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BEFORE

THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

IN RE: Z-00223698 David P. Boyce v. Duquesne Light Company Billing Dispute. Initial Hearing on Remand.

Stenographic report of hearing held at the Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, Pennsylvania

Friday, October 14, 1994, at 10:00 a.m.

BEFORE

MICHAEL A. NEMEC, ADMINISTRATIVE LAW JUDGE

RECEIVED

APPEARANCES:

NOV 02 1994

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PUBLIC UTILITY COMMISSION
SECRETARY BUREAU

Appearing on behalf of Duquesne Light Company

DAVID P. BOYCE
Appearing Pro Se

* * * * *

REPORTER: TERRI L. HARRIS

* * * * *

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JUDGE MICHAEL A. NEMEC:

This morning we have a hearing that's scheduled as an initial hearing on Remand. And, indeed, it will be only the initial hearing. The matter is docketed as David P. Boyce versus Duquesne Light Company. The Docket Number is Z-00223698.

Present in the hearing room today are David Boyce, the Complainant, and Attorney Regina Sestak representing Duquesne Light Company.

My name is Michael Nemec, I'm an Administrative Law Judge with the Pennsylvania Public Utility Commission. And I've been assigned to conduct this further hearing in this case.

The hearing this morning is being held in accordance with Commission's Order entered September 1st, 1994. The Commission's Order remanded the case to the Office of Administrative Law Judge solely for a determination of the responsibility for the arrearages on this account, if any.

At this point I'm going to ask Ms. Sestak to present her statement and her witness.

1 ATTORNEY SESTAK:

2 Thank you, Your Honor. Unfortunately,
3 I'm not certain that this was remanded solely for
4 that determination of arrearages in that the first
5 paragraph of the Order itself indicates it was
6 remanded for consideration of the issues as
7 discussed in the body of this opinion and Order.

8 JUDGE:

9 Okay.

10 ATTORNEY SESTAK:

11 And I would ask this Court to consider
12 additional questions which have arisen regarding
13 the Commission's Order in this matter.

14 JUDGE:

15 Okay.

16 ATTORNEY SESTAK:

17 I call my first witness, Susan Moser.

18 JUDGE:

19 Okay. Ms. Moser, you have been
20 previously sworn in these proceedings. You may
21 proceed.

22 SUSAN MOSER, PREVIOUSLY SWORN, RECALLED TO TESTIFY

23 REDIRECT EXAMINATION

24 BY ATTORNEY SESTAK:

25 Q. Please state your name and spell your last

1 name?

2 A. Susan Moser, M-O-S-E-R.

3 Q. And by whom are you employed?

4 A. Duquesne Light Company.

5 Q. How long have you been employed by Duquesne
6 Light?

7 A. Four and a half years.

8 Q. And what is your present job title?

9 A. I'm a regulatory analyst.

10 Q. Would you briefly describe what your job
11 duties are?

12 A. When Duquesne Light customers file complaints
13 with the Public Utility Commission, I investigate
14 those complaints and report back to the
15 Commission. I handle complaints internally,
16 before they get to the Commission. And I make
17 sure that the company is following the
18 regulations.

19 Q. Are you authorized to testify on behalf of
20 Duquesne Light in this matter today?

21 A. Yes.

22 Q. Now, you previously testified at a hearing
23 on, I believe, February 7th of this year,
24 concerning this case; is that correct?

25 A. Yes.

1 Q. During the course of your employment did you
2 become familiar with the Order of the Public
3 Utility Commission in this matter, which is dated
4 --- or was adopted June 30th, 1994, and entered on
5 September 1st?

6 A. Yes.

7 Q. In accordance with that Order, did you
8 investigate the names of all tenants in the
9 apartment building occupied by Mr. Boyce?

10 A. Yes, I did.

11 Q. And did you prepare a list of tenants?

12 A. Yes.

13 ATTORNEY SESTAK:

14 May we go off the record?

15 JUDGE:

16 Sure.

17 OFF RECORD DISCUSSION

18 BY ATTORNEY SESTAK:

19 Q. Ms. Moser, do you have that list here with
20 you today?

21 A. Yes, I do.

22 Q. How many tenants are there in this building,
23 including Mr. Boyce?

24 A. There are seven tenants.

25 Q. Is there also a house meter account in the

1 name of the landlord?

2 A. Yes, there is.

3 Q. Have all of the tenants been in the building
4 since the date that this complaint was originally
5 filed, which was back on ---?

6 A. The answer is, no.

7 Q. Oh, okay.

8 A. We had somebody who moved in two months ago.

9 Q. Are there any tenants who have been here
10 since the effective date of Act 54, which was
11 September 2nd, 1993?

12 A. Yes.

13 Q. How many of the tenants have been there that
14 long?

15 A. Since September of '93, five.

16 Q. Is that including Mr. Boyce?

17 A. That includes Mr. Boyce.

18 Q. Okay. Do you have an extra copy of that
19 list?

20 A. Yes, I do.

21 ATTORNEY SESTAK:

22 We had previously submitted Exhibits One
23 and Two, being a statement of account and a usage
24 comparison report on the account of David Boyce.
25 I have updates of those two exhibits here today

1 with me. I would label this as Exhibit Number
2 Three and ---.

3 JUDGE:

4 It may be so identified. And we will
5 make copies and admit it later.

6 ATTORNEY SESTAK:

7 Thank you.

8 BY ATTORNEY SESTAK:

9 Q. Ms. Moser, have these tenants --- have they
10 been contacted concerning the Commission's Order?

11 A. No, they haven't.

12 Q. What steps have you taken to effectuate the
13 Commission's Order that all accounts in this
14 building be placed in the name of the landlord?

15 A. Well, I started writing a letter to inform
16 the tenants that this would be done. We do have a
17 few questions regarding that. I've looked at each
18 tenants' account, all the present tenant's
19 accounts to review what their consumption is and
20 I've started investigating their accounts.

21 Q. Do any of these other accounts show any
22 indication one way or the other that there may be
23 a foreign load situation?

24 A. Some of the accounts I would tend to doubt
25 it, because the usage is low throughout the year.

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1 Okay. There are other --- there is a least one
2 other account where I definitely say that there is
3 an air conditioning. Whether or not that is
4 shared by other apartments, I don't know. And
5 there are two other accounts that the usage does
6 go up in the summer, and they may have their own
7 air conditioning unit. It wouldn't seem as though
8 that usage is high enough that's it's --- their
9 air conditioning and somebody else's. They might
10 even have fans or a dehumidifier.

11 Q. Is there any way to tell solely looking at
12 Duquesne Light's records whether or not there are
13 foreign loads in this building?

