
Nicholas A. Stobbe

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File #: 140074

January 26, 2023

VIA ELECTRONIC FILING

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

Re: Melvin Wheeler v. PPL Electric Utilities Corporation
Docket No. C-2023-3037502

Dear Secretary Chiavetta:

Attached for filing are the Preliminary Objections of PPL Electric Utilities Corporation to the Complaint of Melvin Wheeler in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Respectfully,



Nicholas A. Stobbe

NAS/dmc
Attachments

cc: Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

VIA EMAIL AND FIRST-CLASS MAIL

Melvin Wheeler
68 Wheeler Road
Moscow, PA 18444
Trygard1@gmail.com

Date: January 26, 2023



Nicholas A. Stobbe

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Melvin Wheeler,	:	
	:	
Complainant,	:	
	:	
v.	:	Docket No. C-2023-3037502
	:	
PPL Electric Utilities Corporation,	:	
	:	
Respondent.	:	

NOTICE TO PLEAD

YOU ARE HEREBY ADVISED THAT, PURSUANT TO 52 PA. CODE § 5.101, YOU MAY ANSWER THE ENCLOSED PRELIMINARY OBJECTIONS WITHIN TEN (10) DAYS OF THE DATE OF SERVICE HEREOF. YOUR ANSWER TO THE PRELIMINARY OBJECTIONS MUST BE FILED WITH THE SECRETARY OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION, P.O. BOX 3265, HARRISBURG, PA 17105-3265. A COPY SHOULD ALSO BE SERVED ON THE UNDERSIGNED COUNSEL.

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Date: January 26, 2023

Attorneys for PPL Electric Utilities Corporation

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Melvin Wheeler,	:	
	:	
Complainant,	:	
	:	
v.	:	Docket No. C-2023-3037502
	:	
PPL Electric Utilities Corporation,	:	
	:	
Respondent.	:	

**PRELIMINARY OBJECTIONS OF
PPL ELECTRIC UTILITIES CORPORATION TO THE
COMPLAINT OF MELVIN WHEELER**

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

AND NOW, comes PPL Electric Utilities Corporation (“PPL Electric” or the “Company”) and hereby files these Preliminary Objections, pursuant to the regulations of the Pennsylvania Public Utility Commission (“Commission”) at 52 Pa. Code § 5.101, and respectfully requests that the Commission dismiss the above-captioned Formal Complaint (“Complaint”) filed by the Melvin Wheeler (“Complainant”) in its entirety and with prejudice as against PPL Electric.

In general, the Complaint alleges that the PPL Electric is “illegally” withholding the security deposit of Pocono Bagel & Restaurant, Inc. (“Pocono Bagel”) which, according to the Complaint, “no longer exists.” (Complaint ¶ 4.) The Complaint further alleges that PPL Electric should issue a refund check to the Complainant, in his personal capacity, rather than the listed ratepayer on the former electric account in question, Pocono Bagel. (Complaint ¶¶ 4-5.) Pocono Bagel previously had an electric account with the Company for a property located at 814 State Rt. 690, Moscow, PA 18444 (“Service Address”). Nothing in the Complaint alleges any unlawful conduct by PPL Electric. Moreover, the Complainant is not the former named-ratepayer on the

account in question and, therefore, lacks standing to pursue claims against PPL Electric related to that account.

As explained herein, the Commission should summarily dismiss the Complaint with prejudice as against PPL Electric because the Complainant: (1) does not allege that PPL Electric has violated the Public Utility Code, the Commission's regulations, a Commission Order, or its Commission-approved tariff; and (2) does not have standing to pursue the Complaint against PPL Electric.

In support thereof, PPL Electric states as follows:

I. BACKGROUND

1. PPL Electric furnishes electric distribution, transmission, and default supply services to approximately 1.4 million customers throughout its certificated service territory, which includes all or portions of twenty-nine counties and encompasses approximately 10,000 square miles in eastern and central Pennsylvania. PPL Electric is a "public utility," an "electric distribution company," and a "default service provider" as defined in Sections 102 and 2803 of the Pennsylvania Public Utility Code, 66 Pa. C.S. §§ 102, 2803.

