

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Joseph B. Homza, Jr.

v.

PPL Electric Utilities Corporation

:
:
:
:
:

C-20067188

DOCUMENT
FOLDER

PREHEARING ORDER

An Initial Telephonic Hearing, in the above-captioned cases, is scheduled for Monday, March 12, 2007 at 10:00 a.m. **You must be available when contacted by the presiding officer or your case will be dismissed. If you will be at a telephone number that is different than the number on the hearing notice, you must notify me of that telephone number at least five (5) business days before the hearing.**

The parties are hereby directed to comply with the following requirements:

1. A request for a change of the scheduled hearing date must state the agreement or opposition of other parties, and must be submitted in writing no later than five business days prior to the hearing, 52 Pa. Code §1.15(b). Requests for changing a hearing date must be sent to me and all parties of record. The correct address is:

Special Agent Eranda Vero
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
Telephone: (717) 787-3988
Fax: (717) 787-0481

DOCKETED
FEB 08 2007

Changes are granted only in rare situations where good cause exists.

2. **Commission policy promotes settlements.** 52 Pa. Code §5.231(a). Each utility shall contact you at least one week before the scheduled hearing to talk over a possible settlement of this case. Even if you are unable to settle this case, you may still resolve many questions or issues

during your talks. If an agreement is reached, a formal hearing will not be necessary and the scheduled hearing will be cancelled.

3. THIS CASE WILL BE DISMISSED IF YOU DO NOT PARTICIPATE IN THE HEARING AND PRESENT EVIDENCE ON THE ISSUES RAISED.

4. The Responsible Utility Customer Protection Act, 66 Pa. C.S. §§1401, *et seq.*, became effective on December 14, 2004, and applies to this case. This law provides strict requirements that the Commission must follow in handling customer complaints. The application of this law may result in the issuance of less favorable payment terms than a customer's current payment arrangement.

5. The customer must make monthly payments for current usage on or before the billing due date while this complaint is pending. **FAILURE TO MAKE PAYMENTS MAY RESULT IN TERMINATION OF YOUR SERVICE.**

6. As the party seeking affirmative relief from the Commission, Complainant bears the burden of proof and must present evidence sufficient to demonstrate that the utility has violated the Public Utility Code, or a regulation or order of the Commission. 66 Pa. C.S. 332(a).

7. If you intend to present any documents or exhibits for my consideration, you must send one copy to the other party and three copies to me at least five (5) business days before the hearing. Proposed exhibits should be properly pre-marked for identification purposes.

8. At the hearing, the customer must be prepared to testify about the total gross monthly income of the household. A household includes all adults living at the service address and benefiting from the utility service. The "total gross monthly household income" includes but is not limited to the following:

- (a) salaries, wages, tips or other compensation;
- (b) pension, retirement or social security benefits;
- (c) Supplemental Security Income (SSI);
- (d) unemployment compensation benefits;
- (e) workers' compensation benefits;
- (f) alimony;
- (g) child support;

- (h) public assistance; and
- (i) any other source(s) of income.

9. Each utility must prepare and submit the following documents at least five business days before the hearing:

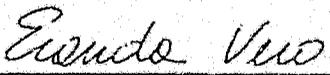
- (a) an account statement, showing the history of the account for a minimum of 24 months or the entire history of the account, whichever is less;
- (b) a copy of the most recent BCS decision, if any;
- (c) a brief summary of any payment arrangement(s) made between the utility and the customer.
- (d) a usage comparison report for a minimum of 24 months or the entire history of the account, whichever is less

10. Pursuant to 52 Pa. Code §§1.21 & 1.22, you may represent yourself, if you are an individual, or you may have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you. However, if you are a partnership, corporation, trust, association, or governmental agency or subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you in this proceeding. Unless you are an attorney, you may not represent someone else. Attorneys shall insure that their appearance is entered in accordance with the provisions of 52 Pa. Code §1.24(b).

11. If you intend to subpoena witnesses for the hearing, you should review the procedures established in 52 Pa. Code §5.421. You must submit your written application to me sufficiently in advance of the hearing date so that the other parties will have the required ten days notice to answer or object, and so that you will have enough time to receive the subpoena and serve it.

12. Although the hearing is being conducted telephonically for the convenience of the parties, it is still a formal hearing and will be conducted in accordance with the Commission's Rules of Practice and Procedure.

Date: January 30, 2007



Eranda Vero
Special Agent

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Date: January 30, 2007

Eranda Vero
Eranda Vero
Special Agent

Andrew H. Ralston, Jr.
Gross McGinley LaBarre & Eaton
33 South Seventh Street
Allentown, Pennsylvania 18101
(610) 820-5450
(610) 820-6006 (FAX)

March 6, 2007

Via FedEx

Special Agent Eranda Vero
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, Pennsylvania 17105-3265

RECEIVED
MAR - 9 2007
PA PUBLIC UTILITY COMMISSION
SECRETARY'S OFFICE

Re: Joseph B. Homza, Jr. v.
PPL Electric Utilities Corporation
Docket No. C-20067188

DOCUMENT
FOLDER

Dear Special Agent Vero:

Enclosed please find in the above-captioned matter three (3) copies of PPL Electric Utilities Corporation Hearing Exhibit Nos. 1, 2 and 3. I propose to introduce these documents into evidence at the telephonic hearing scheduled for Monday, March 12, 2007 at 10:00 AM. I can be reached at 1-800-975-3213 pass code 2630# at the aforesaid date and time to participate in the hearing.