14 A. No.

15 Q. In order to accurately determine that, what
16 would it be necessary for Duquesne Light Company
17 to do?

18 A. We'd have to have a field investigation and
19 we have to send people out, preferably when all
20 the tenants are there so we can get into their
21 apartments, we can shut things off, we can turn
22 things on. We can turn off a meter and see what
23 goes on in different apartments.

24 Q. So that would require, not only Duquesne
25 Light personnel but all tenants being present at

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1 the time?

2 A. It makes it a lot easier, yes, and then more
3 accurate to have all the tenants there, or at
4 least access to all of the apartments.

5 Q. Have you been in communication with the
6 landlord at all?

7 A. No, I haven't.

8 Q. I have no further questions on this specific
9 issue. But turning to another portion of the
10 Public Utility Commission's Order, did you review
11 the records on Mr. Boyce's account in an attempt
12 to determine which portion of his bills may be
13 allocated to the air conditioning unit, which was
14 the subject of the original complaint?

15 A. Yes.

16 Q. Did you prepare any documentation on that?

17 A. Yes.

18 Q. Okay.

19 A. I have it.

20 Q. You completed that this morning; is that
21 correct?

22 A. Yes, I have. It's basically typed up with
23 just the kilowatt hour usage, and then I did a
24 printout on the screen on how much that would
25 amount to, the kilowatt hours times the rates.

1 Q. Okay. Let's start with Mr. Boyce's account.
2 Did you determine what --- well, let me ask you,
3 what did you determine regarding the allocation of
4 payment for the air conditioning unit on Mr.
5 Boyce's account?

6 A. Well, because we didn't know exactly when
7 this would be effective, I started with 1991,
8 where he moved in. And on the usage of comparison
9 chart I added up the months when the air
10 conditioning was not used, because we know on Mr.
11 Boyce's account, that's the only thing that is
12 foreign load, is the air conditioner. So I
13 figured out what you might consider a base load,
14 all non-air conditioning usage, okay.

15 So for each year I figured out the base load,
16 then I figured out what the base load would be for
17 the time in which there is higher usage during the
18 air conditioning season. Okay. And a couple of
19 years we had estimates in there, so they may have
20 gone a little longer. One year it went to
21 November, because the usage --- we had an estimate
22 in there. And then what I did is I took what the
23 actual usage for those --- for the air
24 conditioning season and I subtracted off the base
25 load, which he would have used without the air

1 conditioning for that time period. And I came up
2 with the number of kilowatt hours that we can
3 attribute to air conditioning usage for each of
4 the years.

5 And also for 1993, I broke that up. And I
6 went from the beginning of the air conditioning
7 season to September 2nd, because that's when the
8 Order went into effect. And then I have like a
9 figure for that. And then I have a figure from
10 September 2nd to the end of the air conditioning
11 season, which was, I think October.

12 Q. Okay. Do you also have 1994?

13 A. Yes, I have 1994.

14 Q. Could you briefly tell the Court what the
15 amounts, the kilowatt hours and the money amounts
16 are for each of those periods?

17 A. Sure. For 1991, I figured that the air
18 conditioning usage was 4,083 kilowatt hours, okay.
19 And that would come to \$520.58. For 1992, the air
20 conditioning usage was 1,615 kilowatt hours, and
21 that's \$189.60. Then in 1993, the usage from July
22 to September 2nd, 1993, the air conditioning usage
23 was 3,162 kilowatt hours, and that was four
24 \$403.16, okay. The usage from September 2nd, '93,
25 to the October '93 due date was 1,062 kilowatt

1 hours, which is \$135.41. And then in 1994, the
2 air conditioning usage was 3,575 kilowatt hours,
3 which is \$419.71.

4 Q. Now, in the Order, the Public Utility
5 Commission seemed to suggest that a portion of the
6 Complainant's arrearages be allocated to the
7 landlord. Are there presently arrearages on the
8 Complainant's account?

9 A. Yes, there are.

10 Q. What is the amount of the arrearages?

11 A. \$540 --- well, the current account balance is
12 \$544.87, but that includes the current bill of
13 \$85.28. The current bill is \$85.28, and that's
14 due on October 24th.

15 Q. You're referring there to a document, which I
16 had previously marked Exhibit One. You're
17 referring to, I believe, an additional fourth page
18 to that exhibit which updates it?

19 A. That's correct. Yes.

20 ATTORNEY SESTAK:

21 I'm providing an original and two copies
22 of the updated Exhibit One, the statement of
23 account, which was properly identified and
24 authenticated in the prior hearing.

25 JUDGE:

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1 Okay.

2 BY ATTORNEY SESTAK:

3 Q. And, Ms. Moser, you had also updated the
4 usage comparison report that was previously
5 submitted; is that accurate?

6 A. Yes.

7 ATTORNEY SESTAK:

8 I have here a copy of that for the ALJ
9 and for Mr. Boyce. May I confer with Ms. Moser
10 off the record?

11 JUDGE:

12 Sure.

13 OFF RECORD DISCUSSION

14 ATTORNEY SESTAK:

15 I have no further questions for Ms.
16 Moser.

17 JUDGE:

18 Okay. Ms. Moser, any idea why the
19 average usage is so much lower in '92 than in the
20 other three years? Did you notice that and did
21 you ---?

22 A. I didn't notice that when I was doing it. I
23 didn't notice that final thing there.

24 JUDGE:

25 But the average per day usage is only

1 9.5 kilowatt hours in '92. And the other three
2 years are pretty consistent, 20.4, 18.8, 18.7.

3 A. The total for the year looks like that may be
4 low and that calculation may not be right. But
5 that year, the base load that I figured out was
6 lower. That year the base load was only five
7 kilowatt hours a day. And the other years --- the
8 other lowest was 1993, when it was 6.2. But
9 still, I think that you're right, that that 9.5 is
10 low.

11 JUDGE:

12 And since --- it appears to me that Mr.
13 Boyce had been making payments and keeping his
14 balance roughly in the \$500 to \$600 arrearage
15 range?

16 A. That's correct. He has also received grants,
17 which have helped.

18 JUDGE:

19 Am I correct that Duquesne has no
20 records with regard to the --- how the wiring is
21 set up in his house, other than to the effect that
22 there is a connection between the air conditioner,
23 the air conditioner compressor that serves both
24 Mr. Boyce, and how many other apartments; do you
25 recall?

1 A. Two.

2 JUDGE:

3 Two other apartments?

4 A. Correct. Yes. And when we went out that was
5 the only connection we could find. We would be
6 out there looking for any other possible foreign
7 wiring. And when we investigated Mr. Boyce's
8 complaint, that's the only thing we found.