2. On January 6, 2023, PPL Electric was served with the above-captioned Complaint. The issues raised in the Complaint pertain to an allegedly withheld security deposit that the Complainant believes he is personally entitled to. (Complaint ¶¶ 4, 5.) A true and correct copy of the Complaint is attached hereto as **Appendix A**.¹

3. On June 6, 2008, Pocono Bagel began receiving electric service from the Company.

¹ In Paragraph 1 of the Complaint, the Complainant lists the former account number of Pocono Bagel. That portion of the Complaint has been redacted to protect potentially confidential information.

4. Prior to instituting service, PPL Electric required a security deposit be made on Pocono Bagel's account.

5. On March 8, 2022, Pocono Bagel's account with PPL Electric was closed, as PPL Electric received a request to issue a new connection at the Service Address on March 7, 2022.

6. On April 19, 2022, PPL Electric issued a check to Pocono Bagel in the amount of \$712.14, constituting a refund of the security deposit.

7. PPL Electric herein files these Preliminary Objections to the Complaint.

8. For the reasons explained below, PPL Electric respectfully requests that the Commission summarily dismiss the Complaint with prejudice as against PPL Electric because: (a) the Complainant does not allege that PPL Electric has violated the Public Utility Code, the Commission's regulations, a Commission Order, or its Commission-approved tariff and, therefore, the Complaint is legally insufficient (52 Pa. Code § 5.101(a)(4)); and (b) the Complainant does not have standing to pursue a Complaint against PPL Electric because he is not the ratepayer entitled to a refund of the disputed security deposit. (52 Pa. Code § 5.101(a)(7)).

II. STANDARD OF REVIEW

9. Pursuant to the Commission's regulations, preliminary objections in response to a pleading may be filed on several grounds, including:

- (1) Lack of Commission jurisdiction or improper service of the pleading initiating the proceeding.
- (2) Failure of a pleading to conform to this chapter or the inclusion of scandalous or impertinent matter.
- (3) Insufficient specificity of a pleading.
- (4) Legal insufficiency of a pleading.
- (5) Lack of capacity to sue, nonjoinder of a necessary party or misjoinder of a cause of action.

- (6) Pendency of a prior proceeding or agreement for alternative dispute resolution.
- (7) Standing of a party to participate in the proceeding.

52 Pa. Code § 5.101(a) (emphasis added).

10. In ruling on preliminary objections, the Presiding Officer must accept as true all well-pled allegations of material facts as well as all inferences reasonably deducible therefrom. *Stilp v. Cmwlth.*, 910 A.2d 775, 781 (Pa. Cmwlth. 2006) (citing *Dep't of Gen. Servs. v. Bd. of Claims*, 881 A.2d 14 (Pa. Cmwlth. 2005)). However, the Presiding Officer need not accept as true conclusions of law, unwarranted inferences from facts, argumentative allegations, or expressions of opinion. *Stanton-Negley Drug Co. v. Dep't of Pub. Welfare*, 927 A.2d 671, 673 (Pa. Cmwlth. 2007). Notwithstanding, any doubt must be resolved in favor of the non-moving party. *Stilp*, at 781.

11. In addition, the Presiding Officer must determine whether, based on the factual pleadings, if recovery is possible. *See Rok v. Flaherty*, 527 A.2d 211, 214 (Pa. Cmwlth. 1987). Indeed, for preliminary objections to be sustained, it must appear with certainty that the law will permit no recovery. *See Stilp*, at 781; *Milliner v. Enck*, 709 A.2d 417, 418 (Pa. Super. 1998).

12. Further, a complaint must be able to recover under the law to survive a preliminary objection. *Milliner v. Enck*, 709 A.2d 417, 418 (Pa. Super. 1998) (“[a] preliminary objection should be sustained only where it appears with certainty that, upon the facts averred, the law will not allow the plaintiff to recover.”)

III. PRELIMINARY OBJECTIONS

A. PRELIMINARY OBJECTION NO. 1 – THE COMPLAINT SHOULD BE DISMISSED WITH PREJUDICE BECAUSE THE COMPLAINT IS LEGALLY INSUFFICIENT

13. PPL Electric incorporates by reference Paragraphs 1 through 12 as if fully set forth herein.

14. A complaint is legally insufficient where the complaint does not allege a violation of the Public Utility Code, the Commission’s regulations, a Commission Order, or the utility’s Commission-approved tariff. *See* 66 Pa.C.S. § 701; *see also Nixon v. West Penn Power Co.*, 2012 Pa. PUC LEXIS 923, Docket No. C-2011-2270951 (Initial Decision issued May 29, 2012), *became final without further Commission action* (Final Order entered July 17, 2012).

