

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Jay Larry Moyer, Complainant

V.

RE: Docket No. C-2017-2629683

PPL Electric Utilities Corporation, Respondent

Letter Seeking Action by the Commission

November 2, 2020

J. Larry Moyer
370 W. Johnson Street (C-1)
Philadelphia, PA 19144
267-693-2633
gtown73@hotmail.com

November 2, 2020

Ms. Rosemary Chiavetta, Secretary's Bureau
Pennsylvania Public Utility Commission
P. O. Box 3265
400 North Street, 2nd Floor North
Harrisburg, PA 17105-3265

RE: Docket # C-2017-2629683

Dear Commonwealth Court:

The enclosed materials reflect my continuing effort to obtain timely, transparent, and accurate data associated with my PV generating system. The impediments to obtaining that data constitute a significant component of the above-cited case. That case, meanwhile, appears to be dormant, since I have had no communication from the Commission for more than two years.

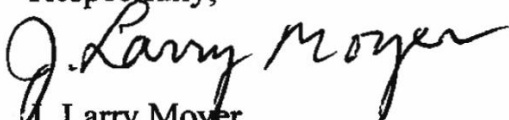
As established in the record of the pending case, my monthly solar bill does not show the total generation, the per-unit value of the generation, or the kilowatt hours of credit that have been generated. The Commission itself concluded in 2014 that it could not ascertain the accuracy of my credit and ordered calculation sheets for that purpose.

Docket # C-2011-2273645, Opinion and Order at 15/Ordering paragraph 6; January 9, 2014. As the record also shows, it is impossible to determine from month to month how PPL has calculated the credit that does appear on my house account. There is, furthermore, no evidence of aggregation in either of my two bills. Finally, though PPL claims that the comprehensive data is available, those claims have proven contradictory, unreliable, and disingenuous.

It is my continuing hope that I will yet see a fair, comprehensive review of the above pending case, including my filing of exceptions; my several requests to re-open the case; and the relevant materials which are now enclosed. It is also my fervent hope that the Commission will even now require PPL to provide regular, transparent, accurate, and verifiable data for my generating system.

In light of the long delay that has occurred, it is unclear whether this is a case of justice being denied through delay or whether the case languishes for some other reason.

Respectfully,


J. Larry Moyer

Cc: Devin T. Ryan
Office of Special Assistants

**Larry Moyer
370 W. Johnson Street (C-1)
Philadelphia, PA 19144
267-693-2633**

November 2, 2020

Ms. Cheryl Oehler, Director of Billing
PPL Electric Utilities Corporation
877 Hausman Road
Allentown, PA 18104-9392

RE: Acct. #06476-21001 and Acct. #67277-97002

Ms. Oehler:

As you know, PPL Electric approved my PV installation under provisions of “virtual meter aggregation”. The two accounts above are directly associated with one another and with that installation. As you are also aware, my GS-1 solar account (#67277-97002) does not provide me with monthly data regarding the amount of generation; the price per unit; or the amount of credit generated by my PV system, nor does it show aggregation of the two meters.

PPL Electric has assured me repeatedly that a twelve-month “year-end spreadsheet” is available which shows the monthly aggregation details (meter readings, kWh of generation, price per unit, and generation credit, etc.) First, in its reply to a filing of Exceptions (March 29, 2013), PPL explained that it “provides a detailed twelve-month worksheet to each virtual metering customer at the end of the PJM Planning Year”. Docket # C-2011-2273645; PPL Reply to Exceptions at 13; March 29, 2013;

That claim in 2013 contradicted PPL’s actual practice. On the contrary, spreadsheets have been made available to me only in response to litigation.

My letter to you on June 19, 2019, asked for clarification on this question (copy attached) and PPL's answer (letter from Devin T. Ryan on July 16, 2019, also attached) provided an answer different from the one in 2013 (above). According to Mr. Ryan's Reply (July 16, 2019), the 12-month year-end spreadsheet is available only "upon request".

Spreadsheets were provided to me in October, 2017 and another (with updates) in February, 2018. These updates were not, however, the "12-month year-end spreadsheet" that PPL has promised. They do not correspond to any 12-month "reporting year". Those two updated spreadsheets, in fact, were created specifically for purposes of litigation.¹ Since no spreadsheet has been provided since that time, I am writing now to request that the 12-month year-end spreadsheets be updated and made available to me (in hard copy) for each of the following reporting years:

June 1, 2017 to May 31, 2018
June 1, 2018 to May 31, 2019
June 1, 2019 to May 31, 2020

Respectfully Yours,


Larry Moyer

Cc: Devin T. Ryan
Ms. Tammy Nalesnic, Staff Analyst

¹ A previous request in April, 2017, went unanswered until I filed a Formal Complaint with the PUC in September of that year. That case before the Public Utility Commission remains pending and appears to be dormant.

