

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Carla Matronics,  
  
V.  
West Penn Power,

Appellant,  
  
Respondent,

C-2017-2617235

Now comes the Appellant Carla Matronics who files the within exceptions to the decision of the February 13, 2019 decision of the Honorable Conrad Johnson and in support thereof avers the following:

- 1) The Court without any evidence erred in failing to provide the Appellant with a payment arrangement.
- 2) A payment arrangement, unlike current PUC jurisprudence, is a right and not a matter of discretion for the PUC.
- 3) In addition the PUC as a matter of law under the Pennsylvania Constitution must have the right, duty and ability to say that a utility debt is forgiven.
- 4) The PUC improperly relied upon Ms. Matronic's poor payment history as a factor in deciding whether to provide her with a repayment plan. Taken to its limits, no one would deserve a repayment plan because everyone who needed a payment plan necessarily would have a poor repayment history.
- 5) The Regulations and Statutes involving a payment arrangement are unconstitutional under Article I Section 1 of the Pennsylvania Constitution. Simply, everyone who requests a payment plan is entitled to a payment plan due to the right to utility service guaranteed under the Pennsylvania Constitution.

WHEREFORE, the Appellant respectfully requests the Agency review the decision of its ALJ and reverse it by granting Ms. Matronics a payment plan.

Respectfully Submitted,

/s/ David A. Colecchia

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ORDER OF COURT

This \_\_\_\_\_ day of \_\_\_\_\_, 2019, upon consideration of  
the Appellant's exceptions and after briefing on the matter it is hereby ordered that:

- 1) The matter is remanded back to the ALJ for calculation of a proper payment  
Plan.

BY THE COURT:

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Per Curium