

DOCKET NO.: C-20016621  
RESPONDENT OR APPLICANT: DUQUESNE LIGHT COMPANY  
PARTY OR COMPLAINANT: RICCELLI, JOSEPH

ENTRY TYPE	DATE	BUREAU	PERSONNEL
1 N	12/12/01	SEC	HENRY
FORMAL COMPLAINT OF JOSEPH RICCELLI VS. DUQUESNE LIGHT COMPANY			
2 N	01/08/02	SEC	HENRY
NOTICE OF COMPLAINT SENT TO RESPONDENT FOR ANSWER IN 20 DAYS			
3 N	01/31/02	SEC	FRISCIA
RESPONDENT FILED ANSWER TO COMPLAINT WITH CERTIFICATE OF SERVICE			
4 H	04/01/02	ALJ	GESOFF
INITIAL HEARING, 11TH FL HRG RM STATE OFFICE BLDG, PITTSBURGH 10:00 AM			
5 N	02/25/02	SEC	FRISCIA
ALJ GESOFF PREHRG ORDER ISSUED-COMPLY W/CERTAIN RQMTS BEFORE 3/20/02 HEARING			
6 N	03/04/02	SEC	FRISCIA
COMPLAINANT FILED LETTER REQUESTING CONTINUANCE OF 3/20/02 HEARING			
7 N	03/06/02	SEC	BENJAMIN
INITIAL HEARING SCHEDULED 3/20/02 RESCHEDULED TO 4/1/02			
8 N	04/16/02	SEC	FRISCIA
ALJ GESOFF FILED REPORT OF HEARING 4/1/02			
9 N	04/19/02	SEC	FRISCIA
TRANSCRIPT OF INITL HRG HELD 4/1/02 W/COMPL EXH 1,2,3;RESP EXH 1ABC,2 TO 6 FLD			
10 N	05/17/02	SEC	BENJAMIN
ALJ GESOFF'S INITIAL DECISION SERVED TO PARTIES			
11 N	06/06/02	COR	BENJAMIN
EXCEPTIONS TO BE FILED			
12 N	06/17/02	COR	BENJAMIN
REPLY EXCEPTIONS TO BE FILED			
13 N	06/04/02	SEC	BENJAMIN
COMMISSIONERS FILED REVIEW FORMS - NO REVIEW REQUESTED			
14 N	06/11/02	SEC	FRISCIA
SEC MEMO TO ALJ-NEITHER EXCEPTIONS NOR REQUESTS FOR REVIEW HAVE BEEN RECEIVED			
15 N	06/24/02	SEC	FRISCIA
FINAL ORDER SERVED TO PARTIES			

1. REPORT DATE: 00/00/ :  
2. BUREAU: ALJ :  
3. SECTION(S): : 4. PUBLIC MEETING DATE:  
5. APPROVED BY: : 00/00/00  
DIRECTOR: :  
SUPERVISOR: :  
6. PERSON IN CHARGE: : 7. DATE FILED: 12/12/01  
8. DOCKET NO: C-20016621 : 9. EFFECTIVE DATE: 00/00/00

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PARTY/COMPLAINANT: RICCELLI, JOSEPH

RESPONDENT/APPLICANT: DUQUESNE LIGHT COMPANY

COMP/APP COUNTY: ALLEGHENY

UTILITY CODE: 110150

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ALLEGATION OR SUBJECT

COMPLAINANT STATES DUQUESNE LIGHT CLAIMS HE OWES \$3,000 FOR ELECTRIC AT A RENTAL PROPERTY. THE BUILDING WAS CLOSED DOWN FOR THE TWO YEARS IN QUESTION. THIS CAN BE VERIFIED WITH THE BOROUGH OF SHARPSBURG. ALSO, WHY WOULD DUQUESNE LIGHT LEAVE ELECTRIC IN A BUSINESS PROPERTY THAT IS CLOSED DOWN WITHOUT ELIMINATING THE SERVICE. HE WOULD LIKE THE PUC TO LISTEN TO BOTH PARTIES AN MAKE A DECISION.

