



Emily Farah
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December 1, 2020

Via Electronic Filing

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Keystone Bldg. 2nd Floor W
400 N. Street
Harrisburg, PA 17120

RE: Todd Koger, Sr. v. Duquesne Light Company
Docket No. C-2019-3013238
Docket No. C-2020-3020394

Dear Secretary Chiavetta:

Enclosed please find Duquesne Light Company's Reply To Complainant's New Matter And Motion To Amend To Include New Information in the above-captioned matters. A copy of this document and the enclosed filing have been served in the manner(s) indicated on the Certificate of Service. Please contact me with any questions, comments, or concerns.

Sincerely,

A handwritten signature in blue ink, appearing to read "Emily M. Farah", is written over the typed name.

Emily M. Farah
Duquesne Light Company
Counsel, Regulatory

Enclosures

cc: Certificate of Service (w/ enclosures)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

TODD KOGER, SR.,

Complainant,

v.

DUQUESNE LIGHT COMPANY,

Respondent.

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:

Docket No.: C-2019-3013238
C-2020-3020394

**REPLY TO COMPLAINANT’S NEW
MATTER AND MOTION TO AMEND
TO INCLUDE NEW INFORMATION**

Filed on behalf of Respondent,
Duquesne Light Company

Counsel of Record for this Party:
Emily M. Farah, Esquire
PA I.D. No. 322559
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(412) 393-6431
411 Seventh Avenue, MD 15-7
Pittsburgh, PA 15219

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

TODD KOGER, SR.,	:	
	:	
Complainant,	:	
	:	Docket No.: C-2019-3013238
v.	:	C-2020-3020394
	:	
DUQUESNE LIGHT COMPANY,	:	
	:	
Respondent.	:	

**REPLY TO COMPLAINANT’S NEW MATTER AND MOTION TO AMEND TO
INCLUDE NEW INFORMATION**

Respondent Duquesne Light Company (“Duquesne Light” or the “Company”), files this Reply To Complainant’s “New Matter And Motion To Amend To Include New Information”¹ filed by Todd Koger, Sr., in accordance with 52 Pa. Code §§ 5.1, 5.65. Duquesne Light denies all material allegations unless specifically admitted, reserves the right to address any and all issues as may be necessary throughout the course of the above-captioned proceedings, and states as follows:

1. Admitted. By way of further response, the account holder, Todd Koger Jr. (not the Complainant), contacted the company on November 11, 2020 requesting discontinuance of the electric service at 515 Kelly Avenue, Pittsburgh, PA 15221 (the “Property”). Consistent with the account holder’s request and 52 Pa. Code § 56.72, Duquesne Light discontinued electric service on November 11, 2020 at approximately 8:50AM. On the same day service was discontinued, Duquesne Light placed service in Complainant’s name and electric service to the Property was reconnected at approximately 3:00PM. By way of further response, the Pennsylvania Public

¹ Complainant’s New Matter And Motion To Amend To Include New Information did not contain the necessary Motion to Plead as required by 52 Pa. Code § 5.92(b).

Utility Commission's Order entered on October 29, 2020 at docket number M-2020-3019244 ("Order") outlines additional requirements for termination of utility service, not discontinuance. As previously indicated, electric service to the Property was discontinued on November 11, 2020 in accordance with 52 Pa. Code § 56.72.

2. Admitted, to the extent the Complainant is referring to his interaction with a Customer Service Representative ("CSR") on November 11, 2020 after electric service at the Property was discontinued.

3. Admitted, to the extent the CSR was referring to discontinuance of electric service. By way of further response, electric service to the Property was discontinued in accordance with 52 Pa. Code § 56.72 at the account holder's request.

4. Admitted in part and denied in part. It is admitted that the Complainant was advised that a Duquesne Light Customer Service Center Supervisor was not available, but denies the Complainant's characterization of the statement. The CSR advised that a Duquesne Light Customer Service Center Supervisor would be able to call him back. Indeed, after the call was completed, a Duquesne Light Customer Service Center Supervisor called the Complainant twice on November 11, 2020, and was unable to reach the Complainant or leave a voicemail message.

5. Admitted in part and denied in part. Duquesne Light admits that Low Income Home Energy Assistance Program ("LIHEAP") representatives routinely contact Duquesne Light's Manager of Universal Services, Michael Selep, but denies Complainant's characterizations of such interactions. By way of further response, Duquesne Light specifically denies conspiring or inducing Complainant to apply for electric service for any unlawful purpose.

6. This paragraph contains a characterization of a conversation between the Complainant and a LIHEAP representative to which no response is required.

7. Denied. Upon information and belief, Complainant's application for a LIHEAP grant was denied because electric service was not established in Complainant's name until November 11, 2020.

8. This paragraph asserts legal conclusions to which no response is required. By way of further response, Duquesne Light incorporates its Preliminary Objections, filed at Docket No. C-2020-3020394, as if fully restated herein.

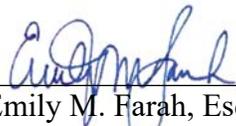
9. Denied. Consistent with the account holder's request and 52 Pa. Code § 56.72, Duquesne Light discontinued electric service to the Property on November 11, 2020. At the time of discontinuance, Complainant was not the electric account holder for the Property.

10. Denied. Consistent with the account holder's request and 52 Pa. Code § 56.72, Duquesne Light discontinued electric service to the Property on November 11, 2020. A security deposit was not required to establish electric service in the Complainant's name.

WHEREFORE, Respondent Duquesne Light Company respectfully requests that the Pennsylvania Public Utility Commission deny the relief sought and deny Complainant's request to amend the above-captioned Complaint(s).

Respectfully submitted,

DUQUESNE LIGHT COMPANY



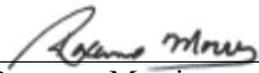
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Counsel for Respondent,
Duquesne Light Company

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

TODD KOGER, SR.,	:		
	:		
Complainant,	:		
	:	Docket:	C-2019-3013238
v.	:		C-2020-3020394
	:		
DUQUESNE LIGHT COMPANY,	:		
	:		
Respondent.	:		

VERIFICATION

I, Roxanne Morris, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).



Roxanne Morris

12/01/20

Date

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

TODD KOGER, SR.,	:	
	:	
Complainant,	:	
	:	
vs.	:	No: C-2020-3020394
	:	
DUQUESNE LIGHT COMPANY,	:	
	:	
Respondent.	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participant listed below in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant):

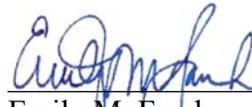
VIA U.S. MAILING ONLY

Todd Koger, Sr.
515 Kelly Avenue
Pittsburgh, PA 15221

VIA ELECTRONIC MAILING ONLY

The Honorable Mark A. Hoyer
Administrative Law Judge
Piatt Place, Downtown
301 Fifth Avenue, #220
Pittsburgh, PA 1522
mhoyer@pa.gov

Dated this 1st day of December, 2020



Emily M. Farah
PA I.D. No. 322559
Counsel for Respondent,
Duquesne Light Company