

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: 06/30/03
8. DOCKET NO: C-20030596	:	9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: PEARL, JOSEPH, JR.

RESPONDENT/APPLICANT: PPL ELECTRIC UTILITIES CORP

COMP/APP COUNTY: NORTHAMPTON

UTILITY CODE: 110500

ALLEGATION OR SUBJECT

COMPLAINANT STATES COMPLAINT IS THE INCORRECT BILLING AMOUNT FOR 77 WEST BROAD STREET UNIT # 21 B: HE WANTS THE PUC TO MAKE A FAIR DECISION.

DOCUMENT
FOLDER

DOCKETED
JUL 08 2003

ORIGINAL

C-20030596

RECEIVED

JUN 30 2003

Formal Complaint Form
Pennsylvania Public Utility Commission
PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Please Print (you may also type your answers directly onto the form as it appears on your screen)

1. Your name, mailing address and telephone number:

Name Joseph Pearl Jr.

Street/P.O.Box 77 W. Broad St. Apt # 19

City Bethlehem State Pa. Zip 18018

County Northampton Area Code/Home Phone (610) 866-7174
Area Code/Work Phone (610) 868-3287

2. Name of company your complaint concerns: P.P.L.

3. What is your complaint? (Use additional paper if need more space).

incorrect Billing Amt. for 77 W. Broad St.
Unit #21 B. UN occupied for 2 month's and bill is
\$455.38. I have a bigger unit & I'm here everyday
& compare the same 2 month's!!

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

To look at the whole picture (not just the
response from the utility) and make a fair
decision

5. You must sign and date your complaint below.

The information I have placed on this form is true and correct to the best of my
knowledge. I understand that I could be punished under Pennsylvania State Law
if I purposely give false information.

Joseph Pearl Jr.
Signature

6/23/03
Date

Continued on next page

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

Lawyer's Name _____

Street _____

City _____ State _____ Zip _____

Area Code/Phone Number _____

Mail to:
Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

For more information, please contact the Secretary's Bureau at 717-772-7777.

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

DATE SERVED: JULY 8, 2003

C-20030596

PPL ELECTRIC UTILITIES CORPORATION
PAUL E RUSSELL GEN COUNSEL
TWO N 9TH ST
ALLENTOWN PA 18101-1179

Dear Sir/Madam.

A complaint has been filed against you before the Pennsylvania Public Utility Commission by JOSEPH PEARL, JR.. 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.

DOCUMENT
FOLDER

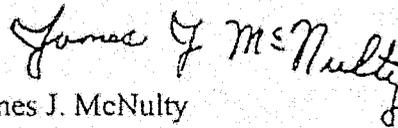
JULY 8, 2003

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

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,



James J. McNulty
Secretary

JH

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

DATE SERVED: JULY 8, 2003

JOSEPH PEARL, JR.
Complainant

VS.

PPL ELECTRIC UTILITIES
CORPORATION
Respondent

Complaint Docket
No: C-20030596

DOCUMENT
FOLDER

FORMAL COMPLAINT NOTICE TO RESPONDENT TO ANSWER OR SATISFY

TO: PPL ELECTRIC UTILITIES CORPORATION

DOCKETED
JUL 08 2003

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,

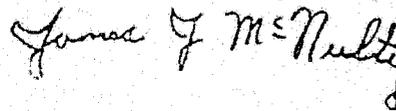
1. You have twenty (20) days from the date on which this complaint is served to either satisfy this complaint or to file with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, an answer (original and three copies), in writing, under oath, which, as 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

ORIGINAL

GROSS, MCGINLEY, LABARRE & EATON, LLP

MALCOLM J. GROSS
PAULA A. MCGINLEY
DONALD LABARRE, JR.
J. JACKSON EATON, III
MICHAEL A. HENRY
PATRICK J. REILLY
WILLIAM J. FRIS
ANNE K. MANLEY
SUSAN ELLIS WILD
VICTOR F. CAVACINI
ELIZABETH R. GRAVER
JOHN F. GROSS
KIMBERLY G. KRUPKA
ROBERT A. ALPERT
K. A. SPOTIS-KIMMEL
JEANETTE N. SIMONE
DEBORAH A. CAVACINI

ATTORNEYS AT LAW
33 SOUTH SEVENTH STREET
P.O. BOX 4060
ALLENTOWN, PENNSYLVANIA 18105-4060

(610) 820-5450
TELEFAX (610) 820-6006
E-MAIL kkrupka@gmle.com
Direct number: (610) 871-1325

DOCUMENT FILED

July 28, 2003

VIA FEDERAL EXPRESS

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

RECEIVED

JUL 28 2003

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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

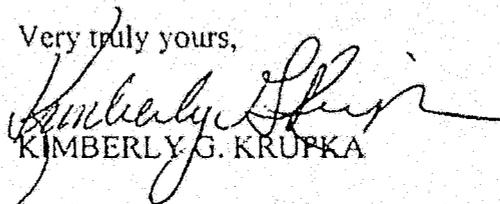
Dear Mr. McNulty:

Enclosed for filing in the above-captioned matter are an original and three copies of the Answer of PPL Electric Utilities Corporation.

