

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

600 SCRANTON LLC :  
 :  
v. :  
 :  
PPL ELECTRIC UTILITIES :  
CORPORATION : NO. C-2019-3014952

---

**PETITION OF AKSD DISCOUNT STORES, LLC a/k/a**  
**P&R DISCOUNTS TO INTERVENE UNDER**  
**“THIRD PARTY NOTIFICATION” AND OTHER RIGHTS**

Pursuant to 52 Pa. Code §§5.71, et seq., AKSD Discount Stores, LLC a/k/a P&R Discounts (“Petitioner”), by and through its attorneys, Cipriani & Werner, hereby files this Petition to Intervene in the above-captioned proceeding and in support thereof states as follows:

1. A Formal Complaint was filed to the above number on or about Friday, December 13, 2019, by and on behalf of 600 Scranton LLC, a Pennsylvania limited liability company (“Complainant”), concerning the billing and interruption of electric service to Complainant’s property located at or known as Route 6, Scranton/Carbondale Highway, Eynon, Pennsylvania (the “Property”), by the Respondent, PPL Electric Utilities Corporation (“Respondent”).

2. Petitioner is a tenant of a major part of the Complainant’s Property, and pays Complainant for electricity as additional rent under its lease which is current for the use of the premises, and whose electric service had been interrupted, without warning or notice recently causing a significant amount of damage. The Petitioner operates a large grocery type store with a large amount of fresh produce, meats, eggs and other perishable products, all of which must be sustained with appropriate cooling and heating. Great loss is occasioned by any interruption in service. The electrical service to Petitioner’s leased part of the Property is and has been paid monthly by Petitioner in an amount vetted by the Complainant and incorporated in the lease, as amended.

3. Petitioner’s attorneys in this matter is:

Myles R. Wren, Esquire  
PA ID #27906  
Email: [mwren@c-wlaw.com](mailto:mwren@c-wlaw.com)  
Cipriani & Werner, P.C.  
415 Wyoming Avenue  
Scranton, PA 18503  
Telephone: 570-347-0600  
Fax: 570-347-4018

4. Respondent filed an answer to the Formal Complaint on or about January 2, 2020.
5. The intervention is allowed where a person has an interest in the proceeding which may be directly affected and which is not adequately represented by existing parties, and, as to which the person may be bound by the action of the Commission in the proceeding. 52 Pa. Code §5.72(a)(2).
6. Petitioner has a direct and substantial interest in the instant proceeding which is not adequately represented by any other party, and is entitled to intervention and third party notification.
7. Petitioner pays Complainant for electricity for the part of the Property leased to Petitioner which is not separately metered and does not receive advance notice or warning of any pending or threatened shutoff or termination of service and has an interest in any relief granted to the Complainant.

WHEREFORE, Petitioner, AKSD Discount Stores, LLC a/k/a P&R Discounts, respectfully requests that the Commission grant this Petition to Intervene and authorize its intervention and participation in the proceedings in this matter.

Respectfully submitted,

CIPRIANI & WERNER, P.C.

By: /s/ Myles R. Wren, Esquire  
Myles R. Wren, Esquire  
PA ID #27906  
Email: [mwren@c-wlaw.com](mailto:mwren@c-wlaw.com)  
Cipriani & Werner, P.C.  
415 Wyoming Avenue  
Scranton, PA 18503  
Telephone: 570-347-0600  
Fax: 570-347-4018

VERIFICATION

I, RONALD WHITIAK, hereby verify that I am a Member of AKSD DISCOUNT STORES, LLC a/k/a P&R DISCOUNTS, that I am authorized to make this Verification on its behalf, and that the statements made in the foregoing PETITION TO INTERVENE are true and correct to the best of my knowledge, information and belief. This statement and verification is made subject to the penalties of 18 Pa. C.S.A. §4904 relating to unsworn falsification to authorities, which provides that if I knowingly make false statements, I may be subject to criminal penalties.

AKSD DISCOUNT STORES, LLC  
a/k/a P&R DISCOUNTS

BY:

Ronald Whitish  
RONALD WHITIAK, Member

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

600 SCRANTON LLC :  
:  
v. :  
:  
PPL ELECTRIC UTILITIES :  
CORPORATION : NO. C-2019-3014952

---

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I served a true and correct copy of the Petition of AKSD Discount Stores, LLC a/k/a P&R Discounts to Intervene upon counsel for the parties by email, on the 6<sup>th</sup> day of February, 2020, as follows:

Thomas J. Jones, Jr., Esquire  
410 Spruce Street, Suite 301  
Scranton, PA 18503  
[tjjoneslaw@gmail.com](mailto:tjjoneslaw@gmail.com)

Kimberly G. Krupka, Esquire  
Gross McGinley, LLP  
33 S. Seventh Street  
PO Box 4060  
Allentown, PA 18105  
[kkrupka@grossmcginley.com](mailto:kkrupka@grossmcginley.com)

Respectfully submitted,

CIPRIANI & WERNER, P.C.

By: /s/ Myles R. Wren, Esquire  
Myles R. Wren, Esquire  
PA ID #27906  
Email: [mwren@c-wlaw.com](mailto:mwren@c-wlaw.com)  
Cipriani & Werner, P.C.  
415 Wyoming Avenue  
Scranton, PA 18503  
Telephone: 570-347-0600  
Fax: 570-347-4018