9 JUDGE:

10 So if we take --- well, whatever period
11 we end up using here, in terms of applicable
12 period to adjust the arrearage --- well, I guess
13 we can't really do that, yet, because we don't
14 know what the wiring situation is; would you agree
15 with that?

16 A. For Mr. Boyce we do know what the wiring
17 situation is. For the rest of the building, no.

18 ATTORNEY SESTAK:

19 If I may?

20 JUDGE:

21 And the question is, does this --- do we
22 have to deal with the rest of the building. And
23 I'm not sure. What's the answer?

24 ATTORNEY SESTAK:

25 My concern is that the Public Utility

1 Commission has ordered us to place all apartments
2 in this building in the landlord's name, which I'm
3 not certain that that requires a refiguring of any
4 of the bill. But certainly it involves the
5 involvement of the other tenants and the landlord.

6 JUDGE:

7 Right.

8 ATTORNEY SESTAK:

9 An additional question that arises is
10 that Mr. Boyce has previously testified that he
11 has had some contributions from other tenants
12 toward the cost of the air conditioning. He
13 testified that many of these other tenants did not
14 pay their fair share, but that they did pay
15 something. I'm not certain whether that's --- the
16 portion that they pay should be credited to Mr.
17 Boyce or to these other tenants. We don't have
18 any record of what specifically each of them paid
19 to Mr. Boyce to forward to the electric company.
20 I assume Mr. Boyce has those figures.

21 JUDGE:

22 Mr. Boyce, do you have any questions for
23 Ms. Moser?

24 MR. BOYCE:

25 Questions?

1 JUDGE:

2 Uh-huh (yes). Do you have any comments?

3 MR. BOYCE:

4 I was just going to say that probably in
5 '92, the reason that the usage was lower was
6 because Mr. Lloyd, William Lloyd, is an older
7 gentleman and he gets cold easily. And he was
8 then in apartment one, where the thermostat is for
9 the three apartments. And he typically didn't use
10 it as much. He preferred sometimes just to leave
11 a window open or whatever.

12 And then there would be other people
13 that would live in there --- there were maybe five
14 or six different, I'm just guessing, groups of
15 people that lived in that apartment over the four
16 years. And some of them would let the air
17 conditioning run 24 hours a day, whether they were
18 there or not. They would go away for the weekend
19 and leave it on. And you would be freezing to
20 death.

21 JUDGE:

22 Is Mr. Lloyd know longer there.

23 MR. BOYCE:

24 Mr. Lloyd moved to apartment two.

25 JUDGE:

1 I see, okay.

2 MR. BOYCE:

3 When the one gentleman that left it
4 running all of the time moved out he switched
5 apartments.

6 JUDGE:

7 Now, have you had occasion to talk to
8 Mr. Haffner (phonetic) at all about the situation
9 there, since the last hearing?

10 MR. BOYCE:

11 I've written letters apprising him of,
12 you know, what I've been doing. I just sent him a
13 copy of this. It's a ---.

14 JUDGE:

15 Okay.

16 MR. BOYCE:

17 It's an announcement basically of ---
18 the most recent tenants of apartment one paid two
19 months' rent so far for the summer season. They
20 owe two months. Mr. Lloyd has paid two months'
21 rent, and he owes two months.

22 JUDGE:

23 By paying two months rent ---.

24 MR. BOYCE:

25 I mean, two months ---

1 JUDGE:

2 Contribution on the electric bill?

3 MR. BOYCE:

4 --- contribution. And I lauded them in
5 the letter for being forthcoming.

6 JUDGE:

7 Okay. So Mr. Lloyd is one of the other
8 two apartments and the other --- so you are
9 getting some contributions now from the other two
10 apartments for the electric bill?

11 MR. BOYCE:

12 So far, yeah.

13 JUDGE:

14 Yeah. And I think probably the solution
15 here is to --- well, of course, ---.

16 MR. BOYCE:

17 See, I used to do the same thing with
18 everybody that lived there.

19 JUDGE:

20 Uh-huh (yes).

21 MR. BOYCE:

22 I was the one responsible for taking the
23 bill, figuring up my yearly average usage,
24 dividing it by 12, getting a monthly usage and
25 then subtracting that from the top of the bill as

1 it would come in. And then the remainder of the
2 bill I would divide by the three apartments
3 equally in thirds. And then I would make copies
4 of everything and distribute them to the two other
5 apartments and send a copy also to Mr. Haffner.

6 JUDGE:

7 Well, I suppose if the bills were all
8 turned in in Mr. Haffner's name, then he'd get the
9 job of divvying up responsibility by apartment;
10 wouldn't he? You know, if all of the accounts are
11 placed in his name then he'd have to approach each
12 one of you in terms of your respective
13 contributions to the electric bill. Do you think
14 that that would be a better way of handling it
15 then the present situation?

16 MR. BOYCE:

17 Mr. Haffner is a fairly affable person.
18 He's fairly reasonable, but he also has a quick
19 temper. And he's very fond of money. And he's
20 always on the run. I used to try to call him on
21 the phone, but typically when you first move in
22 there there is a honeymoon period. And then after
23 about the first couple of months that you're there
24 then, what do you want, I'm busy. So I started
25 sending him letters thereafter, it was much ---

1 much ---.

2 JUDGE:

3 Certainly easier on your nervous system.

4 MR. BOYCE:

5 Yeah, I'm mean, and I could --- I'm more
6 articulate when I write than when I speak, most of
7 the time anymore. I used to be more articulate
8 before I acquired my present illness. But my
9 linear thought sometimes is pretty good. So I
10 write letters explaining everything. And then he
11 can't interject in between sentences or --- so I
12 get everything said and then by then take it from
13 there.

14 JUDGE:

15 Uh-huh (yes).

16 MR. BOYCE:

17 I have been low to raise his ire because
18 I've been living there since --- the first year
19 without a lease. So technically he could make me
20 move at any time. And you could make up any
21 reason. There would be many ways of getting
22 around it. He couldn't prove it would be out of
23 revenge or anything like that. So I've attempted
24 to --- I'll don't like to use the word coddle, but
25 I've treated him with kid gloves.

1 JUDGE:

2 How are you coming in your studies, by
3 the way?

4 MR. BOYCE:

5 I owe seven classes out of the eight
6 from last year. I have seven incompletes. And I
7 had to fight like hell to get into school this
8 year, this fall, to take five more classes. Not
9 because of the Dean, he readily signed my
10 reinstatement, as he always does. But the lady
11 that runs the Office of Vocational Rehabilitation
12 wanted me to sit out a term. But ---.