15. Here, the Complaint does not allege any facts that indicate PPL Electric violated the Public Utility Code, the Commission’s regulations, a Commission Order, or its Commission-approved tariff. Rather, the Complaint demands that PPL Electric issue a refund of a security deposit to an entity/person other than the named-ratepayer on the account in question. (Complaint ¶¶ 4, 5.)

16. The Public Utility Code and PPL Electric’s Commission-approved tariff permit PPL Electric to require a security deposit prior to furnishing electric service.²

17. On or around June 5, 2008, the requested security deposit was made as a prerequisite for the Company to furnish service for it at the Service Address.

18. On March 8, 2022, Pocono Bagel’s account with PPL Electric was closed due to a new connection being requested at the Service Address on March 7, 2022.

² *See* 66 Pa. C.S. § 1305; *See also* PPL Electric Tariff, Supp. No. 194 to Electric Pa. P.U.C. No. 201, Ninth Revised Page No. 6A.

19. On April 19, 2022, PPL Electric issued a refund check to Pocono Bagel in the amount of \$712.14. This amount reflected the security deposit made on behalf of Pocono Bagel, minus the final outstanding bill amount and a transferred balance applied to Pocono Bagel's account.

20. At no point was the Complainant the listed ratepayer on the account in question.

21. Additionally, after reasonable investigation, PPL Electric believes that Pocono Bagel is still an active corporation within the Commonwealth of Pennsylvania.³

22. Upon information and belief, PPL Electric understands that the Complainant is a corporate officer of Pocono Bagel.

23. There is no indication that the Complainant has been authorized to demand or receive payment on behalf of Pocono Bagel, which is a separate legal entity from the Complainant.

24. An officer of a corporation, generally, does not have an individual claim to the property of the corporation.⁴

25. Here, the security deposit is the sole property of Pocono Bagel. PPL Electric cannot issue a refund of the security deposit to any other ratepayer other than Pocono Bagel, including the Complainant, consistent with the Company's Commission-approved tariff, the Public Utility Code, and the Commission's regulations.⁵

³ Upon review of the Pennsylvania Department of State's records of business entities, PPL Electric reasonably believes that North Pocono Bagel & Restaurant, Inc., is still an active Domestic Business Corporation in the Commonwealth of Pennsylvania. Additionally, the Complainant is listed as an officer of Pocono Bagel.

⁴ See *Bradley v. Zoning Hearing Bd.*, 63 A.3d 488, 492 (Pa. Cmwlth. 2013) ("...officers of a corporation are not deemed to be the owners of corporate property even to the extent that they are shareholders of the corporation. A corporation must be presumed to be an independent entity even if it is solely owned by one person. In short, a shareholder has no distinct and individual title to the moneys or property of the corporation, nor any actual control over it...") (internal citations omitted).

⁵ See PPL Electric Tariff, Supp. No. 194 to Electric Pa. P.U.C. No. 201, Ninth Revised Page No. 6A ("Deposit, plus accrued interest, is applied to the outstanding balance for service provided by the Company of any **ratepayer** upon termination or discontinuance of service and remainder is refunded.") (emphasis added); see also 52 Pa. Code § 53.82(2) ("Deposits secured from a domestic customer or residential subscriber shall be returned to the depositor when he pays undisputed bills for service over a period of 12 consecutive months. Any such customer, having secured the return of a deposit, shall not be required to make a new deposit, unless the service has been discontinued, or the credit

26. Therefore, because the Complaint does not allege that PPL Electric violated the Public Utility Code, the Commission's regulations, a Commission Order, or its Commission-approved tariff, and the Commission cannot grant the requested relief, the Complaint is legally insufficient and should be dismissed with prejudice. *See* 52 Pa. Code § 5.101(a)(4).

B. PRELIMINARY OBJECTION NO. 2 – THE COMPLAINT SHOULD BE DISMISSED WITH PREJUDICE BECAUSE THE COMPLAINANT DOES NOT HAVE STANDING TO PURSUE THE COMPLAINT ON BEHALF OF ANOTHER CUSTOMER

27. PPL Electric incorporates by reference Paragraphs 1 through 26 as if fully set forth herein.

28. Pennsylvania courts and the Commission have held that a person or entity has standing when the person or entity has a direct, immediate, and substantial interest in the subject matter of a proceeding. *Joint Application of Pennsylvania-American Water Co. and Evansburg Water Co. for Approval of the transfer, by sale, of the water works property and rights of Evansburg Water Co. to Pennsylvania-American Water Co.*, Docket Nos. A-212285F0046/47 and A-210870F01 (Opinion and Order entered July 9, 1998); *William Penn Parking Garage, Inc. v. City of Pittsburgh*, 346 A.2d 269, 282-284 (1975); *Waddington v. Pa. PUC*, 670 A.2d 199, 202 (Pa. Cmwlth. 1995); *Landlord Service Bureau, Inc. v. Equitable Gas Co.*, 79 Pa. PUC 342 (1993); *Re Equitable Gas Co.*, 76 Pa. PUC 23 (1992).