I have FedExed copies of the proposed exhibits to the Complainant.

Very truly yours,

Andrew H. Ralston, Jr.
Andrew H. Ralston, Jr.

Enclosures

cc: Joseph B. Homza

BTL

Chapter 56 Hearing Report

Please Check Those Blocks Which Apply

Docket No:	C-20067188		YES	NO
Case Name:	Joseph B Homza, Jr. v. PPL Electric Utilities Corporation	Prehearing Held:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Location:	Harrisburg	Hearing Held:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Date:	Monday, March 12, 2007	Testimony Taped:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Special Agent:	SA Eranda Vero	Transcript Due:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Hearing Concluded:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Further Hearing Needed:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Estimated Add'l Days:		
		RECORD CLOSED:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		DATE:	3/12/07	
		Briefs to be Filed:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		DATE:		
		Bench Decision:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
REMARKS: <input checked="" type="checkbox"/> I give the parties an opportunity to discuss settlement prior to the hearing. Parties reached a settlement. Atty. for PPL will file a CS.				

DOCUMENT FOLDER

PLEASE PRINT CLEARLY - Incomplete Information may result in delay of processing.

Name and Telephone Number	Address	Who are you representing?
	City State Zip	
Telephone:	E-mail Address:	Fax Number:
	City State Zip	
Telephone:	E-mail Address:	Fax Number:
	City State Zip	
Telephone:	E-mail Address:	Fax Number:

Check this box if additional parties or attendees appear on back of form.

Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.

GROSS, MCGINLEY, LABARRE & EATON, LLP

MALCOLM I GROSS
PAUL A MCGINLEY
DONALD LABARRE, JR
J JACKSON EATON, III
MICHAEL A HENRY
PATRICK J REILLY
ANNE K MGNLEY
SUSAN H LIS WILD
VICTOR F CAVACINI
THOMAS E REILLY, JR
ROBERT A ALPERT
ALIENT JULLAR
RICHARD T CURLEY
RAYMOND J DERAYMOND
THOMAS A CAPEHART
JOHN F GROSS

ATTORNEYS AT LAW
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P.O. BOX 4060
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(610) 820-5450
TELEFAX (610) 820-6006
E-MAIL aralston@gmle.com
Direct Dial (610) 871-1323

KIMBERLY G KRUPKA
K A SPOTTS KIMMEL
ERROL C DEANS, JR, *
ANDREW H RALSTON, JR.
LUCAS J REPKA

OF COUNSEL
DAVID C KEEHN
MICHAEL J PIOSA

*Also admitted in NY

EASTON OFFICE:
717 WASHINGTON ST
EASTON PA 18042
(610) 258-1506

March 15, 2007

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
Post Office Box 3265, 400 North Street
Harrisburg, PA 17105-3265

ORIGINAL

SECRETARY'S BUREAU
2007 MAR 20 11 59:02

RE: Joseph B. Homza, Jr. v. PPL Electric Utilities Corporation
Docket No. C-20067188

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).

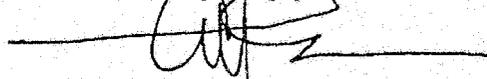
Because all legal and factual issues in this proceeding have been resolved, PPL respectfully requests that this docket be terminated.

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

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

**DOCUMENT
FOLDER**

Very truly yours,


ANDREW H. RALSTON, JR.

AHR:cjc-m
Enclosures

cc Special Agent Franda Vero (with encl.)
Mr. Joseph B. Homza, Jr. (with encl.)
Deidre Bilger (w/enc.)

BA

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

2007 MAR 20 AM 9:02

SECRETARY'S OFFICE

JOSEPH B. HOMZA, JR.,

Complainant,

v.

PPL ELECTRIC UTILITIES CORPORATION,

Respondent.

Complaint Docket
NO. C-20067188

**DOCUMENT
FOLDER**

DOCKETED
MAR 20 2007

CERTIFICATE OF SATISFACTION OF COMPLAINT

1. Complainant is Joseph B. Homza, Jr. (hereafter "Complainant").
2. Respondent is PPL Electric Utilities Corporation (hereafter "PPL").
3. This Certificate of Satisfaction of Complaint is submitted pursuant to Section 5.24(b) of Title 52 of the Pennsylvania Code, 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 (hereafter "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) Complainant agrees to pay the sum of \$750.00 to PPL by or before March 12, 2007.

(b) Beginning with the electric bill due in April, 2007, and continuing thereafter, Complainant agrees to pay the budget bill amount plus \$200 per month on Account No. 01111-23016 until the overdue balance is paid in full.

