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BEFORE

THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

- - - - -

IN RE: Z-00223698 David P. ^gBoyce v. Duquesne Light Company

- - - - -

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

Tuesday,
November 15, 1994,
at 2:10 p.m.

**DOCUMENT
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BEFORE

MICHAEL A. NEMEC, ADMINISTRATIVE LAW JUDGE

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Appearing on behalf of Duquesne Light Company

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Public Utility Commission

* * * * *

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I N D E X

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|-----------------------------------|---------|
| DISCUSSION AMONG PARTIES | 4 - 5 |
| WITNESS: <u>HAROLD E. HAFFNER</u> | |
| EXAMINATION | |
| BY JUDGE NEMEC | 5 - 10 |
| CROSS EXAMINATION | |
| BY ATTORNEY SESTAK | 11 - 12 |
| DISCUSSION AMONG PARTIES | 12 - 31 |
| CERTIFICATE | 32 |

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P R O C E E D I N G S

JUDGE MICHAEL A. NEMEC:

This afternoon we have a further hearing in a matter that's captioned David P. Boyce versus Duquesne Light Company. The matter is docketed at Z-00223698.

Present in the hearing room this afternoon is the Complainant, David Boyce. Also present is Attorney Regina Sestak representing Duquesne Light Company. Present by way of telephone is the landlord of the effected property, Mr. ---.

MR. HAFFNER:

Harold Haffner.

JUDGE:

Mr. Harold Haffner, sorry.

MR. HAFFNER:

That's okay.

JUDGE:

My name is Michael Nemec, I'm an Administrative Law Judge with the Pennsylvania Public Utility Commission.

This hearing is a further hearing in this matter. It follows an Initial Hearing

1 following Remand. And in essence, this hearing is
2 being held at the request of Mr. Haffner.

3 Following the transfer of the accounts in an
4 apartment building owned by him into his name,
5 okay.

6 Now, Mr. Haffner, it's my understanding
7 that the electrical service in the apartment
8 building has been rewired so that each apartment
9 is individually metered; is that your
10 understanding?

11 MR. HAFFNER:

12 Yes. And also there was only one
13 apartment that was ever in question.

14 JUDGE:

15 All right. Sir, I'd like to take some
16 very brief testimony from you since you're
17 participating by way of telephone.

18 HAROLD E. HAFFNER, CALLED AND SWORN TO TESTIFY

19 JUDGE:

20 Would you please state your name?

21 A. Harold Haffner, H-A-F-F-N-E-R.

22 JUDGE:

23 And your business address, please?

24 A. 2723 Beechwood Boulevard, Pittsburgh,
25 Pennsylvania 15217.

1 JUDGE:

2 Okay. And you are the owner of the
3 apartment building located ---?

4 A. 5608 Ellsworth Avenue, that is correct.

5 JUDGE:

6 All right. Now, with regard to 5608
7 Ellsworth Avenue, tell me what steps you took
8 there with regard to the electric service.

9 A. Excuse me for one second. Can I get a drink
10 of water?

11 JUDGE:

12 Sure.

13 A. The apartment in question were the ones on
14 the first floor and the one in the basement. It
15 seems that the air conditioning was wired into the
16 basement unit. The furnace --- the heat was
17 always wired into my unit. So we had to take the
18 electric from the air conditioning unit and put
19 into my house meter, which was done.

20 JUDGE:

21 Okay. And the house meter then takes
22 care of all of the common areas?

23 A. Yes.

24 JUDGE:

25 I take it that you have some sort of

1 arrangement with regard to sharing the expenses on
2 that meter?

3 A. I don't follow you. You mean what it costs
4 me to do that?

5 JUDGE:

6 No, in terms of the air conditioning
7 load, will the tenants, in some fashion,
8 contribute to the cost of running that or you
9 haven't worked that out yet?