Jay Larry Moyer
370 W. Johnson Street (C-1)
Philadelphia, PA 19144
267-693-2633

RECEIVED

JUN 19 2019

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

June 19, 2019

Ms. Cheryl Oehler
Director of Billing
Net Metering Program
PPL Electric Utilities Corporation
827 Hausman Road
Allentown, PA 18104-9392

Dear Ms. Oehler:

With the end of another Reporting Year (May 31, 2019), the question again arises regarding PPL's policy for issuing the detailed "spreadsheet" for virtual metering customers. As the record shows, I requested such a spreadsheet in April, 2017, but none was provided until October, 2017, after I filed the above Complaint (C-2017-2629683) That spreadsheet, which was presented at the Formal Hearing (PPL Exhibit #10) includes data only through February, 2018.

As reported by the Public Utility Commission, the company promised to make the spreadsheet available on a regular basis.

In 2014, the PUC cited the sworn testimony of Aloysius P. Cannon and said:

"Mr. Cannon also explained that for the 2013 PJM Planning Year, PPL would provide these statements to all virtual metering customers as a standard practice. Tr. at 221." (Opinion and Order, January 9, 2014, footnote 5, at 13)

In 2016, the PUC asserted

"... while the additional information the Complainant sought was not on his bill, PPL offers such information on a spreadsheet on a monthly basis. Opinion and Order, May 19, 2016, at 17

In the same Opinion and Order, the Commission asserted,

"As noted above, after the end of the 2012 PJM planning year, PPL began sending to its virtual meter aggregation customers, upon request, a calculation spreadsheet which depicts their monthly credits. PPL has continued this practice after the end of each PJM planning year." Opinion and Order, May 19, 2016, at 28

Unfortunately, information provided in Discovery contradicts those claims and suggests that PPL is no longer providing these spreadsheets. The enclosed email refers to Mr. Aloysius P. Cannon, who had been "responsible for the billing applications, policies, and processes". (PPL Electric Statement No. 1, March 6, 2015)

The email states explicitly that "Larry Moyer sent a letter requesting year end sheets but Al had said we were not providing them." The email is dated May 26, 2017, one month after my letter of April 25, 2017, in which I requested spreadsheets for 2016 and 2017. The email also indicates that the "Procedures for monthly VM customer calculations" are no longer being followed. Those "Procedures", of course, were used to prepare the spreadsheets, according to PPL's own testimony.

This present letter is not a request for spreadsheets. It is asking, instead, for clarification about PPL's current policy with regard to providing them. Are they no longer being provided as the email indicates?

If they are no longer being provided, what means is available to me to obtain comprehensive data (monthly meter readings; total kilowatt hours of generation on a monthly and annual basis; "excess" kilowatt hours that were "banked" from month to month; per-unit values; cash-out and true-up; etc.) from my renewable facility for the two Reporting Years, June 1, 2017 to May 31, 2018 and June 1 to May 31, 2019?

Thank you for your response.

Yours sincerely,

A handwritten signature in cursive script that reads "J. Larry Moyer". The signature is written in black ink and is positioned above the printed name.

J. Larry Moyer

Cc: Mr. Devin Ryan
Hon. Joel H. Cheskis, ALJ
Rosemary Chiavetta, Secretary, Public Utility Commission
Office of Special Assistants, PUC

[REDACTED]

From: Keiser, Deborah L
Sent: Friday, May 26, 2017 1:09 PM
To: Oehler, Cheryl T
Subject: RE: Look what I found from Al Cannon --- Procedures for monthly VM customer calculations.doc

Larry Moyer sent a letter requesting year end sheets but Al had said we were not providing them [REDACTED]
[REDACTED] I came across this and it is also in Al's testimony.

From: Oehler, Cheryl T
Sent: Friday, May 26, 2017 12:55 PM
To: Keiser, Deborah L; Nalesnik, Tammy L
Subject: RE: Look what I found from Al Cannon --- Procedures for monthly VM customer calculations.doc

I mentioned this document to Tammy -- I think Shannon schwarte created this process document with screen shots...I'm sure this will help Tammy. Cheryl

From: Keiser, Deborah L
Sent: Friday, May 26, 2017 12:49 PM
To: Oehler, Cheryl T; Nalesnik, Tammy L
Subject: Look what I found from Al Cannon --- Procedures for monthly VM customer calculations.doc

RECEIVED
JUN 19 2019
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Certificate of Service

Letter to PPL regarding Year-end spreadsheets for virtual metering

RE: Docket No. C-2017-2629683

I hereby certify that I have this day served a true copy of the foregoing letter (to PPL) upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party).