DOCUMENT  
FOLDER

**DOCKETED**  
JAN 07 2002

C-20016621  
110150

Formal Complaint Form  
Pennsylvania Public Utility Commission

RECEIVED  
2001 DEC 12 11:08 AM  
SECRETARY'S OFFICE  
ORIGINAL

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 RICCELLI  
Street/P.O.Box 223 N. MAIN ST SUITE 2  
City PITTSBURGH State PA Zip 15215  
County ALL. Area Code/Home Phone 412-298-1265  
Area Code/Work Phone 412-784-1290

2. Name of company your complaint concerns. DUQUESNE LIGHT

3. What is your complaint? (Use additional paper if need more space).  
DUQUESNE LIGHT CLAIMS I OWE \$3,000<sup>02</sup> FOR ELECTRIC AT A RENTAL PROPERTY. THE BUILDING WAS CLOSED DOWN FOR THE TWO YEARS IN QUESTION. THIS CAN BE VERIFIED WITH THE BOROUGH OF SHARPSBURG. ALSO WHY WOULD DUQUESNE LIGHT LEAVE ELECTRIC IN A BUSINESS PROPERTY THAT IS CLOSED DOWN WITHOUT ELIMINATING THE SERVICE.

4. What do you want the Public Utility Commission to do about your complaint?  
(Use additional paper if need more space)  
I WOULD LIKE THE P.U.C. TO LISTEN TO BOTH PARTIES AND MAKE A 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 Riccelli - 11-26-01  
Signature Date

Continued on next page

5

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

Lawyer's Name ANTHONY MENGINE

Street 2 PNC PLAZA SUITE 2710

City PH State 15222 Zip

Area Code/Phone Number 412-281-1970

**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: JANUARY 8, 2002

C-20016621

DUQUESNE LIGHT CO  
JOHN MARSHALL PRESIDENT  
411 7TH AVENUE  
PITTSBURGH PA 15219-1905

Dear Sir/Madam:

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

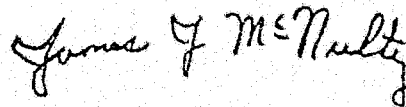
JANUARY 8, 2002

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,

A handwritten signature in cursive script that reads "James J. McNulty".

James J. McNulty  
Secretary

JH

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

DATE SERVED: JANUARY 8, 2002

JOSEPH RICCELLI  
Complainant

VS.

DUQUESNE LIGHT COMPANY  
Respondent

Complaint Docket  
No: C-20016621

DOCUMENT  
FOLDER  
**DOCKETED**  
JAN 07 2002

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FORMAL COMPLAINT NOTICE TO RESPONDENT TO ANSWER OR SATISFY

---

TO: DUQUESNE LIGHT 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 17120, an answer (original and two 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).

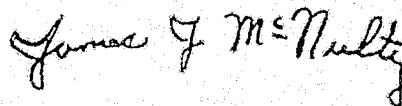
2. If you fail to either satisfy this complaint or to file answer or other responsive pleading within twenty (20) days, you will be deemed to have admitted all the allegations in this complaint in accordance with Section 5.61 of the Commission's Rules of Administrative Practice and Procedure, 52 Pa.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



411 Seventh Avenue  
Mail Drop 9-i  
Pittsburgh, PA 15219

ORIGINAL

Phone: (412) 393-1546  
FAX: (412) 393-1418

Legal Services

January 31, 2002

RECEIVED

JAN 31 2002

Certificate of Mailing

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

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

RE: Joseph Riccelli v. Duquesne Light Company  
Docket No C-20016621

Dear Secretary McNulty

Enclosed for filing in the above-referenced matter are an original and three copies of Duquesne Light Company's Answer. A copy of this document has been served upon the Complainant and Complainant's counsel in accordance with Commission regulations

DOCUMENT  
FOLDER

Sincerely,

Regina M. Sestak  
Attorney for  
Duquesne Light Company

encs

c Joseph Riccelli (w/enclosure)  
Anthony Mengine (w/enclosure)

ORIGINAL

RECEIVED

JAN 31 2002

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Before the  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JOSEPH RICCELLI,	)
	)
Complainant,	)
	)
v	)
	)
DUQUESNE LIGHT COMPANY,	)
	)
Respondent	)

Docket No C-20016621

ANSWER

TO THE HONORABLE COMMISSION:

**DOCKETED**  
FEB 05 2002

AND NOW comes the Respondent, Duquesne Light Company, by and through its attorney, Regina M. Sestak, and files the within Answer of which the following is a statement

DOCUMENT  
FOLDER

1 Admitted Complainant was the ratepayer of record for the commercial account in question at 912 Main Street, Floor 1, Pittsburgh, PA 15215, Account No. 5000844391001, effective December 2, 1994 until February 7, 2000.