10 A. I haven't worked that out, yet. But what I'm
11 going to have to do, it will either be in the form
12 that we'll split, they'll be paying for air
13 conditioning, or it's just going to be effected
14 into their rent.

15 JUDGE:

16 Okay.

17 A. But this was a known condition that it was
18 always this way. I always informed the tenants in
19 the basement and on the first floor that the
20 electric was in the basement meter, and whatever
21 his normal bill was they would now divide it by
22 three in each pay, proportionate shares. So it
23 wasn't that this was ever hidden from anybody,
24 everybody knew this.

25 JUDGE:

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1 Okay. Anything else you want to add,
2 sir?

3 A. No. But I was not present at the first
4 hearing nor was I notified. And I still can't
5 understand the concept, how they could take and
6 turn heavy meter into my name when they weren't
7 all in question.

8 JUDGE:

9 Now, the concept follows from the law
10 that was enacted, effective August 31st, 1993.
11 And that's set forth on page four of the
12 Commission's Order in this case.

13 A. I understand that.

14 JUDGE:

15 And, of course, once a law goes into
16 effect, everyone is considered to have notice of
17 it. That section --- that new section of the
18 Public Utility Code, it's specifically section
19 1529.1.

20 A. Yeah. I'm trying to get a copy of it.

21 JUDGE:

22 It ---.

23 A. Somebody was supposed to send me one.

24 JUDGE:

25 I'm sorry?

1 A. Somebody is going to send me one, so I have
2 it.

3 JUDGE:

4 Well, it's --- okay. I suppose if you
5 like, I could photocopy it and send it to you.
6 But it is set out in full ---

7 A. Uh-huh (yes).

8 JUDGE:

9 --- on page four of the Commission's
10 Order, and they specifically sent that to you.

11 A. I just hope everything is resolved and
12 everything is going to be reimbursed.

13 JUDGE:

14 Yeah. Well, in essence, though, to
15 answer your question, subparagraph A of that
16 section says it is the duty of every owner of a
17 residential building or mobile home park, which
18 contains one or more dwelling units, not
19 individually metered, to notify each Public
20 Utility from whom utility service is received
21 through their ownership and the fact that the
22 premises served are used for rental purposes.

23 So it puts the burden on the landlord.

24 A. Uh-huh (yes).

25 JUDGE:

1 The next section in subparagraph B, the
2 Public Utility then is bound to put accounts in
3 the name of the landlord, unless notified by the
4 tenant or an authorized representative that they
5 will assume responsibility. And this arose in the
6 context of trying to figure out what Mr. Boyce
7 owed for his electric service since ---.

8 A. Yeah, but it was his question with apartments
9 one and two had nothing to do with the apartments
10 on the second or the third floor.

11 JUDGE:

12 I understand that. I'm not sure that
13 the Commission understood that.

14 A. That's what I think. There was an error at
15 the Commission.

16 JUDGE:

17 Well, in any event apparently Duquesne
18 is now satisfied that all of the apartments are
19 individually metered.

20 A. Yeah.

21 JUDGE:

22 And we'll proceed from there.

23 A. Okay.

24 JUDGE:

25 Is that correct, Ms. Sestak?

1 ATTORNEY SESTAK:

2 Yes, Your Honor, that was verified by a
3 Duquesne Light Company representative.

4 JUDGE:

5 Any questions for Mr. Haffner?

6 ATTORNEY SESTAK:

7 Well, I have one question that goes to
8 clarification of the future orders of this
9 Commission.

10 CROSS EXAMINATION

11 BY ATTORNEY SESTAK:

12 Q. Mr. Haffner, you indicated that you want
13 everything to just be reversed now that you have
14 complied.

15 A. I don't know how to resolve this, where I
16 have individual bills from the tenants, if I'm
17 supposed to collect them or if Duquesne Light is
18 going to rebill them.