(c) PPL agrees not to apply late payment charges to the amount of the arrearage at Account No. 01111-23016 for as long as Complainant makes payments as stated in Paragraph 4(b) hereof.

(d) PPL agrees not to terminate Complainant's aforesaid account based on Complainant's arrearage for as long as Complainant makes payments as stated in Paragraph 4(b) hereof.

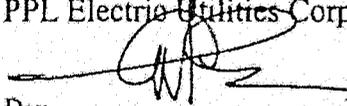
(e) Complainant agrees to withdraw his Complaint with the Commission at the above docket number with prejudice.

5. Respondent, PPL hereby notifies Complainant of the filing of this Certificate of Satisfaction, and that if Complainant objects or disagrees with the terms of the Certificate of Satisfaction, Complainant must notify the Commission in writing of her objection and/or disagreement within ten (10) days of the date of this Certificate of Satisfaction was signed and served, or the terms of the Certificate of Satisfaction will become final and binding.

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

Respectfully submitted,

PPL Electric Utilities Corporation

By: 

ANDREW H. RALSTON, JR.

Dated: March 15, 2007
at Allentown, Pennsylvania

BEFORE THE

PENNSYLVANIA PUBLIC UTILITY COMMISSION

JOSEPH B. HOMZA, JR.,

Complainant,

v.

PPL ELECTRIC UTILITIES CORPORATION,

Respondent.

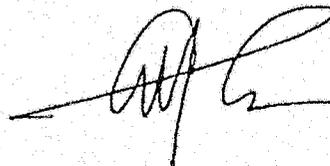
Complaint Docket
NO. C-20067188

CERTIFICATE OF SERVICE

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

Joseph B. Homza, Jr.
703 Laurel Way
Stroudsburg, PA 18360

Dated this 15th day of March, 2007.



ANDREW H. RALSTON, JR.

SECRETARY OF REVENUE

RECEIVED 2007 MAR 15 9:02

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: March 20, 2007
SUBJECT: C-20067188
Joseph B. Homza, Jr. v. PPL Electric Utilities Corporation
TO: Wanda Zeiders
Docket Management
FROM: Janean Spiegel, ALJ Support Staff
Office of Administrative Law Judge

**DOCUMENT
FOLDER**

On March 20, 2007, a Certificate of Satisfaction was filed in the above-captioned proceeding. If no objection is filed to this certificate within 10 days of the filing, 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. SA Eranda Vero
Beth Plantz
Case File

DOCKETED
MAR 23 2007

COPY

5-NDA 214

GROSS, MCGINLEY, LABARRE & EATON, LLP

MALCOLM J. GROSS
PAUL A. MCGINLEY
DONALD LABARRE, JR.
J. JACKSON EATON, III
MICHAEL A. HENRY
PATRICK J. REILLY
ANNE K. MANLEY
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ROBERT A. ALPERT
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RAYMOND J. DERAYMOND
THOMAS A. CAPELLART
JOHN F. GROSS

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

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TELEFAX (610) 820-6006
E-MAIL aralston@gmle.com
Direct Dial (610) 871-1323

KIMBERLY G. KRUPKA
K. A. SPOTTS-KIMMEL
ERROL C. DEANS, JR. *
ANDREW H. RALSTON, JR.
LUCAS J. REPKA

OF COUNSEL
DAVID C. KEEHN
MICHAEL J. PIOSA

*Also admitted in NY

EASTON OFFICE:
717 WASHINGTON ST.
EASTON PA 18042
(610) 258-1506

RECEIVED
MAY 20 11 51 AM '03

March 15, 2007

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
Post Office Box 3265, 400 North Street
Harrisburg, PA 17105-3265

RE: Joseph B. Homza, Jr. v. PPL Electric Utilities Corporation
Docket No. C-20067188

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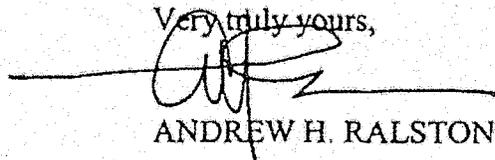
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I hereby certify that I have provided a copy of the Certificate to the Complainant in this proceeding.

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

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AHR:cjc-m
Enclosures

cc: Special Agent Eranda Vero (with encl.)
Mr. Joseph B. Homza, Jr. (with encl.)
Deidre Bilger (w/enc.)

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

2007 MAR 23 11:5:03
SECRETARY'S OFFICE

JOSEPH B. HOMZA, JR.,

Complaint Docket
NO. C-20067188

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Respondent.

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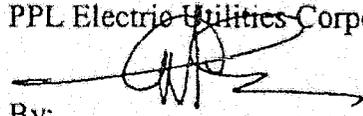
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By: 

ANDREW H. RALSTON, JR.

Dated: March 15, 2007
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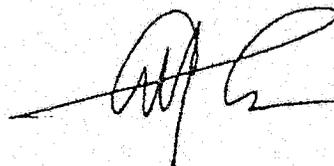
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Dated this 15th day of March, 2007.



ANDREW H. RALSTON, JR.

SECRETARY'S BUREAU

2007 MAR 20 11 51 AM