2 Admitted

3 Denied

Complainant's averment "Duquesne Light claims I owe \$3,000.00 for electric," is denied as stated. On the contrary, the final account balance for the commercial account in question is \$3,071.08. This balance remains unpaid. By

way of further response, the account in question was shut off for non-payment on February 7, 2000

After reasonable investigation, Respondent is without sufficient knowledge or information to form a belief as to the truth of Complainant's averments that the property for the account in question is rental property, that the building was closed down for the two years in question, and that this can be verified with the Borough of Sharpsburg, and these averments are therefore denied

Complainant's averment "[a]lso why would Duquesne Light leave electric in a business property that is closed down without eliminating the service," is a query to which no response is required. To the extent that a response may be necessary, Respondent was never notified to discontinue service to the premises. Further, Complainant contacted Respondent to discuss the amount of his bill on several occasions and provided access to the meter, which was otherwise inaccessible, for readings and for an inspection.

4. This paragraph contains a request for relief, to which no response is required.

5. As this paragraph contains a verification, no response is required.

6. This paragraph contains the name and address of Complainant's attorney, to which no response is required.

WHEREFORE, Respondent requests that after reasonable investigation and hearing the Complaint be dismissed.

Respectfully submitted.

DUQUESNE LIGHT COMPANY  
By Counsel:



Regina M. Sestak  
Pa I.D.# 23632  
Duquesne Light Company  
411 Seventh Avenue  
Mail Drop 9-1  
Pittsburgh, PA 15219  
Telephone: (412) 393-1546  
FAX (412) 393-1418

AFFIDAVIT

I, Fred R. Allison, being duly sworn according to law depose and say that I am authorized to make this affidavit on behalf of Duquesne Light Company being the holder of the office of Vice President - Information Technology and Revenue Cycle Services with that corporation, and that the facts set forth in the foregoing document are true and correct to the best of my knowledge, information and belief and Duquesne Light Company expects to be able to prove the same at any hearing hereof.

Fred R. Allison  
Fred R. Allison

Sworn and subscribed before me this 30th day of January, 2002.

Mary Jane Hammer  
Notary Public

My Commission Expires

Notarial Seal  
Mary Jane Hammer, Notary Public  
Moon Twp., Allegheny County  
My Commission Expires Oct. 6, 2003  
Member, Pennsylvania Association of Notaries

Before the  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JOSEPH RICCELLI, )  
 )  
 Complainant, )  
 )  
 v ) Docket No. C-20016621  
 )  
 DUQUESNE LIGHT COMPANY, )  
 )  
 Respondent )


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 (relating to service by a participant).

Joseph Riccelli  
223 North Main Street, Suite 2  
Pittsburgh, PA 15215

Anthony Mengine  
Attorney at Law  
2 PNC Plaza, Suite 2710  
Pittsburgh, PA 15222

Dated this 31st day of January, 2002.



Regina M. Sestak  
Pa. I.D. # 23632  
Duquesne Light Company  
411 Seventh Avenue  
Mail Drop 9-1  
Pittsburgh, PA 15219  
Telephone: (412) 393-1546  
FAX (412) 393-1418



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Office Of Administrative Law Judge  
P.O. Box 3265, Harrisburg, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

February 12, 2002

In Re: C-20016621

(See attached list)

DOCKETED  
1. 2002

Joseph Riccelli v. Duquesne Light Company

Billing dispute.

Hearing Notice

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

Type: Initial hearing  
Date: Wednesday, March 20, 2002  
Time: 10:00 a.m.  
Location: 11th floor hearing room  
Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, Pennsylvania  
Presiding: Administrative Law Judge Larry Gesoff  
1103 Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222  
Telephone: (412) 565-3550  
Fax: (412) 565-5692

DOCUMENT  
FOI DEF

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

If you intend to file exhibits, 2 copies all hearing exhibits to be presented into evidence must be submitted to the reporter. An additional copy must be furnished to the Presiding Officer. A copy must also be provided to each party of record.

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:

- Scheduling Office: (717) 787-1399.
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1-800-654-5988.

pc: Judge Gesoff  
Bruce Bigelow, Mediator  
Susan Licon  
Beth Plantz  
Docket Section  
Calendar File