

January 15, 2019

Via UPS Next Day Air
Rosemary Chiavetta, Esquire Secretary
PA Public Utility Commission
COMMOMEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISION
400 NORTH STREET, KEYSTONE BUILDING SECOND FLOOR
HARRISBURG, PA 17120

C-2018-3006495

Dear Secretary Chiavetta:

I have signed the Answer to New Matter where indicated.

Thank you,

Zackery George

 1/15/2019

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January 7, 2019

Via UPS Next Day Air
Rosemary Chiavetta, Esquire Secretary
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

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RE: Docket No. C-2018-3006495

Zackery L. George v. Pennsylvania Electric Company

Written Response answering the New Matter of Pennsylvania Electric Commission


Dear Secretary Chiavetta:

Attached for filing is the Written Response of Zackery George (Complainant) answering the New Matter of Pennsylvania Electric Commission (Respondent) in the above-captioned proceeding.

A copy of the Written Response has been provided to the complainant in the manner indicated on the attached Certificate of Service

Thank you,

Zackery L. George


1/13/2019

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: **Docket No. C-2018-3006495**

Zackery L. George v. Pennsylvania Electric Company

Written Response (Complainant) answering the New Matter and Answers of Pennsylvania Electric Commission (Respondent).

1. Penelec (Respondent) has not commented to the environmental, public interest, efficacy, cost, and over all orderly development of retail electric concerns and violations pertaining to this dispute. Section 7353.
2. I (Zackery George), am 99.99% certain that mediation will not lead to a successful outcome. REA has been uncooperative and incompetent. I have asked for information on their existing distribution point since April. The information has been unable to remain consistent. In late October have they finally been able to provide information regarding pole #35098. REA has turned me over to their attorney Jesse D. Daniel, Esquire, The Daniel Law Group PLLC. They have stated to me that if I contact any REA personal regarding the dispute I may face harassment charges.
3. If it is the Commission's policy to promote settlement I would suggest taking this case to a hearing. I have vowed to work with my house representative to propose new legislation and spread word to the local news outlets of these outrages rules and laws that protect Utilities territory rather than the consumer interest. I may end up building or buying elsewhere before the dispute is settled, however I will not stop until these rules and laws are changed to be fair.
4. Complainant requests that this matter go to a hearing.
5. If anyone should be concerned about time and resources wasted it should be me. REA and Penelec's inability to come to a reasonable agreement has proven that all parties involved are committed to wasting everybody's time and money especially mine and the Commissions. I have begged and pleaded with both sides, I have asked to pay for a territory release, I have asked to go in front of the Cooperatives Board of directors and beg for lenancy in an area of doubt, I have asked for a vote of the members in the Cooperative, I would do anything for mediation and it hasn't happened.
6. I would like the record to hold that Penelec has conducted their business in an orderly, timely manner. I do not hold Penelecs ethics or professionalism in question. It is not Penelec's duty to question the information provided by another Utility. It is however my right to question the information that is preventing me from building a home.

7. Penelec should not accept pole #35098 as an existing distribution line. The pole has no evidence of ever serving an electric consuming facility until the 1980's. I have pulled all deeds pertaining to the property and they have no mention of a structure on the property. The home owner claims the residence was not an electric consuming facility until the 1980. REA has not proven otherwise.
8. The only piece of information I have received regarding the pole, is an Excel Spread Sheet screen shot of what is alleged to be proof of the pole existing with power. See image below:

Field	Value
MapNumber	35098
ConstructionUnit	P35-6
Type	Pole
Material	Wood
Owner	REA
BirthYear	1970
Rotation	
WorkOrderNumber	
Comments	
StructureTagNumber	35098
X_Coord	1773583.924211
Y_Coord	456954.958388
Feeder	Ashville
Latitude	40.585581
Longitude	-78.451789

Sent by REA Engineer Chris Yahner on 10/25/2018

As an engineer in the manufacturing environment I fully understand that information can change the type format it is stored on. However, if information changes or is moved to an updated format it should be documented. There is no supporting evidence that this pole ever had an electric line attached to it which would qualify it as an existing distribution line. There is no evidence of where the information came from. There is no explanation why it magically appeared in October after I moved my house plans south. It should be thrown out. It is information that doesn't prove anything about existing distribution lines. I would challenge REA to provide the results of an audit on the handling of this information to prove why it was unavailable for 9 months.

9. Both Utilities have advised me to move my proposed new structure south. I would like to recommend that they move their imaginary territory line north. If I were to move my structure further south. It will present the issue of having a septic to close to a well. There is not enough room to excite their suggestion. Also, I have moved my structure south 3 times since April. Each move being claimed by new territory information presented by REA. If I were to move it again I would like a judge to ensure the information will not change again. I am currently working on moving my build location which is costing me more money, time, and effort again.

Conclusion - There are essentially two issues to clear up:

- **Is a single telephone pole itself qualifying as an existing distribution line?**

If the just a pole (without any original documentation pertaining to why it was placed where a house did not exist or any evidence of a consumer ever requesting or using power from it) is good enough to be prof of "an electric line of a design voltage of 35 kV phase to phase or less which on July 30, 1975:

- (1) was located in an unincorporated area; and
- (2) was or had been used for retail electric service."

Then I will need a hearing to clarify why Penelec may not use pole #3-43400, 15 T, 153, B-372. Which is ~300' in favor of my dispute.

- **What is the ultimate intent of the law and territories?**

If the ultimate intent of the law is to protect the Utilities territory and to allow them to monopolies who a consumer must use for residential use. Protecting the profits of the Utilities for now and future use. Then I will need that to be documented so that I can rally the support for a change in legislation.


RE: Docket No. C-2018-3006495

Zackery L. George v. Pennsylvania Electric Company

Written Response answering the New Matter of Pennsylvania Electric Commission

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served upon Margaret A Morris, Esquire. Reger Rizzo & Darnall LLP, Cira Centre, 13th floor 2929 Arch Street Philadelphia, PA 19104. Date: January 7, 2019. Via UPS Next Day Air.


1/13/2019
Zackery L. George

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Zack George
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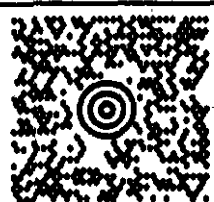
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