19 Q. Okay. I think that is an area that we're
20 concerned about also. If I understand what you're
21 saying, what we really would need to know is what
22 happens to the bills that have occurred during the
23 period between when all of the accounts were put
24 into your name?

25 A. Well, that's been approximately a little over

1 a month. And we were in my neighbor's doorway and
2 he was gone, and I just received them this week.
3 So really nothing has been done.

4 Q. Okay. Well, I guess, ---.

5 A. I'm waiting to hear what the outcome is
6 today, how it was going to be handled.

7 ATTORNEY SESTAK:

8 Okay. I have no further questions.

9 A. Also --- wait, I can answer one more thing.
10 In all my tenants' leases they agreed to pay their
11 own electric, if that helps you.

12 JUDGE:

13 Yeah. It may be necessary for you to
14 collect the money for that one month's bill from
15 them and forward the payments to Duquesne.

16 A. Well, then I'll just pay it and then ---
17 Duquesne Light and I'll collect from my tenants.

18 JUDGE:

19 That's probably the easiest thing to do.

20 A. Okay.

21 JUDGE:

22 Until they get the accounts shifted over
23 back to the ---.

24 A. Yeah, I hope that's done this week.

25 JUDGE:

1 Well, I'm sure they'll do it as quickly
2 as they can, because they don't like the situation
3 either.

4 A. Okay. Thank you for your help.

5 JUDGE:

6 Okay. Hang on a second.

7 A. I'll be glad to.

8 JUDGE:

9 Mr. Boyce, do you have anything you
10 would like to add?

11 MR. BOYCE:

12 I'll just go along with what everybody
13 wants to do.

14 JUDGE:

15 Well, that's an agreeable position, I
16 suppose. Okay. Anyone have anything else?

17 ATTORNEY SESTAK:

18 Your Honor, I have one point of
19 clarification concerning the tenants. When their
20 names come back onto the bills, assuming that they
21 all agree that that is appropriate, will Duquesne
22 Light Company have the authority to ask them to
23 assume responsibility as of the date that we
24 verified that the wiring had been corrected or
25 will the tenants begin to be responsible for the

1 bills as of some other date?

2 JUDGE:

3 When did Duquesne --- I'll answer that
4 with a question. When did Duquesne verify that
5 the wiring was corrected? Was that when you
6 called me last week?

7 ATTORNEY SESTAK:

8 Your Honor, Susan Moser, a Duquesne
9 Light Company regulatory analyst who was
10 previously sworn at the last hearing has that
11 information.

12 JUDGE:

13 Okay.

14 SUSAN MOSER:

15 On November 10th, last Thursday.

16 JUDGE:

17 It would seem to me that in one way or
18 another they're going to pay for the electric
19 service. Mr. Haffner has already testified that
20 he has a provision in the lease forms that they
21 are responsible for the electric service. Under
22 that circum --- in that situation I don't think it
23 really matters and we have been dealing with a
24 relatively short time period also.

25 I think that they should be advised of

1 their responsibility if they choose to assume it,
2 would be from the November 10th date when you
3 varied that the service was individually metered.

4 ATTORNEY SESTAK:

5 Thank you.

6 MR. BOYCE:

7 Should I mention about the shared
8 electric?

9 JUDGE:

10 The arrearage business, yeah. Now, I
11 dealt with that in the interim order. I suppose
12 that leaves unresolved --- I mean, assuming we
13 split the arrearage into thirds, that leaves
14 unresolved, who's to pay the other two-thirds.

15 ATTORNEY SESTAK:

16 Your Honor, if I may raise a further
17 question. Mr. Boyce had previously testified that
18 some of that additional money had been paid by
19 some of the other tenants and that also Mr.
20 Haffner had reimbursed him for some of that. I
21 believe we would need to know exactly how much has
22 already been reimbursed before a determination
23 could be made.

24 JUDGE:

25 Okay. Mr. Boyce, what do you have

1 there?

2 MR. BOYCE:

3 Those are the months which apartments
4 one and two still owe their share of the air
5 conditioning for this past summer.