29. The Commission has found that requiring a person or entity to have a direct, immediate and substantial interest in the subject matter of a proceeding helps avoid frivolous, harassing lawsuits whose costs are ultimately borne, at least in part, by utility ratepayers. *See Pa. PUC v. Nat'l Fuel Gas Distrib. Corp.*, 73 Pa. PUC 552 (1990).

standing of the customer has been impaired through failure to comply with tariff provisions.”; *see also* 66 Pa. C.S. § 1305.

30. Here, the Complainant does not have a direct, immediate, or substantial interest in the subject matter of the Complaint because he does not have a claim to a separate and distinct customer's security deposit.

31. Indeed, the Complainant's interest cannot be direct, immediate, or substantial, because he is disputing the refund of a security deposit paid on an account not in the Complainant's name.

32. Additionally, the Commission has held that a Complainant cannot bring a complaint on behalf of another customer. *Gera v. PPL Electric Utiliies Corp.*, 2006 Pa. PUC LEXIS 32, Docket No. C-20054657 (Opinion and Order entered March 6, 2006).

33. Here, because Pocono Bagel is the only entity with a claim to the disputed security deposit, Pocono Bagel is the only party with standing to bring a Complaint seeking a refund of the security deposit.⁶

34. Accordingly, the Complaint should be dismissed with prejudice as against PPL Electric because the Complainant lacks standing to file the Complaint against PPL Electric on behalf of a former customer that was not the Complainant.

⁶ The disputed security deposit was refunded to Pocono Bagel on April 19, 2022.

IV. CONCLUSION

WHEREFORE, PPL Electric Utilities Corporation respectfully requests that the above-captioned Complaint filed by Melvin Wheeler at Docket No. C-2023-3037502 be dismissed in its entirety and with prejudice against PPL Electric Utilities Corporation pursuant to 52 Pa. Code §§ 5.101(a)(4) and (7).

Respectfully submitted,



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nstobbe@postschell.com

Date: January 26, 2023

Attorneys for PPL Electric Utilities Corporation

APPENDIX A

**FORMAL COMPLAINT FILED BY MELVIN
WHEELER AGAINST PPL ELECTRIC UTILITIES
CORPORATION**

(Account Number Redacted)

PENNSYLVANIA PUBLIC UTILITY COMMISSION

RCVD PUC SEC BUR
JAN 4 2023 AM 10:40

Formal Complaint

Filing this form begins a legal proceeding and you will be a party to the case.
If you do not wish to be a party to the case, consider filing an informal complaint.

To complete this form, please type or print legibly in ink.

1. Customer (Complainant) Information

Provide your name, mailing address, county, telephone number(s), e-mail address and utility account number. It is your responsibility to update the Commission with any changes to your address and to where you want documents mailed to you.

Name MELVIN WHEELER

Street/P.O. Box 68 WHEELER ROAD Apt # _____

City MOSCOW State PA Zip 18444

County WAYNE

Telephone Number(s) Where We Can Contact You During the Day (required):

570 840-1713 (home) 570 840-1713 (mobile)

E-mail Address (required): TRYCARD1@GMAIL.COM

Utility Account Number (from your bill) 

If your complaint involves utility service provided to a different address or in a different name than your mailing address, please list this information below.

Name NORTH POCONO BAGEL & RESTRAUNT

Street/P.O. Box 814 STATE ROUTE 690

City MOSCOW State PA Zip 18444

2. Name of Utility or Company (Respondent)

Provide the full name of the utility or company about which you are complaining. The name of your utility or company is on your bill.