Via USPS

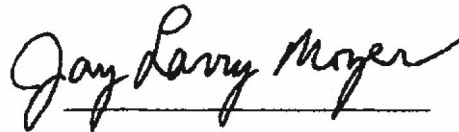
Devin T. Ryan
Post & Schell PC
17 North Second Street, 12th floor
Harrisburg, PA 17101-1601
(Served via email and USPS First Class Mail)

RECEIVED

JUN 19 2019

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

June 19, 2019



Jay Larry Moyer, Complainant
370 W. Johnson Street
Philadelphia, PA 19144
267-693-2633



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717-731-1970 Main
717-731-1985 Main Fax
www.postschell.com

Devin Ryan

dryan@postschell.com
717-612-6052 Direct
717-731-1985 Direct Fax
File #: 140074

July 16, 2019

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Jay Larry Moyer v. PPL Electric Utilities Corporation
Docket No. C-2017-2629683

Dear Secretary Chiavetta:

The purpose of this letter is to respond to the letter dated June 19, 2019, submitted by Jay Larry Moyer ("Complainant") in the above-captioned proceeding. Therein, the Complainant asks Ms. Cheryl Oehler at PPL Electric Utilities Corporation ("PPL Electric" or the "Company") to clarify the Company's current policy on providing year end calculation sheets to virtual meter aggregation customer-generators.

As a preliminary matter, PPL Electric notes that the first page of the document filed with the Pennsylvania Public Utility Commission ("Commission") was not provided to PPL Electric. Therefore, PPL Electric was unaware of the Complainant's request that his letter addressed to Ms. Cheryl Oehler dated June 19, 2019, be considered "in support of [his] Petitions to re-open the above case." Thus, to the extent that the Complainant's letter is considered by the Commission, this letter in response should be considered as well.

In addition, the Company has been clear about its policy for providing year end calculation sheets to virtual meter aggregation customer-generators. Specifically, PPL Electric stated that it will provide "upon request" a virtual meter aggregation customer-generator's "calculation spreadsheet which depicts their monthly credits." See *Moyer v. PPL Electric Utilities Corp.*, Docket Nos. C-2011-2273645, C-2014-2444864, p. 28 (Order entered May 19, 2016). The Commission should soundly reject the Complainant's argument that the May 2017 email included in the Complainant's July 19, 2019 letter states otherwise. The Complainant fails to recognize that the May 2017 email concerned whether to provide the Complainant with the

Rosemary Chiavetta, Secretary
July 16, 2019
Page 2

spreadsheets, even though he requested the spreadsheets in discovery in his Third Complaint proceeding at Docket No. C-2015-2511904 and, at the time of his request for those spreadsheets, discovery was stayed by order of the presiding administrative law judge. *See Moyer v. PPL Electric Utilities Corp.*, Docket No. C-2015-2511904 (Jan. 13, 2016). Ultimately, the Complainant was sent the year end calculation sheets on October 23, 2017, and PPL Electric stated that it would be willing to send the Complainant the year end calculation sheets on an annual basis. All of this, including the Company's May 2017 email, was specifically addressed at the evidentiary hearing in this proceeding on March 6, 2018. (Tr. 147-50, 185-86.)

Finally, this May 2017 email is nothing new. In fact, it was admitted into the record as Complainant's Exhibit No. 42, and the Complainant cross-examined PPL Electric witness Tammy Nalesnik about the letter at the evidentiary hearing. (Tr. 147-50, 196-97.) Thus, the May 2017 email and the Complainant's allegations in the June 19, 2019 letter are not "material changes of fact or law" that would warrant reopening of the record. 52 Pa. Code § 5.571.

For these reasons, and as previously explained in PPL Electric's pleadings filed in response to the Complainant's multiple petitions to reopen the proceeding, the Complainant's petitions to reopen the proceeding should be denied.

A signed verification from Ms. Cheryl Ochler attesting to the statements in this letter is enclosed.

Copies of the letter and verification will be provided as indicated on the Certificate of Service.

Respectfully submitted,



Devin Ryan

DTR/jl
Enclosures

cc: Office of Special Assistants
Certificate of Service

Certificate of Service

Cover Letter regarding access to data (with enclosed materials)

RE: Docket No. C-2017-2629683

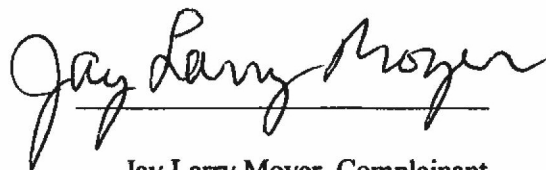
I hereby certify that I have this day served a true copy of the foregoing letter and enclosures upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party).

Via e-filing

Devin T. Ryan
Post & Schell PC
17 North Second Street, 12th floor
Harrisburg, PA 17101-1601
(Served via USPS First Class Mail)

Office of Special Assistants
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor North
P. O. Box 3265
Harrisburg, PA 17105-3265
(Served via USPS First Class Mail)

November 2, 2020

A handwritten signature in black ink that reads "Jay Larry Moyer". The signature is written in a cursive style and is positioned above a horizontal line.

Jay Larry Moyer, Complainant
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Philadelphia, PA 19144
267-693-2633

PHILADELPHIA, PA 19144-3119

PHILADELPHIA, PA
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