEIVED
 JAN 10 2004
 ACCOUNTING DEPARTMENT
 10005360604

Customer Name: ST LUCY SOCIETY OP
 Service Address: FRANCIS DR BOX276
 HILLSVILLE PA 16132

Account Number: 10005360604

Entry Date	Read Date	Cons Type	Meter Reading	Cons Usage	Nbr Days	Daily Average	Read Type	FE Billing Amt	Supplier Billing Amt	Total Billing Amt	Budget Billing Amt	Due Date	Payment Amt	Adj Amt	Adj Type	Account Balance
01/08/04	01/08/04	KWH	54,495	7,963	31	257	Act	615.23		615.23		01/26/04		11.31	LPC	1,200.95
		ONKW	19.66	19.66			Act									
		OPKWH	49,744	4,935	31	159	Act									
		OPKW	21.84	21.84			Act									
		BILL KW		19.70												
02/09/04	02/09/04	KWH	63,406	8,911	32	278	Act	651.41		651.41		02/25/04		23.61	LPC	1,875.97
		ONKW	20.11	20.11			Act									
		OPKWH	55,213	5,469	32	171	Act									
		OPKW	21.91	21.91			Act									
		BILL KW		20.10												
03/09/04	03/09/04	KWH	70,083	6,677	29	230	Act	552.45		552.45		03/25/04		36.64	LPC	2,465.06
		ONKW	18.46	18.46			Act									
		OPKWH	59,027	3,814	29	132	Act									
		OPKW	20.37	20.37			Act									
		BILL KW		18.50												
04/05/04																
04/07/04	04/07/04	KWH	77,100	7,017	29	242	Act	591.67		591.67		04/23/04	-626.54	36.77	LPC	1,838.52
		ONKW	19.87	19.87			Act									
		OPKWH	63,090	4,063	29	140	Act									
		OPKW	19.46	19.46			Act									
		BILL KW		19.90												
05/08/04	05/07/04	KWH	83,479	6,379	30	213	Act	472.57		472.57		05/25/04				2,939.53
		ONKW	15.12	15.12			Act									
		OPKWH	66,916	3,626	30	128	Act									
		OPKW	15.45	15.45			Act									
		BILL KW		15.10												
05/11/04													-800.00			2,139.53
05/14/04													-801.00			1,338.53

Entry Date	Read Date	Cons Type	Meter Reading	Cons Usage	Nbr Days	Daily Average	Read Type	FE Billing Amt	Supplier Billing Amt	Total Billing Amt	Budget Billing Amt	Due Date	Payment Amt	Adj Amt	Adj Type	Account Balance
06/03/05													1 146,00			2 834,02
Payment Returned - Refer to Maker / Uncollected Funds																
06/15/05	06/15/05	KWH	79,521	7,332	30	244	Act	800,53		800,53		07/01/05	-1 169,00	33,30	LPC	1 665,02
		ONKW	28,42	28,42			Act									2 498,85
		OPKWH	23,224	4,256	30	142	Act									
		OPKW	26,11	26,11			Act									
		BILL KW	29,40	29,40												
06/28/05													1 169,00			3 667,85
Payment Returned - Non Sufficient Funds																
07/12/05													-300,00			3 367,85
07/13/05													-2 001,00			1 366,85
07/16/05	07/15/05	KWH	89,213	9,692	30	323	Act	939,15		939,15		08/02/05		27,34	LPC	2 333,34
		ONKW	32,73	32,73			Act									
		OPKWH	28,644	5,420	30	181	Act									
		OPKW	31,74	31,74			Act									
		BILL KW	32,70	32,70												
08/08/05													-650,00			1 683,34
08/16/05	08/16/05	KWH	77	10,864	32	340	Act	952,61		952,61		09/01/05	-500,00	23,67	LPC	2 159,62
		ONKW	31,74	31,74			Act									
		OPKWH	34,735	6,091	32	190	Act									
		OPKW	30,74	30,74			Act									
		BILL KW	31,70	31,70												
08/30/05													-500,00			1 659,62
09/07/05													-600,00			1 059,62
09/14/05	09/14/05	KWH	8,236	8,159	29	281	Act	850,14		850,14		09/30/05		21,19	LPC	1 930,95
		ONKW	30,63	30,63			Act									
		OPKWH	39,500	4,765	29	164	Act									
		OPKW	29,88	29,88			Act									
		BILL KW	30,50	30,50												
09/19/05													-200,00			1 730,95
09/23/05													-200,00			1 530,95
10/13/05	10/13/05	KWH	14,013	5,777	29	199	Act	664,52		664,52		10/31/05		30,20	LPC	2 225,67
		ONKW	25,32	25,32			Act									
		OPKWH	42,821	3,321	29	115	Act									
		OPKW	22,57	22,57			Act									
		BILL KW	25,30	25,30												
10/17/05													-250,00			1 975,67
10/25/05													-300,00			1 675,67
11/03/05													-200,00			1 475,67
11/08/05													-400,00			1 075,67

Entry Date	Read Date	Cons Type	Meter Reading	Cons Usage	Nbr Days	Daily Average	Read Type	FE Billing Amt	Supplier Billing Amt	Total Billing Amt	Budget Billing Amt	Payment Amt	Adj Amt	Adj Type	Account Balance
11/12/05	11/11/05	KWH	19,165	5,152	29	178	Act	437.19		437.19			29.51	LPC	1,542.37
		ONKW	15.14	15.14			Act								
		OPKWH	45,876	3,057	29	105	Act								
		OPKW	15.37	15.37			Act								
		BILL KW		15.10											
11/18/05												-100.00			1,442.37
11/29/05												-115.00			1,327.37
12/05/05												-120.00			1,207.37
12/14/05	12/14/05	KWH	26,020	6,855	33	208	Act	504.06		504.06			26.55	LPC	1,737.98
		ONKW	17.90	17.90			Act								
		OPKWH	50,150	4,272	33	129	Act								
		OPKW	16.32	16.32			Act								
		BILL KW		17.90											
12/20/05												-401.00			1,336.98



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
Office of Administrative Law Judge
P. O. BOX 3265, HARRISBURG, PA 17105-3265
January 19, 2006

IN REPLY PLEASE
REFER TO OUR FILE

In Re: C-20055684

(See attached list)

DOCUMENT FOLDER

St. Lucy Society v. Pennsylvania Power Company

Requests payment arrangements.

Telephone Hearing Notice

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: Tuesday, February 28, 2006
Time: 10:00 a.m.
Presiding: Administrative Law Judge Michael A. Nemec
1103 Pittsburgh State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222
Telephone: 412.565.3550
Fax: 412.565.5692

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

Charles M. Pezzulo for St. Lucy Society 724-667-8991
Harry A. Flannery, Esquire 330-761-4206

DOCKETED
JAN 27 2006

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 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 Nemec
Susan Licon
Beth Plantz
Docket Section
Calendar File