6 JUDGE:

7 Okay. Now, what you're showing us is a
8 two-page document labeled summer months community
9 A/C electric dated 30 September 1994. Have you
10 shared this with Mr. Haffner?

11 MR. BOYCE:

12 Everyone has a copy.

13 JUDGE:

14 Including Mr. Haffner?

15 MR. BOYCE:

16 Yes, sir. It's the --- tell him it's
17 the ---

18 MR. HAFFNER:

19 Oh, I don't have the ---.

20 MR. BOYCE:

21 --- teal folder.

22 MR. HAFFNER:

23 Yeah. I don't have these in front of me
24 there.

25 JUDGE:

1 All right.

2 MR. HAFFNER:

3 If he has problems, I can help him
4 collecting from the two tenants above. But I
5 don't know if he's given them the bill.

6 MR. BOYCE:

7 No, I'm just wondering who's supposed to
8 get that money or is it involved or ---.

9 MR. HAFFNER:

10 Send it to Duquesne Light.

11 JUDGE:

12 Well, he indicated --- Mr. Haffner's
13 indicated now that he would assist you in
14 collecting any unpaid amounts from the individuals
15 who owe you the money. Are those two tenants
16 still there?

17 MR. HAFFNER:

18 Still there.

19 MR. BOYCE:

20 The bill at that time was \$620 or \$630
21 something and then the last final bill that I got
22 in November was back into the \$500s. So I don't
23 know how to deal with that.

24 MR. HAFFNER:

25 Well, if the final bill is \$500 and

1 what's your normal bill and then just divide it by
2 three, and we'll collect for the summer air
3 conditioning.

4 JUDGE:

5 Did you understand that?

6 MR. BOYCE:

7 Yeah, I have the months on there and
8 ---,

9 MR. HAFFNER:

10 We can calculate that.

11 JUDGE:

12 Yeah. And he's indicated his
13 willingness to use a pro --- I assume, Mr.
14 Haffner, your intent is to use the provisions of
15 your lease agreement to collect ---?

16 MR. HAFFNER:

17 That's for the air conditioning?

18 JUDGE:

19 Yes, sir.

20 MR. HAFFNER:

21 Uh-huh (yes).

22 JUDGE:

23 Okay. Now, you have a commitment from
24 him to work with you on collecting these ---?

25 MR. HAFFNER:

1 I've always offered to help him, but he
2 never needed help.

3 MR. BOYCE:

4 Yeah. He's always offered to help.

5 JUDGE:

6 Okay. The problem that Mr. Boyce has,
7 that he still owes this amount to Duquesne. So
8 this needs to be taken care of promptly.

9 MR. BOYCE:

10 I didn't know whether that was still
11 valid or the final one was valid for ---.

12 JUDGE:

13 I don't know. Ms. Moser, can you help?

14 MS. MOSER:

15 What was valid, I'm sorry?

16 MR. BOYCE:

17 At the time that I drew up that document
18 the bill --- the latest bill was like \$627 or
19 \$637, something like that. And I was expecting
20 the October bill to reflect a small portion, yet
21 from the two months that were stated herein in
22 addition. But now that the November bill came,
23 which is called the final ---

24 MS. MOSER:

25 Current.

1 MR. BOYCE:

2 --- bill, it's back down to \$516.

3 MS. MOSER:

4 I do know that there were three payments
5 made on the account.

6 MR. BOYCE:

7 So here's the figure that I had,
8 \$637.25. And so the document that this is based
9 on is that last bill that you have there in your
10 left hand.

11 MS. MOSER:

12 Okay. I don't have the current figures.
13 I do know that there were three payments that were
14 applied to the account in October, okay.

15 MR. BOYCE:

16 Right.

17 MS. MOSER:

18 And that's why it's down. I told you
19 yesterday, when I was talking to you, exactly what
20 the account balance was. But I don't remember at
21 this point.