Pursuant to 52 Pa. Code §1.11, the enclosed document is to be deemed filed on July 28, 2003, which is the date it was deposited with an overnight express delivery service as shown on the delivery receipt attached to the mailing envelope.

In addition, please date and time-stamp the enclosed extra copy of this letter and return it to me in the envelope provided.

Very truly yours,


KIMBERLY G. KRUPKA

KGK/cad
Enclosures

cc: Mr. Joseph Pearl, Jr., w/encl.
Ms. Deidre L. Bilger, w/encl.
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DOCUMENT

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JOSEPH PEARL, JR.

Complainant,

vs.

PPL ELECTRIC UTILITIES CORPORATION,

Respondent.

COMPLAINT DOCKET
NO. C-20030596

RECEIVED

JUL 23 2003

JUL 23 2003

PA PUBLIC UTILITY COMMISSION
SECRETARY'S OFFICE

ANSWER OF PPL ELECTRIC UTILITIES CORPORATION

PPL Electric Utilities Corporation (PPL), by its attorney, hereby Answers the Complaint in the above-captioned proceeding as follows:

1. Admitted.
2. Admitted.
3. Denied. Complainant alleges that PPL incorrectly billed him for electrical service provided to 77 West Broad Street, Unit No. 21B, Bethlehem, Pennsylvania. Complainant alleges that the unit was unoccupied for two months and during this time he was billed the sum of \$455.38. PPL denies that it has incorrectly billed Complainant for electric service provided to 77 West Broad Street, Unit No. 21B, Bethlehem, Pennsylvania. PPL connected the electrical service to this property effective January 13, 2003 upon the direction of Joseph Pearl, Jr. For the period of January 13, 2003 through March 24, 2003, Complainant consumed \$455.38 worth of electricity and was billed by PPL for the same. Upon Complainant contacting PPL to inquire with regard to the bills, PPL performed a high bill

investigation at the premises. The high bill investigation revealed that Complainant's total projected use was greater than Complainant's total actual usage. Accordingly, PPL alleges that all bills are accurate for electrical service provided to Complainant.

Complainant further alleges that the apartment where he resides is larger than Apartment 21B. After reasonable investigation, PPL is without sufficient information to form a belief as to the truth or falsity of the allegations contained herein.

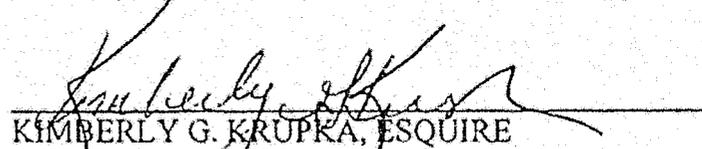
4. Paragraph 4 constitutes a request for relief to which no Answer is required. To the extent a response is required, PPL incorporates by reference herein the averments set forth in its Answer to Paragraph 3 of the Complaint.

WHEREFORE, in view of the foregoing, PPL respectfully requests that the Commission deny the above-captioned Complaint.

Respectfully submitted,

GROSS, MCGINLEY, LABARRE & EATON, LLP

BY:


KIMBERLY G. KRUPKA, ESQUIRE
Attorney for Respondent, PPL Electric Utilities Corporation

Dated: July 28, 2003
In Allentown, Pennsylvania

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JOSEPH PEARL, JR.,

Complainant,

vs.

PPL ELECTRIC UTILITIES CORPORATION,

Respondent.

COMPLAINT DOCKET
NO. C-20030596

RECEIVED

JUL 28 2003

PA PUBLIC UTILITY COMMISSION
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(s), listed below, in accordance with the requirements of Section 1.54 (relating to service by a participant):

JOSEPH PEARL, JR.
77 WEST BROAD STREET
BETHLEHEM, PENNSYLVANIA 18018

Dated this 28 day of July, 2003.

GROSS, MCGINLEY, LaBARRE & EATON, LLP

BY:


KIMBERLY G. KRUPKA, ESQUIRE
Attorney for PPL Electric Utilities Corporation
33 South Seventh Street, Post Office Box 4060
Allentown, Pennsylvania 18105-4060
Telephone: (610) 820-5450
Attorney I.D. # 83071