

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Harrisburg, Pennsylvania 17120

Karen Feitt
vs.
Peoples Natural Gas Company LLC

Public Meeting held May 23, 2024
3040660-OSA
Docket No. C-2023-3040660

MOTION OF VICE CHAIR KIMBERLY BARROW

In May 2023, Karen Feitt filed a Complaint with the Commission against Peoples Natural Gas Company (Peoples) alleging that her Peoples bill “reflects a ‘debt’, however hides the matching ‘credit’”. The Complaint describes the “credit” that they are due is because “[t]he account is ours, therefore the interest (credit) is to be returned”. The Complaint sought a “true bill”.

On June 5, 2023, Peoples filed an Answer and New Matter, and separately Preliminary Objections, averring that this was the third complaint on this issue by the Complainant. Peoples argued that the prior complaints were dismissed with prejudice, and therefore that the present complaint was barred by issue preclusion and claim preclusion. Peoples also claimed that the Complaint constituted an abuse of process. The Administrative Law Judge agreed with Peoples that the Complaint was barred by issue and claim preclusion, and that the Complaint constituted an abuse of process. After the Initial Decision, an “Executor Letter” was filed by Higinio Mendoza, Jr., claiming to be “executor, grantor of the estate”.

The Commission’s regulations govern the form and content of Exceptions,¹ generally requiring identification of the conclusions of law or findings of fact to which the Exceptions object. The Commission routinely accommodates *pro se* parties and provides the best opportunity for those parties to raise their claims fully, despite lack of legal representation. This accommodation often includes treating a variety of post-initial-decision filings as exceptions if it at all appears the party is raising a legal, factual, or equitable objection to an initial decision. However, the Executor Letter does not warrant such accommodating treatment as the claims appear to be based on the types of false legal theories that circulate on the internet. The Executor Letter raises no possible claims that the Commission could reasonably characterize as Exceptions.

THEREFORE, I MOVE THAT:

1. The Executor Letter filed by Higinio Mendoza, Jr., is not to be treated as Exceptions.

¹ 52 Pa. Code § 5.533(b).

2. The Initial Decision of Administrative Law Judge Mary Long, issued on August 22, 2023, is adopted, consistent with this Motion.
3. The Office of Special Assistants prepare an Opinion and Order consistent with this Motion.

May 23, 2024



Kimberly Barrow, Vice Chair