13 JUDGE:

14 How much longer do you think you'll be
15 in school?

16 MR. BOYCE:

17 I've requested an extra year to complete
18 my four year degree. And then hopefully by that
19 time we will have found some better form of
20 raising my serotonin level to the point to where I
21 can function normally and I'll continue on to grad
22 school for four more years. I hope to do that
23 anyway.

24 So anyway, I'm currently working on 11
25 classes.

1 JUDGE:

2 That ought to keep you busy.

3 MR. BOYCE:

4 Yeah. The hardest part is keeping the
5 other seven professors from the last year in line,
6 so to speak. If any one of them break rank and
7 decide to arbitrarily give me a D or an F then a D
8 would automatically expel me from the OBR Program,
9 and then that would eventually, at least give me a
10 term suspension from school.

11 So while I'm doing the four classes this
12 year I have to try to --- we were supposed to have
13 a meeting today at two o'clock. My academic
14 advisor and my therapist and I, to work out a
15 strategy of how to go about doing everything. But
16 unfortunately my academic advisor is ill today, so
17 she called off. But we're planning on doing that.

18 JUDGE:

19 In terms of the situation we have with
20 the Commission's Order and such, do you have any
21 suggestions or desires, wishes, comments?

22 MR. BOYCE:

23 More than my illness, it has been all of
24 the extraneous stuff that I've had to do to keep
25 myself going. I live on liquid food, I haven't

1 eaten solid food for over a year. The Government,
2 neither on the County, State or Federal level will
3 subsidize liquid food. And, I'm sure you know,
4 it's quite costly. Ensure or --- you've seen
5 these products in the store for \$10 a six pack or
6 whatever. So I had to lobby for about five
7 months, six, seven months maybe. And I finally
8 found a source at the University of Pittsburgh
9 Medical Center through the Hill Burton Program,
10 Montefiore Hospital that's regularly shipments of
11 this liquid food in for the patients. And I've
12 been to see the metabolism and endocrinologist ---
13 the specialist whom I have an appointment with on
14 the 19th for a followup. And she told them about
15 how much calories I need per day for my age and my
16 activity level. And they have been meeting that
17 requirement.

18 Otherwise, OBR, Mr. Laskay (phonetic), Mr.
19 Bob Laskay, asked me --- subsequent to my asking
20 for a fifth year to complete my schooling, he
21 asked me to write a two-year projection of all of
22 the classes I would take, what they would be, when
23 they would be, how many credits they would be for.
24 So I had to extrapolate. I got two years worth of
25 summer, fall and spring schedules. And I

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1 determined which classes were offered every other
2 year, which was every term, so on so forth. And
3 it took me about two months to put together this
4 schedule. And I wrote many letters about that
5 thick (indicating), and I made three copies and
6 handed them in. And then I gave one to the
7 Hillman (phonetic) Foundation. I asked Elsie
8 Hillman for money to go to school on. Besides
9 that, there has been this litigation.

10 JUDGE:

11 Well, I want to try and minimize the
12 effect of this on you in what ever way I can, and
13 I'm open to any suggestions that you have as to
14 how we deal with this. Duquesne stated their
15 concerns. I'm wondering if you have any
16 suggestions?

17 MR. BOYCE:

18 I first suggested two year ago that ---
19 three years ago --- '91, when I first found out
20 that my air conditioner was hooked up to this
21 monster air conditioner, I moved in in the dead of
22 winter on New Year's Eve. And I didn't find out
23 about the air conditioner until May or June, when
24 I got my first bill. He said, oh, yeah, well,
25 you're supposed to share the air conditioning,

1 that doesn't come with the heat. And he delegated
2 me to do the job of picking up the money and
3 paying the bill.

4 Just about every summer I would get
5 maybe one payment the first month or so.
6 Sometimes no payments. And then at the end of the
7 summer one group of people left in the middle of
8 the night. And there were two Pitt ladies living
9 just this past year in apartment one. One is
10 going to law school at Pitt, the other got a job
11 somewhere there in town, I think at Kaufmans. And
12 they gave me the first month's rent, they moved
13 out and said they would mail the rest, and they
14 never did. There was another group of girls that
15 moved in for a couple of months and lived there,
16 and they moved out. And now there is another
17 group of people there. I've just been doing my
18 regular routine, figuring out what everybody owes
19 and writing them letters.

20 And then also a great portion of this
21 summer, these reports that I had to write to the
22 PUC ---.

23 JUDGE:

24 What reports?

25 WITNESS REVIEW DOCUMENTS

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•ERIE
•SOMERSET

•HARRISBURG
•INDIANA

SARA ANN SARGENT
COURT REPORTING SERVICE
210 Main Street
Johnstown, PA 15901
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•GREENSBURG
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1 JUDGE:

2 Go ahead, sir.

3 MR. BOYCE:

4 This is a booklet of approximately 15
5 pages, 20 pages maybe. And the letter I sent is
6 entitled Duquesne Electric Monthly Current
7 Community Bill, 5608 Ellsworth Avenue, Pittsburgh,
8 Pennsylvania 15232.

9 JUDGE:

10 Did you prepare this?

11 MR. BOYCE:

12 No, sir.

13 JUDGE:

14 Are you familiar with this?

15 ATTORNEY SESTAK:

16 Yes, Your Honor.

17 MR. BOYCE:

18 And it says AC usage charge for July 27,
19 1994. And in it I had copies of all of the bills.
20 And I wrote Mr. Haffner a letter dated May 6th,
21 saying, Dear Mr. Haffner, how have you been doing,
22 haven't seen you in a while, hope you are okay.
23 Please find enclosed along with the rent, my next
24 move regarding the electric situation in response
25 to the denial of the request for an exception to

1 the conditions set forth upon me by Judge Nemeč.
2 You may be the judge as to how well-articulated my
3 letter sums up the parameters within which I can
4 accommodate, yet still navigate. It was someone's
5 turn to make a move, so I took the initiative. I
6 personally believe this to me a forthright,
7 responsible reply, enough that aside from sending
8 you a copy I am forwarding copies to Judge Nemeč,
9 ten copies to the Administrative Law Judge in
10 Harrisburg, and in quotes, as I had to do the last
11 time, and one or two to Duquesne Light.

12 I wrote another report and it was called
13 response to, and it's referred to in one of your
14 letters.

15 ATTORNEY SESTAK:

16 I don't believe we received that. We
17 did receive a response to.

18 MR. BOYCE:

19 Yeah. I put these two together, this
20 summary. The letter finishes up, so far as news
21 around the building is concerned, it appears as
22 though the new people who have moved into
23 apartment one --- and then there was just some
24 incidental stuff about having to knock some wood
25 off the door to move stuff in. And I said,

1 there's a space where rain can ---. I said there
2 is also an opening three or four inches deep. And
3 if it rains to any heavy degree the basement will
4 maybe get very wet. I planned on repairing the
5 door, but was not quite ready to do so yet. But I
6 have managed to put one small piece of the
7 basement wall panel to cover a hole per my last
8 letter. So I sent ten copies of these two reports
9 to Harrisburg.

