

PLEASE PRINT

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Joseph Pearl, Jr.

v.

PPL Electric Utilities Corporation

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C-20030596

DOCKETED
JUN 02 2004

**DOCUMENT
FOLDER**

POSTHEARING ORDER

On June 30, 2003, Joseph Pearl, Jr. (Pearl or Customer) filed this complaint against PPL Electric Utilities Corporation (PPL or Company) alleging that he received an incorrect billing amount for 77 W. Broad Street, Unit #21B, in Allentown; that it was unoccupied for two months and the bill is \$455.38. He avers that he is here every day in a bigger unit and comparison of the bills for the same two months supports his complaint.

On July 28, 2003, PPL filed its answer to the complaint, admitting and denying various allegations of the complaint.

On November 10, 2003, a Telephone Hearing Notice was issued scheduling an initial telephone hearing to be held on Tuesday, January 13, 2004 at 10:00 a. m. The case was rescheduled, and the telephone hearing was held on April 14, 2004. The case was assigned to ALJ Turner for hearing and decision.

The hearing was convened as scheduled. Pearl appeared and represented himself. He testified but submitted no exhibits. PPL appeared and was represented by John Gross, Esq. He called two witnesses, Karey Roberts and David Ogden, and sponsored PPL 1 (Account Activity Statement), PPL 2 (Print Out of BCS Decision), and PPL 3 (PPL Report to Informal Complaint), which were admitted to the record. PPL 3 was admitted subject to and acknowledging Pearl's objections.

RJP

PPL's witness Ogden performed an assessment of the potential for energy us in Unit #21B on March 17, 2003. He included 16 fluorescent lights, 2 electric water heaters, and a spa for pedicures among other appliances. Pearl testified that four of the fluorescent lights, the two water heaters and the pedicure spa were not in the unit during the two months he is disputing. He stated that they were installed in March in preparation for the tenant who was to take possession the next month. He averred that he could provide plumbing bills to support his testimony.

The purpose of this Order is to confirm that the record is being held open, and to provide for the submission of additional evidence by Pearl, and to allow PPL to request further hearing after receipt of Pearl's evidence.

ORDER

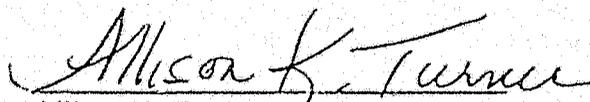
THEREFORE,

IT IS ORDERED

1. Within ten (10) days after the date of this Order, Joseph Pearl, Jr. may submit copies of plumber's bills for installation of two hot water heaters in Unit #21B at 77 W. Broad Street in Bethlehem, potentially to be admitted to the record at this docket, and shall, if required, provide the plumber as a witness for a telephone hearing if one is requested by PPL. Pearl shall send copies of these bills to the ALJ and John Gross, Esq., at the addresses supplied at the hearing.

2. PPL may request a further hearing within ten (10) days of receipt of the plumbing bills to be submitted by Pearl.

Date: April 19, 2004


Allison K. Turner
Administrative Law Judge

ORIGINAL

GROSS, MCGINLEY, LABARRE & EATON, LLP

MALCOLM J. GROSS
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J. JACKSON EATON, III
MICHAEL A. HENRY
PATRICK J. REILLY
WILLIAM J. FRIS
ANNE E. MANLEY
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VICTOR F. CAVALONE
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ROBERT A. ALPERT
JOHN F. GROSS
KIMBERLY G. KRUPKA
K. A. SPOTTS KIMMEL
ERROL C. DEANS, JR.
ANDREW H. RALSTON, JP.

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P.O. BOX 4060
ALLENTOWN, PENNSYLVANIA 18105-4060

(610) 820-5450
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Direct number: (610) 871-1325

May 6, 2004

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

RE: Joseph J. Pearl, Jr. v. PPL Electric Utilities Corporation
Docket No. C-20030596

Dear Mr. McNulty:

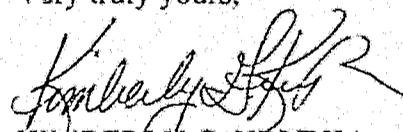
Enclosed for filing in the above-captioned matter are an original and three copies of a Certificate of Satisfaction of Complaint under 52 Pa. Code § 5.24(b).

Because all legal and factual issues in this proceeding have been resolved, PPL respectfully requests that this docket be terminated.

I hereby certify that I have provided a copy of the Certificate to the Complainant in this proceeding.

Thank you for your assistance.

Very truly yours,


KIMBERLY G. KRUPKA

DOCUMENT
FOLDER

KGK/jeh

Enclosures

cc: Mr. Joseph Pearl, Jr., w/ enc.

Ms. Deidre L. Bilger, w/enc.

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RJP

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RECEIVED
MAY 11 9:25
SECRETARIAT BUREAU

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JOSEPH PEARL, JR.

Complaint Docket
NO. C-20030596

v.

PPL ELECTRIC UTILITIES CORPORATION

RECEIVED
MAY 11 11:09:25
SECRETARIAT JUREAU

CERTIFICATE OF SATISFACTION OF COMPLAINT

1. Complainant is Joseph Pearl, Jr.
2. Respondent is PPL Electric Utilities Corporation (hereafter referred to as "PPL").
3. This Certificate of Satisfaction of Complaint is submitted pursuant to 52 Pa. Code § 5.24(b).
4. PPL hereby certifies that the parties to the above-referenced formal Complaint, now pending before the Pennsylvania Public Utility Commission, have mutually and voluntarily agreed upon the following terms as full satisfaction of all outstanding legal and factual disputes in this proceeding, and Complainant has acknowledged satisfaction to PPL:

A. PPL and Complainant agree that the total amount due as a final bill on Account No. 13470-15035 is \$150 and that Complainant will pay said amount within thirty (30) days of the date of this Certificate.

