



COMMONWEALTH OF PENNSYLVANIA

October 30, 2018

E-FILED

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Re: Richard McGrath/Ultimate Sports Company, Inc. v PPL Electric Utilities Corporation / Docket No. C-2017-2633651

Dear Secretary Chiavetta:

On September 28, 2018, the Pennsylvania Public Utility Commission (“Commission”) issued the Initial Decision (“ID”) of Administrative Law Judge Elizabeth Barnes.

The cover letter to the ID states, as follows:

It is your responsibility to serve all the parties with your Exceptions and Replies to Exceptions. Failure to do so may render your filing unacceptable. A certificate of service (see format in 52 Pa. Code § 1.58) shall be attached to the filed Exceptions or Replies to Exceptions.

Cover Letter, at page 1 (emphasis in original).

After receiving an extension to file its Exceptions, PPL Electric Utilities Corporation (“PPL”) was to file its Exceptions on Monday, October 29, 2018. *See Secretarial Letter* (issued October 18, 2018).

The Office of Small Business Advocate (“OSBA”) did not receive any Exceptions from PPL on October 29, 2018. What the OSBA did receive was an email from PPL counsel’s law firm with an attached PDF file.¹ That PDF file, a cover letter to Secretary Chiavetta, states that OSBA counsel, among others, was served “(w/ enc. [with enclosure]); *via email only.*” The cover letter is wrong – the OSBA was not served, in any manner, with any “enclosure” or a copy of the PPL Exceptions.

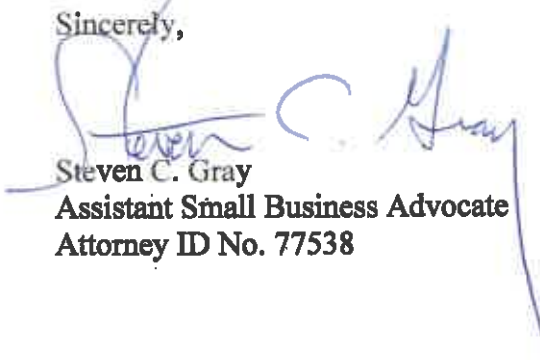
Therefore, PPL has failed to follow Commission regulations, as well as the instructions in the September 28th *Cover Letter*. The OSBA requests that the Commission find PPL’s Exceptions unacceptable and strike PPL’s Exceptions from this docket.

¹ A copy of the PDF file is attached to this document.

Copies of this letter will be served on all known parties in this proceeding, as indicated on the attached Certificate of Service.

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "Steven C. Gray". The signature is written in a cursive style with a long, sweeping tail that extends downwards and to the right.

Steven C. Gray
Assistant Small Business Advocate
Attorney ID No. 77538

Enclosures

cc: Robert D. Knecht
Parties of Record



Kimberly G. Krupka

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October 29, 2018

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

RE: Ultimate Sports Company, Inc. v. PPL Electric Utilities Corporation
Docket No: C-2017-2633651

Dear Ms. Chiavetta:

Enclosed for eFiling in the above-captioned matter is Respondent's Exceptions to Initial Decision on behalf of PPL Electric Utilities Corporation.

Please note that this filing was eFiled with the Commission on the date indicated above.

Very truly yours,

KIMBERLY G. KRUPKA

KGK/ejm
Enclosure

cc: The Honorable Elizabeth Barnes (w/enc.); *via email only*
Thomas E. Groshens, Esquire (w/enc.); *via email only*
Steven C. Gray, Esquire (w/enc.); *via email only*
Kimberly R. Hanson (w/enc.) *via email only*
Holly M. Groth (w/enc.); *via email only*
Shelbie Frederick Bayda (w/enc.) *via email only*

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**RICHARD MCGRATH/ULTIMATE SPORTS :
COMPANY, INC., :**

v. :

PPL ELECTRIC UTILITIES CORPORATION :

DOCKET NO. C-2017-2633651

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing have been served via email and/or First-Class mail (*unless other noted below*) upon the following persons, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).


The Honorable Elizabeth H. Barnes
Administrative Law Judge
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Harrisburg, PA 17120
ebarnes@pa.gov
(Email and Hand Delivery)

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DATE: October 30, 2018



Steven C. Gray
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