10 JUDGE:

11 Okay. Indicate to me what the two
12 reports are again.

13 MR. BOYCE:

14 One is the summation of ---

15 JUDGE:

16 The bill?

17 MR. BOYCE:

18 --- the denial of my request for
19 acceptance of --- denial of the request for an
20 exception to the conditions set forth in response
21 --- set upon me by Judge Nemec. When you asked me
22 to pay the ---

23 JUDGE:

24 Yes. Okay.

25 MR. BOYCE:

1 --- monthly. When I got the official
2 response from Harrisburg I felt it was unfairly
3 arbitrated, and so I wrote a subsequent response.
4 And I used more legalees. I wasn't as ill at the
5 time. I was in one of my more upswings. And so I
6 was more fit to write a more forceful letter and
7 ---.

8 JUDGE:

9 Okay. The document you have in your
10 hand now, though, is that a compilation of two
11 documents?

12 MR. BOYCE:

13 That's just one document.

14 JUDGE:

15 All right. And this was submitted to
16 the Commission?

17 MR. BOYCE:

18 Ten copies. You were supposed to get
19 one. When I called Harrisburg the lady said that
20 you would get one.

21 JUDGE:

22 Yeah. Well, I haven't.

23 MR. BOYCE:

24 You can have that one. And if you need
25 that one, also, you can have that, unless Ms.

1 Moser needs it.

2 ATTORNEY SESTAK:

3 I haven't seen either of these.

4 JUDGE:

5 Yeah. Is this the same thing that you
6 have, Ms. Moser?

7 MS. MOSER:

8 No, I have the response to the
9 exception.

10 JUDGE:

11 Okay.

12 MR. BOYCE:

13 And the reason I sent ten copies is
14 that's how many the Board in Harrisburg asked me
15 to send or requested me to send.

16 And in addition to that I had to apply
17 for in internship for my Communications
18 internship. So I spent quite a bit of the summer
19 compiling a portfolio for that. So it was all of
20 this kind of stuff in addition to doing the
21 monthly electric bills and that's how I got behind
22 in school. And my professors expected me to make
23 that up over the summer, but they don't know about
24 all of this stuff.

25 JUDGE:

1 You know, I'm going to point out to you
2 that I think you took on yourself the preparation
3 of these two documents that ---.

4 MR. BOYCE:

5 Well, they asked me to do the first one.

6 JUDGE:

7 Who asked you?

8 MR. BOYCE:

9 The people in Harrisburg, what are they
10 called?

11 JUDGE:

12 They asked you to do a bound document of
13 perhaps 20, 25 pages?

14 MR. BOYCE:

15 Well, they asked me to address the
16 situation and I felt that's what it required.

17 JUDGE:

18 Do you have any additional copies of
19 these two documents with you?

20 MR. BOYCE:

21 I didn't have any with me.

22 JUDGE:

23 Okay. I'll request them from Harrisburg
24 so that I have a copy. I don't want to take your
25 last ones. Why don't --- do you have more at

1 home?

2 MR. BOYCE:

3 I have them on disc. I can make more.

4 JUDGE:

5 Then why don't you keep both of those so
6 that you have them in case you need to refer to
7 them.

8 MR. BOYCE:

9 That's all right.

10 JUDGE:

11 And I will check the file room in
12 Harrisburg and find out what their situation is
13 with regard to these documents.

14 MR. BOYCE:

15 I might also mentioned that I'm a
16 compulsive person due to my illness and I'm a
17 perfectionist much to my demise sometimes.

18 JUDGE:

19 Yeah. I think it operates to your
20 detriment in some situations. And I think that's
21 what happened this summer.

22 MR. BOYCE:

23 But they asked me for the first ten
24 copies, the first report. And when they denied my
25 request the language that they used prompted me to

1 write an official response.

2 JUDGE:

3 I think I'll take your comments under
4 consideration. I'm inclined to ---.

5 MR. BOYCE:

6 In other words, I was trying to get this
7 thing taken care of. And it's been in my hair, so
8 to speak, for three years now. And I would just
9 like to see it taken ---

10 JUDGE:

11 Care of?

12 MR. BOYCE:

13 --- care of, yes, sir.

14 JUDGE:

15 Yeah. I'll tell you, I'm inclined to
16 direct Duquesne to at least put your account and
17 the other two accounts that are connected together
18 for the air conditioning into Mr. Haffner's name
19 and schedule another hearing. I'll give Haffner
20 the other two tenants and yourself an opportunity
21 to appear in a hearing and attempt to resolve the
22 arrearage, the outstanding arrearage. How would
23 that sit with you, do you think? Or is that going
24 to trigger a lot more work on your part?

25 MR. BOYCE:

1 Well, the only anxiety that I have about
2 it is that if Mr. Haffner forms a grudge he may
3 not act upon it within one month or three months,
4 but somewhere down the line he could, for some
5 reason, just ask me to move.

6 JUDGE:

7 Yeah. Unfortunately we're not in the
8 position --- none of us are in the position of
9 foreseeing the future, number one.

10 Secondly, you know, we can't protect
11 ourselves against all unfortuitous events, even
12 though that seems to be the way our society is
13 headed.

14 MR. BOYCE:

15 Right now, the way it stands is since
16 Mr. Haffner does not invest any money into the
17 building and there were necessary repairs that
18 needed to be made, I've also put money into
19 repairing like the front door. We didn't have the
20 security door for a year.

21 JUDGE:

22 Okay. But this stuff that is between
23 you --- this --- I mean, repairs to the place are
24 clearly between you and Haffner. That has no
25 bearing whatsoever on issues involving the Public

1 Utility Commission.

2 MR. BOYCE:

3 But in addition to that I had looked for
4 a suitable apartment for three months that was on
5 the bus routes, close to shopping, close to
6 school, that was in a nice neighborhood at a
7 reasonable rent. And it took that long to find
8 this place. And once I found it I'm low to move
9 out it, not only because I've invested a little
10 money into it, but because I have no money with
11 which to move anywhere. If he asked me to move I
12 would be at a very great disadvantage, because I
13 wouldn't have any money for --- deposit for one or
14 two months' rent, and I wouldn't have the first
15 month's rent. And then the moving and --- and
16 then that I'm behind in school. All of this has
17 detrimentally effected my schooling. And so I
18 would just like to see everything resolved, if
19 possible, on an amicable basis.

20 JUDGE:

21 Well, how do we do that? I'm open to
22 any suggestions that you might have as to how we
23 resolve this on an amicable basis?