22 MR. BOYCE:

23 I'm just thinking that there is two
24 months owed for apartment one, a third. And two
25 months a third from apartment two still out there.

1 And I'm wondering if that is supposed to go to Mr.
2 Haffner?

3 MR. HAFFNER:

4 No, Duquesne Light.

5 MR. BOYCE:

6 Because he's being charged now for the
7 electric, or does it go to Duquesne Light and ---?

8 MR. HAFFNER:

9 I'll collect them myself. I have
10 separate bills for them.

11 MR. BOYCE:

12 Okay.

13 JUDGE:

14 On the final bill --- I think what
15 you're question is, how do you take care of that
16 final bill? Correct me if I'm wrong, but when the
17 service is reconnected in his name, will the final
18 --- the amount on the final bill be transferred to
19 the new account?

20 MS. MOSER:

21 Yes.

22 JUDGE:

23 All right.

24 MS. MOSER:

25 Yes.

1 JUDGE:

2 So the calculations that you made ---
3 and I think everyone is assuming that they're
4 correct, I'm sure they are. Then however you
5 divvied up the air conditioning load --- you know,
6 technically one-third of it's your responsibility.
7 Mr. Haffner is committed to helping you collect
8 the other two-thirds for the past two months that
9 the other two apartments owe, okay?

10 MR. BOYCE:

11 And we just go ---.

12 JUDGE:

13 Ultimately, though, it's your
14 responsibility to make the total payment to
15 Duquesne.

16 MR. BOYCE:

17 Duquesne, okay.

18 JUDGE:

19 All right. Is that acceptable to you?

20 MR. BOYCE:

21 Perfectly. I just wondered what to do
22 with it.

23 JUDGE:

24 Fine. And so we want to be clear and we
25 want to get this straightened out so that we all

1 can go on from this point forward without any
2 additional complications, okay.

3 I think what I'm going to do is take
4 that notice that you have prepared, I'll make
5 copies of it, and we'll make it an exhibit in the
6 record so that the Commission can look at it. It
7 looks like it will be Complainant Exhibit Four.
8 Okay. Any objections to that?

9 ATTORNEY SESTAK:

10 No, Your Honor.

11 JUDGE:

12 Anything else?

13 MR. BOYCE:

14 And then what is the final disposition
15 then of the --- what's called the final bill?

16 JUDGE:

17 I thought we just went over that?

18 MR. BOYCE:

19 It's like null and void them.

20 JUDGE:

21 No.

22 MR. HAFNER:

23 No.

24 MR. BOYCE:

25 No.

1 JUDGE:

2 Not at all. The question that Duquesne
3 has for you, now that you're account is separately
4 metered, will you agree to assume responsibility
5 for the new account?

6 MR. BOYCE:

7 Oh, sure.

8 JUDGE:

9 And that's the appropriate answer. With
10 that answer then, the next question will be, will
11 you assume to agree to the transfer of the balance
12 on the final account --- the balance due on that
13 account that you hold in your hand, on the final
14 bill to the new account? And the answer to that
15 is, yes, you will; correct?

16 MR. BOYCE:

17 Yes, sir. So do I pay a third of this
18 also or do I pay the whole thing?

19 JUDGE:

20 Your responsibility will be to pay the
21 whole thing with Mr. Haffner assisting you in
22 collecting the amounts that you have determined to
23 be owed to you by the other tenants.

24 MR. BOYCE:

25 Oh, this one. See, I'm confused. This

1 one says \$637.

2 MR. HAFFNER:

3 It's \$630 --- it's \$500 something. Just
4 rip --- tell him to rip it up, please.

5 MR. BOYCE:

6 And then this one is \$516.

7 MS. MOSER:

8 Okay. I can get you a copy of the
9 latest final bill that we sent out, which will
10 have the balance on that you owe now. Just forget
11 about those, I'll get one out in the mail to you.
12 It will go out in the mail tomorrow.