B. PPL agrees not to apply late payment charges to the agreed final balance on Account No. 013470-15035 so long as Complainant makes the payments stated in paragraph 4A.

C. Complainant agrees to withdraw his Complaint with prejudice.

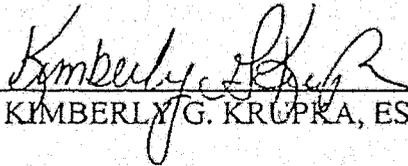
DOCKETED
MAY 12 2004

DOCUMENT
FOLDER

WHEREFORE, PPL Electric Utilities Corporation respectfully requests that the docket be marked closed in this matter.

Respectfully submitted,

PPL Electric Utilities Corporation

By: 
KIMBERLY G. KRUPKA, ESQUIRE

Dated: May 10, 2004
at Allentown, Pennsylvania

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JOSEPH PEARL, JR.

v.

PPL ELECTRIC UTILITIES CORPORATION

Complaint Docket
NO. C-20030596

RECEIVED
MAY 11 11:09:25
SECRETARY'S BUREAU

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a true copy of the foregoing document upon the participant, listed below, in accordance with the requirements of § 1.54 (relating to service by a participant):

Joseph Pearl, Jr.
Woodside Custom Homes
77 W. Broad Street, Unit 21
Bethlehem, PA 18018

Dated this 6 day of May, 2004.


KIMBERLY G. KRUPKA, ESQUIRE

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: 05/13/2004

SUBJECT: C-20030596
Joseph J. Pearl, Jr. v. PPL Electric Utilities Corporation

TO: Wanda Zeiders
Docket Management

FROM: Jana Miller
Office of Administrative Law Judge

On 05/12/2004, a Certificate of Satisfaction was filed in the above-captioned proceeding by Kimberly G. Krupka, Esq. If no objection is filed to this certificate within 10 days of service, this proceeding will be closed.

All parties should be notified that the case is closed and a copy of that notification placed in the document folder.

Attachment

pc: ALJ (None Assigned)
Beth Plantz
Case File

DOCUMENT
FOLDER

DOCKETED
MAY 20 2004

FAX COVER SHEET

Pennsylvania Public Utility Commission
 Office of Administrative Law Judge
 1302 State Office Building
 1400 West Spring Garden Street
 Philadelphia, Pennsylvania 19130
 Main Office: (215) 560-2105
 Fax: (215) 560-3133

Date: May 12, 2004

To: Sue Licon

At Fax No.: 717-787-0481

From: ALJ Allison K. Turner

At Phone No.: (215) 560-2105

Number of Pages Faxed: (Including this Page)

6

Comments:

CONFIDENTIALITY NOTICE

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 E-MAIL jgross@gmle.com
 Direct number: (610) 871-1324

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MAY 10 2004

Public Utility Commission
 Philadelphia Office
 Administrative Law Judge

May 6, 2004

VIA FAX #(215) 560-3133 AND FIRST CLASS MAIL

Administrative Law Judge Allison K. Turner
 Pennsylvania Public Utility Commission
 Room 1302, Philadelphia State Office Building
 1400 West Spring Garden Street
 Philadelphia, PA 19130

RE: Joseph J. Pearl, Jr. v. PPL Electric Utilities Corporation
 Docket No. C-20030596

Dear Judge Turner:

Enclosed please find a copy of a Certificate of Satisfaction that is being filed with respect to the above-referenced matter. As you can see, the parties were able to resolve this Complaint since the date of the initial hearing. Therefore, no further hearing on this matter should be necessary and PPL is requesting that the docket be marked closed based on the filed Certificate.

Should you require any additional information from me, please do not hesitate to call me.

Very truly yours,



JOHN F. GROSS

JFG/jeh

Enclosure

cc: Joseph Pearl, Jr., w/ enc.

Diedre L. Bilger, w/ enc.

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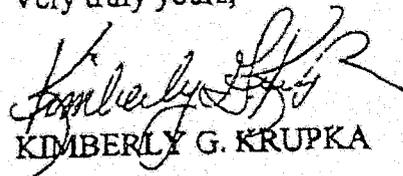
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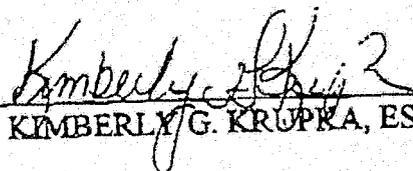
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PPL Electric Utilities Corporation

By: 
KIMBERLY G. KRUPKA, ESQUIRE

Dated: May 10, 2004
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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JOSEPH PEARL, JR.

Complaint Docket
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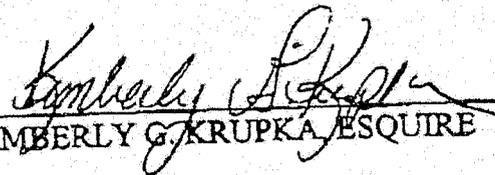
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Dated this 6 day of May, 2004.


KIMBERLY G. KRUPKA, ESQUIRE



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

IN REPLY PLEASE
REFER TO OUR FILE

July 30, 2004

C-20030596

JOSEPH PEARL JR
77 WEST BROAD STREET APT 19
BETHLEHEM PA 18018

JOSEPH PEARL JR
v.
PPL ELECTRIC UTILITIES CORPORATION

TO WHOM IT MAY CONCERN:

Please be advised that the Commission has marked closed the above-entitled proceeding.

Very truly yours,

DOCKETED
AUG 02 2004

James J. McNulty
James J. McNulty
Secretary

nvl
cc: All parties of Record
Office of ALJ

DOCUMENT
FOLDER