24 MR. BOYCE:

25 My first suggestion in '91, was since

1 apartment one, which is the largest apartment, is
2 on two levels, and it has the only thermostat, and
3 it's the one that's been the transient one where
4 there has been like six or seven groups of people
5 that moved in and out and skipped out on the bill,
6 I thought that would be the logical place to move
7 the cable to. It would only take a matter of ---.

8 JUDGE:

9 What cable?

10 MR. BOYCE:

11 The electric cable running from the air
12 conditioner.

13 JUDGE:

14 Okay.

15 MR. BOYCE:

16 It would only take a matter of
17 disconnecting it and moving it about two feet and
18 hooking it to another meter, to apartment one.
19 And then ---.

20 JUDGE:

21 So there would be a separate meter for
22 the air conditioner?

23 MR. BOYCE:

24 Well, it would be the people in
25 apartment one that would be responsible. And

1 since they have control of ---

2 JUDGE:

3 The thermostat?

4 MR. BOYCE:

5 --- its use and since they have an
6 apartment that's about four times as large as
7 mine, on two floors, and they are often apt to go
8 away for a weekend and just leave it running.
9 That just seemed to me to be --- and then when
10 they skipped out on the bill, I wouldn't be left
11 with the bill, Mr. Haffner wouldn't be left with
12 the bill. The people in whose name the bill was
13 in would be the ones that the electric company
14 would go after. And then if they didn't pay their
15 bill they wouldn't be able to get electric
16 anywhere that they moved to. I thought that was -
17 ---

18 JUDGE:

19 Unless they move to another utility
20 service territory.

21 MR. BOYCE:

22 Well, ---.

23 JUDGE:

24 But what's this do in terms of Duquesne
25 Light, if we simply shift the AC load to another

1 meter? Ms. Moser, you're shaking your head.

2 MS. MOSER:

3 Under Act 54 it would still be an Act 54
4 and it would still have to go in the landlord's
5 name, the way I understand it.

6 MR. BOYCE:

7 Well, see, that's the new ruling now.
8 So three years ago that's what I suggested. But,
9 now, since there is the ruling, it has to go into
10 his name. So I would suggest that you would just
11 have to write him a letter stating all of the
12 rules of Act 54 and say, our men are coming into
13 your building on such and such a day and they're
14 going to do all the rewiring. Or Duquesne is not
15 allowed to do the wiring, so you are, therefore,
16 directed to hire a contractor to come in and ---.

17 JUDGE:

18 No. I think what the Commission has in
19 mind here is that simply Duquesne Light puts all
20 of these accounts into Mr. Haffner's name until he
21 is able to prove to them that he has separately
22 metered each and every one of these apartments. I
23 mean, that's the way I read this.

24 MR. BOYCE:

25 Either way sounds fine to me.

1 JUDGE:

2 Pardon me?

3 MR. BOYCE:

4 Either way sounds fine to me. That way
5 it would be the electric company and the State ---
6 the Commonwealth of Pennsylvania directing Mr.
7 Haffner to do this. And I would be totally left
8 out of it. Other than that I would be one of the
9 people that he would have to wire. That way I
10 wouldn't have to have a confrontation with him.
11 He couldn't blame me for causing all of this, so
12 on and so forth.

13 JUDGE:

14 Okay.

15 MR. BOYCE:

16 And since he owns about 12 other
17 buildings, this could have --- this Act could be
18 generated from a situation in any one of his other
19 dozen buildings.

20 JUDGE:

21 Anything else from Duquesne?

22 ATTORNEY SESTAK:

23 Your Honor, I'd like clarification. You
24 indicated that you would direct Duquesne Light to
25 place the three apartments on this air

1 conditioning unit in Mr. Haffner's name and that
2 you would schedule a hearing for those persons ---
3 the other tenants, Mr. Boyce and Mr. Haffner to
4 appear.

5 In terms of clarification of the
6 Commission's Order, is Duquesne Light Company now
7 also to place all of the remaining apartments in
8 the building in Mr. Haffner's name? And if so, as
9 of what date? That's what really has us confused.

10 JUDGE:

11 Okay. I will --- in light of your
12 comments today and Mr. Boyce's comments, I'll
13 review the Commission's Order again and issue an
14 interim Order, in which I will attempt to clarify
15 it.

16 ATTORNEY SESTAK:

17 Your Honor, are we to understand then
18 that Duquesne Light Company does not need to take
19 any action immediately regarding the transfer of
20 accounts between individuals?

21 JUDGE:

22 Yeah. That's fine. But this interim
23 Order will be out pretty quickly.

24 ATTORNEY SESTAK:

25 Thank you.

1 JUDGE:

2 Hopefully it will provide some guidance.

3 ATTORNEY SESTAK:

4 May we go off the record?

5 JUDGE:

6 Yeah. I'll be back in a minute. We're
7 going to recess for about two minutes.

8 SHORT RECESS TAKEN

9 JUDGE:

10 Anything else?

11 ATTORNEY SESTAK:

12 Yes, Your Honor. If you do determine
13 that the accounts are to be placed in Mr.
14 Haffner's name at a prior date we will need some
15 guidance on what to do with payments that were
16 made subsequent to that date, whether they are to
17 be refunded to the rate payer or credited to the
18 account. Do you understand what I'm asking there?

19 JUDGE:

20 I think so. If we put the accounts in
21 his name as of the date the Commission's Order is
22 entered, then the question then is, what happens
23 to payments that were made after that date?

24 ATTORNEY SESTAK:

25 Yes, Your Honor.

1 JUDGE:

2 It seems to me --- tell me what you
3 think of this. But it seems to me all payments
4 made were made voluntarily on the electric account
5 and that they should remain as credits to that
6 account and not be refunded to the people who made
7 them.

8 In essence, leave all of the accounts in
9 the situation they're in as of the date of any
10 Order that I issue.

11 ATTORNEY SESTAK:

12 Which also ---.

13 JUDGE:

14 Does that make any sense?

15 ATTORNEY SESTAK:

16 It does, Your Honor, provided that the
17 persons involved will have some opportunity to
18 appear and be heard. I can envision situations
19 --- I don't know the status of any of these other
20 accounts. If one of them has substantial
21 arrearages, Mr. Haffner may have a problem with
22 suddenly acquiring several hundred dollars worth
23 of unpaid electric bills from a period below when
24 the --- or before when the Commission's Order was
25 entered.

1 JUDGE:

2 Yeah. I can appreciate that. Though,
3 it doesn't appear from the updated list of the
4 apartments and their balances that the arrearages
5 are that great. It appears that Mr. Boyce's is
6 far in the way of the grace. So I appreciate the
7 concern. You know, and I think it's something
8 we'll have to attempt to deal with.