PPL UTILITIES

3. Type of Utility Service

Check the box listing the type of utility service that is the subject of your complaint (check only one):

- ELECTRIC
- GAS
- WATER
- STEAM HEAT
- STORM WATER
- WASTEWATER/SEWER
- TELEPHONE/TELECOMMUNICATIONS (local, long distance)
- MOTOR CARRIER (e.g. taxi, moving company, limousine)

4. Reason for Complaint

What kind of problem are you having with the utility or company? Check all boxes below that apply and state the reason for your complaint. Explain specifically what you believe the utility or company has done wrong. Provide relevant details including dates, times and places and any other information that may be important. If the complaint is about billing, tell us the amount you believe is not correct. Use additional paper if you need more space. Your complaint may be dismissed without a hearing if you do not provide specific information.

- The utility is threatening to shut off my service or has already shut off my service.
- I would like a payment agreement.
- Incorrect charges are on my bill. Provide dates that are important and an explanation about any amounts or charges that you believe are not correct. Attach a copy of the bill(s) in question if you have it/them.
- I am having a reliability, safety or quality problem with my utility service. Explain the problem, including dates, times or places and any other relevant details that may be important.

Other (explain):
HOLDING MY SECURITY DEPOSIT OF \$712.14
THE RESTRAUANT WAS SOLD FEBRUARY OF 2022
THE REFUND CHECK WAS ISSUED TO NORTH PECONO BAGEL & RESTRAUANT
OVER →

4. CONT.

THE BANK WILL NOT DEPOSIT OR CASH THE CHECK BECAUSE
NORTH POCONO BAGEL & RESTAURANT NO LONGER EXISTS.
ALL ACCOUNTS IN THE NAME OF NORTH POCONO BAGEL &
RESTAURANT HAVE BEEN CLOSED. PP&L WILL NOT
ISSUE THE CHECK TO MELVIN WHEELER. THE ORIGINAL
DEPOSIT WAS WRITTEN FROM MY PERSONAL ACCOUNT.

Note: If your complaint is only about removing or modifying a municipal lien filed by the City of Philadelphia, the Public Utility Commission (PUC) cannot address it. Only local courts in Philadelphia County can address this type of complaint. The PUC can address a complaint about service or incorrect billing even if that amount is subject to a lien.

In addition, the PUC generally does not handle complaints about cell phone or Internet service, but may be able to resolve a dispute regarding voice communications over the Internet (including the inability to make voice 911/E911 emergency calls) or concerns about high-speed access to Internet service.

5. Requested Relief

How do you want your complaint to be resolved? Explain what you want the PUC to order the utility or company to do. Use additional paper if you need more space.

I AM REQUESTING THE CHECK FOR \$71214 PLUS INTEREST WRITTEN OUT TO MELVIN WHEELER

I WANT INTEREST BECAUSE I HAVE BEEN ATTEMPTING TO RESOLVE THIS MATTER SINCE FEBRUARY 2002 WITHOUT A SATISFACTORY SOLUTION. I HAVE ALREADY MADE AN ORAL COMPLAINT WITH NO SATISFACTORY SOLUTION. THE PUC REPRESENTATIVE SAID I NEED TO FILE A FORMAL WRITTEN COMPLAINT. I DO NOT OWE PPL ANY MONEY HOWEVER, BECAUSE THEY OWE PPL IS NOT CONCERNED ABOUT A SOLUTION. THE AVERAGE OF THE TWO ACCOUNTS WAS APPROX. \$2,000 - \$3,000.00 PER MONTH FOR 16 YEARS. PPL IS
 $2,000 \times 12 = 24,000 / \text{YEAR} \times 16 \text{ YEARS} = 384,000$
ILEGALLY KEEPING MY SECURITY DEPOSIT

Note: The PUC can decide that a customer was not billed correctly and can order billing refunds. The PUC can also fine a utility or company for not following rules and can order a utility or company to correct a problem with your service. Under state law, the PUC cannot decide whether a utility or company should pay customers for loss or damages. Damage claims may be sought in an appropriate civil court.

I JUST WANT THE MONEY I AM OWED.
THEY DO NOT CARE ABOUT CUSTOMER SERVICE
\$712.14 IS MY MONEY
VERY SAD

6. Protection From Abuse (PFA)/ Domestic Violence

Has a court granted you a "Protection From Abuse" order or any other order which provides clear evidence of domestic violence against you that is currently in effect for your personal safety or welfare? The PUC needs this information to properly process your complaint so that your identity is not made public.

Note: You must answer this question if your complaint is against a natural gas distribution utility, an electric distribution utility or a water distribution utility AND your complaint is about a problem involving billing, a request to receive service, a security deposit request, termination of service or a request for a payment agreement.

