

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

TODD ELLIOTT KOGER,

Complainant

V.

C-2023-3038703

DUQUESNE LIGHT COMPANY,
Respondent.

**NOV. 7 2023 SUPPLEMENT TO MOTION
TO OPEN RECORD ADD “NEW” CLAIMS**

Complainant files the following as a “Supplement” to his Petition to Open the Record and Add Additional Retaliatory Intentional Acts, or alternatively, to file a supplementary complaint and have such joined with the present case C-2023-3038703.

1. As identified “repeatedly” on the record complainant testified that the Respondent “utility company” witnesses intentionally lied while under oath by “denying having a business address at 424 S. 2th Street, Pittsburgh, Pa 15203 – The same location as the Wilkinsburg et al attorneys Maiello Brungo & Maiello responsible for GD-05-18165.”
2. Counsel for the Respondent utility company and its witnesses (while under oath) during the hearing had knowingly attempted to mislead Administrative Judge Conrad A. Johnson, about available facts relevant to Duquesne Lights’ involvement with the ongoing criminal collusion plotted at GD-05-18165.

3. That is, Counsel for the Respondent “utility company” and its witnesses (while under oath) during the hearing had knowingly attempted to mislead Administrative Judge Conrad A. Johnson, about available facts relevant to Duquesne involvement with an intentional violation of the Racketeer Influenced and Corrupt Organizations Act, and 18 U.S.C. § 242.
4. With C-2023-3038703 (in addition to the antecedent matters C-2019-3013238 and C-2020-3020394), and his sworn testimony, complainant identifies “ongoing” intentional acts knowingly done over time to purportedly help veil established illegal practices highlighted in the GD-05-18165, GD-13-5081 (the illegal elimination of Todd Elliott Koger, Sr from the 2013 Wilkinsburg mayoral election); and the continuing GD-23-3494 disruptions of the 2023 District magistrate judge election.
5. On October 11, 2023, the Respondent utility company Duquesne Light, as per its technician assigned to inspect the service meter box “installed for unexplained reasons” during the time period of the ongoing allegations pleaded at C-2019-3013238 and C-2020-3020394, now admits culpability in failing to meet a heightened obligation to prevent foreseeable harm that imposed an unwarranted risk on the “Koger family” that resulted in years of property damage and harm. See *Commerce Bank/Pa v. First Union Nat’l Bank*, 911 A.2d 133, 139. See also *Restatement (Second) of Torts Section 302 (1965)*.

6. Attached as an "Exhibit" is an example of the available evidence listing the Respondent utility company Duquesne Light with a business address at 424 S. 27th Street, Pittsburgh, PA 15203.
7. The fact that the Respondent utility company's attorney and its witnesses unlawfully and intentionally introduced "knowingly false" sworn testimony to mislead Administrative Judge Conrad A. Johnson during an PUC hearing at C-2023-3038703 mandates a reopening of the record.
8. On June 21, 2023, US Attorney Eric G. Olshan from the Western District of Pennsylvania articulated in writing that a "proper referral" from a governmental organization was mandated for his office to become involved in this issue.
9. Complainant additionally request Administrative Judge Conrad A. Johnson as per his "sworn oath" communicate to US Attorney Eric G. Olshan the information now identified for investigation the available evidence divulged with the Motion to Reopen the Record.
10. In closing, the Respondent utility company Duquesne Light's repeated disregard of federal and state laws formulated to uphold public wellbeing, safety, and property rights well-pleaded with C-2023-3038703; C-2019-3013238; and C-2020-3020394, and the unmerited disruption of constitutional rights safeguarded by state and federal law imposed and regulated by the PUC requires a criminal inquiry.

18 PA.C.S. § 4904 AFFIDAVIT FOR A CRIMINAL COMPLAINT

I, Todd Elliott Koger, Sr., hereby state that the facts set forth above are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to

prove the same at a hearing held in this matter. The statements made here are subject to penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

/s/ Todd Elliott Koger
Complainant
515 Kelly Avenue
Pittsburgh, PA 15221

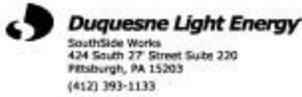
CERTIFICATE OF SERVICE

The forgoing Supplement to the Motion for was e-filed at C-2023-3038703 and served on the forgoing, address as follows:

1. e-Filing: C-2023-3038703 Secretary, Pennsylvania Public Utility Commission, 400 North Street. Harrisburg, PA 17120
2. Administrative Law Judge, Conrad A. Johnson, 301 Fifth Avenue, Suite 220 Piatt Place, Pittsburgh, PA 15222, cojohnson@pa.gov
3. Emily M. Farah, Duquense Light Company, 411 Seventh Avenue, Pittsburgh, PA 15219, efarah@duqlight.com

/s/ Todd Elliott Koger
Complainant
515 Kelly Avenue
Pittsburgh, PA 15221

APPENDIX – EXHIBIT A



April 18, 2018

Ms. Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17105-3265

A-110142

Re: **Duquesne Light Energy, LLC**
Load Serving Entity Compliance Form – Annual Filing

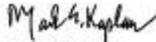
Dear Secretary Chiavetta:

This letter is in response to the Secretarial Letter issued on March 18, 2010 at Docket No. M-2012-2157431, requiring Electric Generation Suppliers, on an annual basis, to provide proof of registration as a PJM Load Serving Entity or proof of contractual agreement with a registered PJM LSE that facilitates the retail electricity services of the EGS.

This response is for Duquesne Light Energy, LLC, a registered and operating EGS in the Commonwealth of Pennsylvania. Enclosed is a copy of PJM Interconnection's current Schedule 17 of the Reliability Assurance Agreement Among Load Serving Entities in the PJM Region, as part of its Rate Schedule FERC No. 44, documenting Duquesne Light Energy, LLC's present active membership status as shown on Page 3.

If you have any questions regarding the information provided, please contact Audrey Waldoock at (412) 393-6334 or awaldoock@duqlight.com.

Sincerely,


Mark E. Kaplan
President

Enclosure

c: Bureau of Technical Utility Services (dgill@pa.gov) (w/ enc.)

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PA PUC
SECRETARY'S BUREAU

Duquesne Light Energy is an unregulated subsidiary of Duquesne Light Holdings, Inc., and is not the same company as Duquesne Light Company, its affiliated electric distribution company. The prices of Duquesne Light Energy are not regulated by the Pennsylvania Public Utility Commission. You are not required to buy electricity or other products from Duquesne Light Energy to receive the same quality service from Duquesne Light Company.