13 JUDGE:

14 Ms. Moser, you're saying that both of
15 those are wrong?

16 MS. MOSER:

17 Well, I think both of these are earlier
18 bills. I don't think that these are the final
19 bill. Because the one is due August 25th and
20 other one is due September 29th. So these are not
21 the final bills.

22 JUDGE:

23 Yeah, okay.

24 MS. MOSER:

25 Now, that may be the final bill. Okay.

1 This is the final bill, and the balance on this is
2 \$545.06. Okay. So that's the balance that we're
3 talking about right now.

4 MR. BOYCE:

5 Okay. So the one that says \$637, what
6 happens to that one?

7 MS. MOSER:

8 Now, that's incorporated in this, in the
9 \$545. We got payments on the account and that's
10 why the balance went down.

11 MR. BOYCE:

12 Okay.

13 MS. MOSER:

14 So this is all you owe right now on this
15 final account is \$545.

16 MR. BOYCE:

17 And that's to be divided by the third,
18 that's what you were talking about the \$185 or
19 whatever?

20 JUDGE:

21 Oh, I don't think it's strictly a third.
22 I mean, you have some usage there that's yours,
23 and it may be less than evenly divided by three.
24 And whatever you determined is still due you, what
25 you worked out, I assume, in this two-page

1 document?

2 MR. BOYCE:

3 Yeah. I was just as far as this.

4 JUDGE:

5 Okay. I don't think that you had much
6 in the way of air conditioning --- I mean, this
7 was a very cool August.

8 MS. MOSER:

9 Yeah, but --- but what the ---.

10 JUDGE:

11 But even so, I think you probably picked
12 up the amounts anyhow. I'm sorry.

13 MS. MOSER:

14 And I have the base load thing that I
15 can give you that I provided at their last
16 hearing. How I figured out the air conditioning
17 and I can give you a copy of that. And then that
18 can help you figure out how much electricity you
19 even used in August and September for air
20 conditioning, if there was any.

21 MR. BOYCE:

22 Oh, that's figured out in here
23 (indicating).

24 MS. MOSER:

25 Oh, okay.

1 MR. BOYCE:

2 So what I --- the last thing that I knew
3 was that ---

4 MR. HAFFNER:

5 I'll be back in one second, Your Honor.

6 JUDGE:

7 Okay.

8 MR. BOYCE:

9 --- I was supposed to collect the thirds
10 from two apartments, pay my third and then the
11 balance was mine.

12 MS. MOSER:

13 Uh-huh (yes).

14 MR. BOYCE:

15 And then that's all I knew from ---.
16 And then I got the ones called the final bill.

17 MS. MOSER:

18 Yeah, that's this one.

19 MR. BOYCE:

20 But these haven't been paid --- or
21 collected or paid on yet.

22 MS. MOSER:

23 Okay. Well, Mr. Haffner said that he
24 would help you do that.

25 MR. BOYCE:

1 So first I collect from them and myself
2 and pay Duquesne on this (indicating) and then I
3 take this final bill and I pay this (indicating).
4

5 JUDGE:

6 You got the wrong one in your hand.

7 MR. BOYCE:

8 Or the final bill and then I pay this
9 (indicating).
10

11 JUDGE:

12 Yeah.

13 ATTORNEY SESTAK:

14 And, Mr. Boyce, the amounts in your
15 letter, I believe, are also included in the final
16 bill.
17

18 JUDGE:

19 Yeah. It's not two separate bills, it's
20 not \$1,100. The amount you owe right now is the
21 \$547 --- whatever it is.
22

23 MS. MOSER:

24 \$545.06.

25 MR. BOYCE:

 So should I take the amount that they
owe for the electric out of this?

MS. MOSER:

 Uh-huh (yes).

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JUDGE:

Yes, sir.