9 ATTORNEY SESTAK:

10 Thank you.

11 MR. BOYCE:

12 Excuse me, Your Honor?

13 JUDGE:

14 Yes, sir.

15 MR. BOYCE:

16 May I introduce this letter into
17 evidence, where I was requested to send ---.

18 JUDGE:

19 You're referring to a notice dated March
20 22nd, 1994, which is a standard notice to parties
21 in contested matters that direct you --- that if
22 you disagree with the decision you are to send
23 written comments called exceptions to the
24 Commission. And it tells you the number of copies
25 and where it's to be mailed. There is no reason

1 to make this part of the record, it is part of the
2 record. It's one of the official notices.

3 MR. BOYCE:

4 I just wanted you to know that that's
5 where I got the figure.

6 JUDGE:

7 Yeah. But it doesn't say a bound volume
8 of 20 some pages. We don't have the same rules as
9 the Appellate Courts of the Commonwealth of
10 Pennsylvania with regard to format and how they
11 are to be presented. One page setting forth your
12 objections to the Decision would have sufficed.

13 MR. BOYCE:

14 Yes, sir.

15 ATTORNEY SESTAK:

16 Your Honor, the only other thing I have
17 is to move Exhibits One through Three into
18 evidence.

19 JUDGE:

20 Any objections to Duquesne's Exhibits
21 One through Three, Mr. Boyce?

22 MR. BOYCE:

23 No.

24 JUDGE:

25 Okay. Duquesne's Exhibits One through

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Three are admitted into the record in this proceeding. We are adjourned. I will endeavor to get an interim Order out in an attempt to clarify some of the issues as soon as possible.

* * * * *

HEARING CONCLUDED AT 11:15 A.M.

* * * * *

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C E R T I F I C A T I O N

I hereby certify that the foregoing is a true and correct transcript of the notes taken by me at the hearing in this matter.

11-1-94
DATE

Temi L. Adams
REPORTER



One Oxford Centre
301 Grant Street
Pittsburgh, PA 15279

STATEMENT OF ACCOUNT

Residential and Small Commercial Accounts

01 03 809828 0
CNTRL WD CONTRACT SUF
2000417607001
Account Number

Initiated by: S. NOSETE
Date: 12-8-93
Prepared by: AMS.
Reviewed by:
Dept. PUE RELATIONS
Date 12-9-93

RATEPAYER NAME David D Boyer

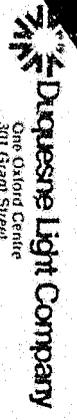
STREET ADDRESS 5608 Westmore Ave #7

CITY, STATE, ZIP Pitt 15232

REMARKS: Final Complaint

DATE REQUIRED ASAP
RATE _____ RIDER _____ CONSTANT _____
MAILING ADDRESS _____
PAGE 1 OF 3
NO. OF METERS _____

Date	Mo.	Day	Yr.	Code	Meter Reading	Type of Reading	Kilowatt Hours	Months Billed	Net Amount Billed	Sales Tax	Total Amount Billed	Due Date	Mo.	Day	Yr.	Opt. Payment Amount	Late Payment Charge	Adjustment Debit (Credit)	Payments	Opt. Payment Balance	Opt. Bill #	Account Balance	
12-31-90	*			43	3449	End U	300	1/16	42.07		42.07	02-28-91							20.07				22.00
03-01-91				43	3474	Payment			47.97		47.97	03-27-91											69.97
03-01-91				43	3504	Payment	360	1/00	47.97		47.97	03-27-91											70.84
04-05-91				51		LP			30.43		30.43	04-29-91											101.27
04-05-91				10	3521	Payment	304	1/00	48.04		48.04	05-28-91								5.00			145.57
05-06-91				51		LP			110.62		110.62	07-01-91											258.01
05-06-91				10	3548	Payment	816	1/00	110.62		110.62	07-01-91											147.32
05-23-91				43		LP			110.62		110.62	08-01-91											146.93
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
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06-07-91				51		LP			110.62		110.62	08-01-91											137.37
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06-07-91				51		LP			110.62		110.62	08-01-91											137.37
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06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				51		LP			110.62		110.62	08-01-91											137.37
06-07-91				5																			



One Oxford Centre
301 Grant Street
Pittsburgh, PA 15279

STATEMENT OF ACCOUNT
Residential and Small Commercial Accounts

RATEPAYER NAME Daniel P Boyer
STREET ADDRESS 5608 Pleasant Ave #7
CITY, STATE, ZIP LAKE 15832

DATE REQUIRED ASA P
RATE CONSTANT
MAILING ADDRESS _____
RIDER _____
NO. OF METERS _____

REMARKS: Estimated Comp. Current

01 03 809828 0
CNTRL WD CONTRACT SUF
2000617607001
Account Number
Initiated by: S. 1702611
Date: 12-8-93
Prepared by: AMS
Reviewed by: _____
Date: 12-9-93
Dept: ARC RELATIONS
Date: _____

Date Mo. Day Yr.	Code	Meter Reading	Types of Reading	Kilowatt Hours	Months Billed	Net Amount Billed	Sales Tax	Total Amount Billed	Due Date		Opt. Payment Amount	Late Payment Charge	Adjustment Debit (Credit)	Payments	Opt. Payment Balance	Opt. Bill #	Account Balance
									Mo. Day Yr.	Mo. Day Yr.							
04 12 92	2B	4067	ROG-B	180	100	30162		30162	03 25 92				38735				38735
03 09 92	43		Payment	Agency (637)										24200			17597
04 02 92	2B	4679	ROG-B	144	100	2591		2591	04 23 92								20188
05 04 92	2B	4093	ROG-B	168	100	2872		2872	05 26 92								23060
05 28 92	44		ASIST	Payment										30000			(69400)
06 03 92	2B	4104	ROG-B	132	100	2397		2397	06 24 92								(45430)
07 02 92	2B	4112	ROG-B	96	100	1932		1932	07 27 92								(26110)
08 03 92	2B	4207	ROG-B	1140	100	15408		15408	08 25 92								12797
09 01 92	2B	4272	ROG-B	780	100	10762		10762	09 22 92								23559
09 08 92	43		Payment											7600			15959
10 01 92	2B	4283	ROG-B	132	100	2397		2397	10 22 92								18356
10 26 92	2B	4394	ROG-B	132	100	2397		2397	11 23 92								26753
11 05 92	43		Payment														17852
12 03 92	2B	4311	ROG-B	204	100	3327		3327	12 24 92								21183
01 07 93			LPE									265					21448
01 06 93		4337	J NR	192	100	3172		3172	02 28 93								24620
02 04 93			LPE									304					24924
02 04 93		4345	J NR	216	100	3452		3452	02 25 93								28406
02 23 93			ASST	Payment	(028)												10606
03 08 93		4362	J NR	304	100	3327		3327	03 29 93								13933
04 05 93			ASST	Payment	(021)												(5670)
								57126					569	38735			96997