Has a court granted a "Protection From Abuse" order or any other order for your personal safety or welfare?

YES

NO

If your answer to the above question is "yes," attach a copy of the current Protection From Abuse order to this Formal Complaint form.

7. Prior Utility Contact

a. Is this an appeal from a decision of the PUC's Bureau of Consumer Services (BCS)?

YES

NO

VERBAL COMPLAINT w/ PUC EMPLOYEE

Note: If you answered yes, move to Section 8. No further contact with the utility or company is required. If you answered no, answer the question in Section 7 b. and answer the question in Section 7 c. if relevant.

b. If this is not an appeal from a BCS decision, have you spoken to a utility or company representative about this complaint?

YES

NO

Note: You must contact the utility first if (1) you are a residential customer, (2) your complaint is against a natural gas distribution utility, an electric distribution utility or a water utility AND (3) your complaint is about a billing problem, a service problem, a termination of service problem, or a request for a payment agreement.

c. If you tried to speak to a utility company representative about your complaint but were not able to do so, please explain why.

Note: Even if you are not required to contact the utility or company, you should always try to speak to a utility or company representative about your problem before you file a Formal Complaint with the PUC.

8. Legal Representation

If you are filing a Formal Complaint as an individual on your own behalf, you are not required to have a lawyer. You may represent yourself at the hearing.

If you are already represented by a lawyer in this matter, provide your lawyer's name, address, telephone number, and e-mail address, (all required contact information). Please make sure your lawyer is aware of your complaint. If represented by a lawyer, both you and your lawyer must be present at your hearing.

Lawyer's Name _____

Street/P.O. Box _____

City _____ State _____ Zip _____

Area Code/Phone Number _____

E-mail Address _____

Note: Corporations, associations, partnerships, limited liability companies and political subdivisions are required to have a lawyer represent them at a hearing and to file any motions, answers, briefs or other legal pleadings.

9. **Verification and Signature**

You must sign your complaint. Individuals filing a Formal Complaint **must** print or type their name on the line provided in the verification paragraph below and **must** sign and date this form in **ink**. If you do not sign the Formal Complaint, the PUC **will not accept it**.

Verification:

I MELVIN WHEELER, 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).

Melvin Wheeler 12-20-22
(Signature of Complainant) (Date)

OWNER

Title of authorized employee or officer (only applicable to corporations, associations, partnerships, limited liability companies or political subdivisions)

Note: If the Complainant is a corporation, association, partnership, limited liability company or political subdivision, the verification **must** be signed by an authorized officer or authorized employee. If the Formal Complaint is **not signed** by one of these individuals, the PUC **will not accept it**.

10. **How to File Your Formal Complaint**

Electronically. You must create an account on the PUC's eFiling system, which may be accessed at <http://www.puc.pa.gov/efiling/default.aspx>.

Mail. Mail the completed form with your original signature and any attachments, by certified mail, priority mail, or overnight delivery to this address and retain the tracking information as proof of submission:

Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, Pennsylvania 17120

If you are appealing a BCS decision: follow the directions in the cover letter you received from the Secretary's Bureau with the formal complaint form. **ONLY** Formal complaints appealing a BCS decision can be filed by fax, email or overnight delivery to meet filing deadlines. **All other formal complaints MUST be eFiled or mailed.**

If you have any questions about filling out this form, please contact the Secretary's Bureau at 717-772-7777.

Keep a copy of your Formal Complaint for your records.

Please know that your complaint form and the utility's answer will not be published to the PUC's website. Once your complaint case moves to the Office of Administrative Law Judge, any filings you make should be marked confidential if you do not want them published to the website.

MELVIN WHEELER
68 WHEELER ROAD
MOSCOW PA 18444



24

UNITED STATES
POSTAL SERVICE
THIS MAIL HAS BEEN PAID
BY THE POSTAGE OFFICE
AT HARRISBURG, PA 17101

SECRETARY
PUBLIC UTILITIES COMMISSION
400 NORTH
HARRISBURG, PA 17101

PENNSYLVANIA PUBLIC UTILITIES COMMISSION
COMMONWEALTH KEYSTONE
BUILDING, 2ND FLOOR
HARRISBURG, PA 17120

VERIFICATION

I, BETH A. FRONHEISER being the Credit & Collections Manager 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.

January 26, 2023


Beth A. Fronheiser