ATTORNEY SESTAK:

Yes. Apply it to that bill when you pay
it.

JUDGE:

Forget about those other two, please.

MR. BOYCE:

And forego all those \$636, \$637?

MS. MOSER:

Yes.

MR. BOYCE:

Okay. Now, I understand where we are.

Thank you.

JUDGE:

Mr. Haffner, are you back?

MR. HAFNER:

I'm back, Your Honor.

JUDGE:

All right. I think we're straightened
out in terms of what's due from Mr. Boyce. I
assume there's nothing further. We'll adjourn at
this time.

I'm going to take his two-page document
and make that a Complainant Exhibit, and then I'll

1 proceed to prepare the further Decision in this
2 matter. But you already know the outcome, okay?

3 MR. HAFFNER:

4 Okay.

5 ATTORNEY SESTAK:

6 Thank you, Your Honor.

7 JUDGE:

8 Thank you all for your attendance and
9 your cooperation in a relatively difficult matter
10 we had to resolve here.

11 We'll adjourn at this time.

12 MR. BOYCE:

13 Thank you, Your Honor.

14 ATTORNEY SESTAK:

15 Thank you.

16 MR. HAFFNER:

17 Thank you.

18 * * * * *

19 HEARING ADJOURNED AT 2:40 P.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.

12-2-92
DATE

Sara Ann Sargent
REPORTER

DOCUMENT
FOLDER

Summer-Months, Community A/C Electric

RECEIVED
DEC 05 1994

David P. Boyce
5608 Ellsworth Ave. #7
Pittsburgh, Pa. 15232
(412) 362-8362

30 September 1994

SECRETARY'S OFFICE
Public Utility Commission

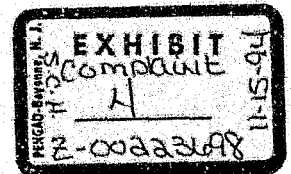
Dear Neighbors,

Please find enclosed within, a packet of documents regarding the Community Electric for our three apartments. As you will note we have two more electric bills on which there are A/C charges. They were sent out late because (per enclosed letter) I had a hearing scheduled for 22 Sept. 1994, regarding this whole matter - however, the board said there will most likely be no adjustments given. It was immediately thereafter that I made payment on the previous two bills (June and July) on which both your apartments have paid their fair share. Complete documentation is enclosed for everyone's inspection.

Since I had to hold these bills until this hearing was over, obviously you cannot be expected to pay *immediately* on the two newest bills - however, if you find you can pay one of them now, that would be fine. If not, just treat them as though you had just received one as normal, and - within a reasonable amount of time, if you would please - make payment on the first bill. And then if necessary, wait the normal time period (up to 28 days) when the second bill would come due.

The breakdown for the new August billing came out to be - after deducting my average monthly usage of \$25.68 - (refer to page two of the gray Community booklet) each apartment's share (from the *Current Billing Charges* of \$147.64) is by, one-third - \$49.21.

BOOKETED
DEC 05 1994



Compliment Exhibit 4

For the *Current Billing Charges* share of September - after subtracting my normal usage - each of the apartment's share, by one-third of $\$95.14 = \31.71 .

Also, *I have* if you will notice, *another hearing* (this time with the P.U.C.) but which would not affect you much (since the October billing for the September usage should probably be a good bit lower), and really there probably would be no need to hold the billing this time, since this is really not the same type of hearing.

I would like to thank you all for having made your payments this Summer - for when other people had lived here, I was the one having to find ways to come up with the money to not only cover *my* A/C usage, but that of others as well; they just ran out on the bill - one group practically in the middle of the night, another said "we'll mail the money "

The only exception of course, is that Mr. Haffner helped me make payments that first, toughest year - when the A/C billing for the Summer was much higher than for this one - and I had much less to make it on. Though this year brought many budget cuts.

If there are any questions or problems, just give me a ring - drop a note in my box, or under the door.

Thank you.

DPB