

Kimberly G. Krupka

33 S. Seventh Street, P.O. Box 4060
Allentown, PA 18105
Direct Dial Number 610/871-1325
kkrupka@grossmcginley.com

ATTORNEYS

MALCOLM J. GROSS
PAUL A. MCGINLEY
HOWARD S. STEVENS
J. JACKSON EATON, III
ANNE K. MANLEY
VICTOR F. CAVACINI
THOMAS E. REILLY, JR.
STUART T. SHMOOKLER
JOHN F. GROSS
ALLEN I. TULLAR
THOMAS A. CAPEHART
KIMBERLY G. KRUPKA
LOREN L. SPEZIALE*†
SAMUEL E. COHEN‡
ADRIAN K. COUSENS‡
R. NICHOLAS NANOVIC*~
SARAH HART CHARETTE*
KELLIE L. RAHL-HEFFNER
PHILIP D. LAUER
JENNIFER L. WEED Δ•
JASON A. ULRICH
MICHAEL J. BLUM* *
NEIL E. WENNER
CONSTANCE K. NELSON
NICHOLAS SANDERCOCK
KARA M. BECK
ROBERT M. CAMPBELL
SAFA ASHRAFI†
JACOB D. OLDAKER

DONALD LaBARRE, Jr., Ret.
CHARLES J. FONZONE, Ret.
MICHAEL A. HENRY, Ret.

Of Counsel:
PATRICK J. REILLY ~
MARIANNE S. LAVELLE

*Also admitted in NY
*Also admitted in NJ
†Also admitted in DC
‡Also admitted in MA
ΔAlso admitted in TX
•Also admitted in NM
~Also admitted in FL
^Also admitted in MD

Allentown Office:
33 S. Seventh Street
P.O. Box 4060
Allentown, PA 18105
Phone: 610/820-5450
Fax: 610/820-6006

Easton Office:
101 Larry Holmes Drive, Suite 202
Easton, PA 18042
Phone: 610/258-1506
Fax: 610/258-0701

Lehighton Office
415 Mahoning Street
Lehighton, PA 18235
Phone: 610/377-0500

May 20, 2021

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265


RE: 600 Scranton LLC v. PPL Electric Utilities Corporation
Docket No: C-2019-3014952

Dear Ms. Chiavetta:

Enclosed for eFiling in the above-captioned matter is the Answer of PPL Electric Utilities Corporation to the Petition to Amend the Formal Complaint and Request it be Accepted *Nunc Pro Tunc* to Original Filing Date, December 13, 2019, as Filed by Complainant.

Please note that this filing was eFiled with the Commission on the date indicated above.

Very truly yours,



KIMBERLY G. KRUPKA

KGK/tb

Enclosure

cc: Administrative Law Judge Dennis J. Buckley (w/enc.) *via email only*
Thomas J. Jones, Jr., Esquire (w/enc.)
Michelle L. Bartolomei (w/enc.) *via email only*
Shelbie Frederick Bayda (w/enc.) *via email only*
01605578.DOCX

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

600 SCRANTON LLC,

Complainant,

vs.

PPL ELECTRIC UTILITIES CORPORATION,

Respondent.

COMPLAINT DOCKET

NO. C-2019-3014952

**ANSWER OF PPL ELECTRIC UTILITIES CORPORATION TO THE PETITION TO
AMEND THE FORMAL COMPLAINT AND REQUEST IT BE ACCEPTED
NUNC PRO TUNC TO ORIGINAL FILING DATE, DECEMBER 13, 2019,
AS FILED BY COMPLAINANT**

TO: ROSEMARY CHIAVETTA:

PPL Electric Utilities Corporation (“Respondent PPL Electric”), by and through its counsel, hereby Answers the Petition in the above-captioned proceeding as follows:

1. Admitted that PPL Electric terminated electric service on or about December 19, 2019. Denied that such termination was improper, as there was a substantial outstanding balance due and owing on this commercial account.

2. Admitted that David Kurtz signed the Formal Complaint self-identifying as “Inhouse Counsel”. Answering Respondent is without information to admit or deny whether such act was done intentionally or inadvertently. Admitted that Thomas J. Jones Jr. was identified as legal counsel. Answering Respondent is without information to admit or deny whether Attorney Jones had yet been retained.

3. Admitted in part, denied in part. Admitted that Respondents understood the term and title “Inhouse Counsel” to denote that Mr. Kurtz was the attorney (counsel) for 600 Scranton LLC Sugarman’s Marketplace, as the term “Inhouse Counsel” is regularly used to refer to an entity’s employed attorney.

4. Neither admitted nor denied as the allegations of this Complaint pertain to an entity other than Answering Respondent.

5. Answering Respondent, PPL Electric, has no objection to the re-filing by Complainant/Complainant's counsel an Amended Complaint *Nunc Pro Tunc*.

6. Answering Respondent, PPL Electric, has no objection to the re-filing by Complainant/Complainant's counsel an Amended Complaint *Nunc Pro Tunc*.

WHEREFORE, Respondent, PPL Electric, has no objection to the Petition to Amend the Formal Complaint *Nunc Pro Tunc*, but does continue to deny any wrongdoing relative to the service and billings provided to Complainant.

GROSS MCGINLEY, LLP



BY: _____

KIMBERLY G. KRUPKA, ESQUIRE
ID No: 83071
Attorney for Respondent
PPL Electric Utilities Corporation
33 S. Seventh Street; P O Box 4060
Allentown PA 18105-4060
Ph. (610) 820-5450; Fax (610) 820-6006

Date: May 20, 2021

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

600 SCRANTON LLC,

Complainant,

vs.

PPL ELECTRIC UTILITIES CORPORATION,

Respondent.

COMPLAINT DOCKET

NO. C-2019-3014952

CERTIFICATE OF SERVICE

This is to certify that the Answer of PPL Electric Utilities Corporation to the Petition to Amend the Formal Complaint and Request it be Accepted *Nunc Pro Tunc* to Original Filing Date, December 13, 2019, as Filed by Complainant was mailed to counsel/complainant of record on behalf of Respondent by first class United States mail, postage on this the 20th day of May, 2021.

600 SCRANTON LLC
c/o THOMAS J. JONES, JR., ESQUIRE
410 SPRUCE STREET, SUITE 301
SCRANTON, PA 18503

GROSS MCGINLEY, LLP



BY: _____

KIMBERLY G. KRUPKA, ESQUIRE
ID No: 83071
Attorney for Respondent
PPL Electric Utilities Corporation
33 S. Seventh Street; P O Box 4060
Allentown PA 18105-4060
Ph. (610) 820-5450; Fax (610) 820-600

VERIFICATION

I, BRIAN A. STAFFORD, being a Project Manager-CS at PPL Electric Utilities Corporation, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect PPL Electric Utilities Corporation 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.

Date: 05/19/2021

Brian A. Stafford
Brian A. Stafford (May 19, 2021 08:49 EDT)

Brian A. Stafford