One Oxford Centre
301 Grant Street
Pittsburgh PA 15229

STATEMENT OF ACCOUNT
Residential and Small Commercial Accounts

01	03	809828	0
CONTR	WD	CONTRACT	SUF
20006	17607001		

Initiated by: S. JOSEPH
Date: 12-8-93
Prepared by: A.M.S.
Reviewed by:

Dept. MC RELATIONS
Date 12-9-93

RATEPAYER NAME David P. Boyce
STREET ADDRESS 5608 Alverth Ave #7
CITY, STATE, ZIP Pitt 15232

DATE REQUIRED 31, 19 90 to Present, 19 91
RATE ASA P RIDER CONSTANT
MAILING ADDRESS Budget 1 741

NO. OF METERS 4 PAGE 3 OF 4

REMARKS: Personal Copy

Mo.	Date	Day	Yr.	Code	Meter Reading	Type of Reading	Kilowatt Hours	Months Billed	Net Amount Billed	Sales Tax	Total Amount Billed	Due Date		Opt. Payment Amount	Late Payment Charge	Adjustment Debit (Credit)	Payments	Opt. Payment Balance	Opt. Bill #	Account Balance	
												Mo.	Day								Yr.
01	05	93		99																	
05	05	93			4376	E NOK	168	100	28.55		28.55	04	29	93							22.88
05	05	93			4392	J NOK	192	100	31.02		31.02	05	26	93							53.90
06	04	93			4404	J NOK	144	100	24.98		24.98	06	28	93							78.88
07	07	93			4491	J NOK	1044	100	137.92		137.92	07	28	93							216.80
08	04	93			4419	J NOK	1536	100	199.65		199.65	08	25	93							416.45
09	08	93			4746	E NOK	1524	100	198.14		198.14	09	21	93							614.59
09	21	93				Payment											39.01				575.58
09	21	93				Payment											17.46				558.12
09	21	93				Payment											5.00				540.66
09	21	93				Payment															535.66
10	04	93			4819	J NOK	876	100	116.83		116.83	10	25	93							652.49
10	08	93			4825	J NOK	192	100	31.00		31.00	11	24	93							683.49
11	24	93				Payment											80.00				603.49
12	03	93			4852	E NOK	204	100	32.51		32.51	12	29	93							636.00
12	30	93				Payment											135.00				501.00
1	5	94			4868	E NOK	192	100	27.00		27.00	12	29	94							528.00
2	3	94			4880	E NOK	144	100	24.98		24.98	01	01	94							556.98
2	28	94				Payment											350.00				306.98
3	4	94				Payment											100.00				330.98
3	21	94			4891	E NOK			23.47		23.47	03	01	94							330.45
						Payment											100.00				230.45
						Payment															130.45
						Payment															130.45
						Payment															130.45

USAGE COMPARISON REPORT

CONSTANT	12	ACCOUNT N	2000617607001	ACCOUNT STATUS	ACTIVE
		SERVICE NAME	DAVID P. BOYCE	CUT-IN DATE	
		SERVICE STREET	5608 ELLSWORTH AVE., APRATE	RESIDENTIAL	
		CITY STATE ZIP	PITTSBURGH, PA 15232	PERIOD COVERED	12-31-90 TO PRESENT

DATE	DAYS	READ	KWH	AVERAGE	DATE	DAYS	READ	KWH	AVERAGE	DATE	DAYS	READ	KWH	AVERAGE
31-Dec-90		3449			06-Mar-91	65	3504	660	10.2	04-Jan-92	30	4038	168	5.6
					05-Apr-91	30	3521	204	6.8	04-Feb-92	31	4052	168	5.4
					06-May-91	31	3548	324	10.5	04-Mar-92	29	4067	180	6.2
					06-Jun-91	31	3616	816	26.3	02-Apr-92	29	4079	144	5.0
					03-Oct-91	119	3992	4512	37.9	04-May-92	32	4093	168	5.3
					01-Nov-91	29	4009	204	7.0	03-Jun-92	30	4104	132	4.4
					05-Dec-91	34	4024	180	5.3	02-Jul-92	29	4112	96	3.3
										03-Aug-92	32	4207	1140	35.6
										01-Sep-92	29	4272	780	26.9
										01-Oct-92	30	4283	132	4.4
										30-Oct-92	29	4294	132	4.6
										03-Dec-92	34	4311	204	6.0
TOTAL	0		0		TOTAL	339		6900	20.4	TOTAL	364		3444	9.5

DATE	DAYS	READ	KWH	AVERAGE	DATE	DAYS	READ	KWH	AVERAGE
06-Jan-93	34	4327	192	5.6	03-Feb-94	93	4880	540	5.8
04-Feb-93	29	4345	216	7.4	06-Apr-94	62	4916	432	7.0
08-Mar-93	32	4362	204	6.4	04-May-94	28	4933	204	7.3
05-May-93	58	4392	360	6.2	03-Jun-94	30	4946	156	5.2
04-Jun-93	30	4404	144	4.8	06-Jul-94	33	5046	1200	36.4
07-Jul-93	33	4491	1044	31.6	04-Aug-94	29	5167	1452	50.1
04-Aug-93	28	4619	1536	54.9	08-Sep-94	35	5250	996	28.5
04-Oct-93	61	4819	2400	39.3	03-Oct-94	25	5308	696	27.8
02-Nov-93	29	4835	192	6.6					
TOTAL	334		6288	18.8	TOTAL	674		12576	18.7

DOCKETED
NOV 2 1994

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PUBLIC UTILITY COMMISSION
SECRETARY BUREAU

EXHIBIT
Z-00223698
2
10/14/94 JH

DOCUMENT
FOLDER

TENANTS
5608 ELLSWORTH AVENUE
PITTSBURGH, PA 15232

Apartment	Tenant	Service Start	Balance
1	Elizabeth Pereida	5/3/94	\$ 74.05
2	William Lloyd	8/30/91	193.48
3	Beth Enright	9/1/93	23.62
4	Yeon Bae	8/10/94	28.76
5	Sandra Lenzi	6/22/92	94.84
6	Wm. Combs Jr.	9/11/89	256.89
7	David Boyce	12/31/90	544.87
HM	Harold Haffner	8/3/78	41.08

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PUBLIC UTILITY COMMISSION
SECRETARY BUREAU

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