

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

|   |   |                |
|---|---|----------------|
| Ya Davi LLC                               | : |                |
|   | : |                |
| v.  | : | C-2024-3048451 |
|   | : |                |
| FirstEnergy Pennsylvania Electric Company | : |                |

**INTERIM ORDER  
EXTENDING DEADLINE FOR COMPLAINANT TO OBTAIN LEGAL COUNSEL  
AND FILE RESPONSIVE PLEADINGS TO FILINGS MADE BY RESPONDENT**

Ya Davi LLC (Complainant) filed a Formal Complaint (Complaint) against FirstEnergy Pennsylvania Electric Company (Company or Respondent), on or about April 16, 2024, November 4, 2022, regarding electric service provided known or designated as 515 South Avenue, Bradford, PA 167015206 (Service Address or Property). In the Complaint, Complainant disputes electric bills issued by Respondent and seeks a payment arrangement.

On May 6, 2024, Respondent filed an Answer which was accompanied by a Notice to Plead. In the New Matter, Respondent alleged, *inter alia*, that Complainant, as an LLC, needs to be represented in this proceeding by an attorney licensed to practice law in the Commonwealth of Pennsylvania; and that Prakash Patel, who signed the Formal Complaint and verification for Complainant is not an attorney and that Complainant has not caused an attorney to enter his or her appearance on behalf of Complainant.

On May 23, 2024, a Call-In Telephone Hearing Notice was issued scheduling the evidentiary hearing for July 1, 2024. The Notice also advised the Parties that provided, *inter alia*, as follows:

**REPRESENTATION.** If you are an individual, you may represent yourself or you may have an attorney represent you. All others, including a partnership, corporation, trust,

association, or governmental agency or subdivision, must be represented an attorney licensed to practice law in Pennsylvania, or admitted *pro hac vice*.<sup>1</sup>

On May 24, 2024, a prehearing order was entered in this proceeding that provided, *inter alia*, as follows:

**REPRESENTATION.** If you are an individual, you may represent yourself or you may have an attorney represent you. All others, including a partnership, corporation, trust, association, or governmental agency or subdivision, must be represented an attorney licensed to practice law in Pennsylvania, or admitted *pro hac vice*.<sup>2</sup> And, unless you are an attorney, you may not represent someone else.

On June 10, 2024, Respondent filed a Motion to Dismiss, avering, *inter alia*, that Complainant is required to obtain legal representation and its failure to comply with this requirement should result in dismissal of the Formal Complaint without a hearing. A Notice to Plead was attached to the Motion permitting Complainant to file a responsive pleading by Monday, July 1, 2024. No responsive pleading was filed by Complainant.

The hearing convened as scheduled. Respondent appeared with legal counsel and a witness and indicated that Respondent was prepared to present its case. Prakash Patel appeared for Complainant without legal counsel and requested a continuance, stating that Complainant needed a few days to obtain counsel.

According to Sections 1.21 through 1.23 of the Pennsylvania Public Utility Code, if a party is an individual, he or she may represent him or herself, or the individual may be represented by an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*. However, if a party is not an individual, such as a partnership, limited liability company, corporation, trust, association, or governmental agency or subdivision, the party must have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or

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<sup>1</sup> 52 Pa. Code §§ 1.21 & 1.22.

<sup>2</sup> 52 Pa. Code §§ 1.21 & 1.22.

admitted *Pro Hac Vice* to represent the party at the hearing. If a party is not an individual, and the party is not represented by an attorney, the party is not permitted to participate in the hearing.

Complainant is reminded of the requirement for a Corporation or LLC business entity to obtain legal counsel in order for Complainant to participate in his proceeding, consistent with Commission regulations.

Under the circumstances, the following Order will be entered.

THEREFORE,

IT IS ORDERED:

1. That Complainant, Ya Davi LLC's deadline to file with the Commission Secretary and serve a responsive pleading to the New To Dismiss filed by Respondent, is hereby extended until not later than 4:00 p.m. on Friday, July 12, 2024.

2. That Complainant, Ya Davi LLC's deadline to cause legal counsel to file a Notice of Appearance with the Commission Secretary is hereby extended until not later than 4:00 p.m. on Friday, July 12, 2024.

3. That Complainant, Ya Davi LLC's deadline to serve upon Respondent and the undersigned presiding officer, its Notice of Appearance of legal counsel, is hereby extended until not later than 4:00 p.m. on Friday, July 12, 2024.

4. All pleadings filed by the Parties shall be filed with the Commission Secretary and copied to the opposing party's counsel if represented, and to the undersigned presiding officer.

5. The responsive pleading to the Motion to Dismiss the Complaint, filed by Complainant, if any, may be timely served upon the undersigned presiding officer by email at [jeffwatson@pa.gov](mailto:jeffwatson@pa.gov).

6. That the Parties are required to serve a copy of all pleadings filed in this proceeding upon the undersigned presiding officer in WORD format, whenever possible.

7. That the failure of Complainant to cause legal counsel to enter his or her appearance for Complainant by Friday, July 12, 2024, consistent with the terms set forth in this Order, may result in all of the factual averments set forth in the Motion To Dismiss being deemed admitted and a decision being entered against the Complainant, and in favor of the Respondent, without a hearing or further notice in this proceeding.

Date: July 1, 2024

\_\_\_\_\_/s/\_\_\_\_\_  
Jeffrey A. Watson  
Administrative Law Judge

**C-2024-3048451 - YA DAVI LLC v. FIRSTENERGY PENNSYLVANIA ELECTRIC COMPANY**

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