

June 19, 2017

Via Electronic Filing

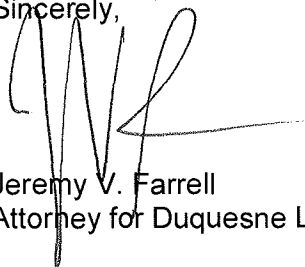
Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

RE: Larry Cottrell v. Duquesne Light Company
Docket No. C-2017-2606776

Dear Secretary Chiavetta:

Enclosed please find Duquesne Light Company's Preliminary Objections to the Formal Complaint filed by Larry Cottrell. A copy of this document has been served upon Complainant in accordance with Commission regulations.

Sincerely,



Jeremy V. Farrell
Attorney for Duquesne Light Company

Paul Shane Miller
Attorney for Duquesne Light Company

Enclosure

cc: Larry Cottrell (with enclosure)
Leah Gibbons, Reliant Energy Northeast (with enclosure)

LIT:624333-1 014657-158498

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

LARRY COTTRELL,

Complainant,

vs.

DUQUESNE LIGHT COMPANY,

Respondent.

No: C-2017-2606776

PRELIMINARY OBJECTIONS

Filed on behalf of Respondent
Duquesne Light Company

Counsel of Record for this Party:

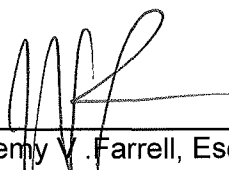
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Pittsburgh, PA 15222

NOTICE TO PLEAD

TO: COMPLAINANT LARRY COTTRELL:

YOU ARE NOTIFIED TO FILE A WRITTEN RESPONSE TO THE PRELIMINARY OBJECTIONS OF RESPONDENT DUQUESNE LIGHT COMPANY WITHIN TWENTY (20) DAYS OF SERVICE OR A JUDGMENT MAY BE ENTERED AGAINST YOU.

TUCKER ARENSBERG, P.C.



Jeremy V. Farrell, Esquire
Paul Shane Miller, Esquire
Counsel for Duquesne Light Company

II. Law and Argument

5. Pursuant to 52 Pa. Code § 5.101(a)(4), a party may file preliminary objections on the grounds of legal insufficiency of a pleading.

6. "Every public utility shall furnish and maintain adequate, efficient, safe, and reasonable service and facilities, and shall make all such repairs, changes, alterations, substitutions, extensions, and improvements in or to such service and facilities as shall be necessary or proper for the accommodation, convenience, and safety of its patrons, employees, and the public." 66 Pa.C.S.A. § 1501.

7. Here, Complainant has alleged no facts anywhere in the Complaint even suggesting that Duquesne Light failed to provide adequate, efficient, safe, and reasonable service, or that it violated any other provision of the Public Utility Code.

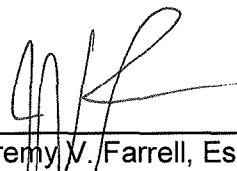
8. To the contrary, Complainant's allegations are admittedly directed at his former supplier, NRG, and not Duquesne Light. Complaint ¶¶ 2.

9. As such, the Complaint against Duquesne Light is legally insufficient.

10. For these reasons, the Complaint against Duquesne Light should be dismissed.

WHEREFORE, Duquesne Light Company respectfully requests that the Commission sustain its Preliminary Objections and dismiss the Complaint against it with prejudice.

TUCKER ARENSBERG, P.C.



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