

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

James Bocsy	:	
	:	
v.	:	C-2025-3053828
	:	
Duquesne Light Company	:	

**INTERIM ORDER
HOLDING PRELIMINARY OBJECTIONS IN ABEYANCE**

On February 7, 2025, James Bocsy (Complainant or Mr. Bocsy) filed a Formal Complaint (Complaint) with the Pennsylvania Public Utility Commission (Commission) against Duquesne Light Company (DLC, Company, or Respondent), alleging that the Company was threatening to shut off service or had already shut off service and there were incorrect charges on his bill. Further, he wrote in the “other” section, “their [sic] are multiple problems.” Complaint ¶ 4. In an attached piece of paper, Mr. Bocsy avers specific service and billing issues for an account in the name of “David Bocsy.” Also attached to the Compliant is a cover sheet for a Court of Common Pleas Civil Action between James Bocsy and David S. Bocsy against DLC at docket number GD-24-2769.

On March 31, 2025, Respondent filed an Answer, New Matter, and Preliminary Objection to the Complaint. DLC explains that it believes the case pertains to the service address at 118 W. Virginia Ave, Munhall PA 15120. DLC denies that Mr. Bocsy currently has or has ever applied for service in his name at this address, but its records show that Mr. Bocsy is the owner of that property.

DLC further explains that “David Bocsy” activated an electric service account in his name at the Service Address effective October 12, 2023, and the Company required him to pay a security deposit of \$187.00 to complete activation of the account, which was billed in four installments of \$46.75. As such, David Bocsy’s bills processed for the November 2023 to

February 2024 billing periods included: (1) the security deposit installment of \$46.75; (2) the monthly customer charge; and (3) charges based on the actual electric consumption at the Service Address. Respondent avers all bills issued during this period were based on actual meter readings from the meter installed at the Service Address and denies that the bills issued to David Bocsy between November 1, 2023, and February 27, 2024, contain incorrect charges.

Additionally, the Company explains that on February 9, 2024, the meter at the Service Address was randomly selected to be tested as part of the Company's Random Sample Meter Test Exchange program ("Meter Test Program"). DLC avers that when the Company's field technician visited the Service Address to remove and replace the meter for testing, the field technician noticed arcing on the jaws of the meter that posed an immediate safety concern. DLC explains that, due to the unsafe condition of the meter base, the Company immediately removed the meter and had the electric service to the Service Address disconnected. The Company explains that because the meter base is customer-owned equipment, the Company could not repair the issue and replace the meter until: (1) the necessary repairs were made to the meter base; and (2) the Company received a wiring approval from a Certified Electrical Inspector. As such, DLC avers that before leaving, the technician left a Non-Credit Related Shut-Off Notice at the Service Address, which notified the occupant and/or owner of the Service Address that service was shut off due to the unsafe condition of the meter base and advised that a wiring approval from a Certified Electrical Inspector was required for the service to be restored. DLC denies that service was disconnected in retaliation against the Complainant or David Bocsy. Respondent maintains it properly disconnected service in response to the unsafe condition of the meter base.

In its New Matter and Preliminary Objection, the Company argues the Complaint raises claims regarding an account in the name of David Bocsy, not James Bocsy, and James Bocsy (Complainant) lacks standing to raise claims on behalf of David Bocsy. DLC notes that David Bocsy filed a nearly identical complaint to the one filed in the instant matter. DLC notes this prior complaint was docketed at Docket No. F-2024-3048366 and was dismissed by the Commission after Davis Bocsy failed to appear at the scheduled hearing. Therefore, the

Company argues that all claims related to service in the name of David Boscy should be struck from the Complaint due to lack of standing.

The New Matter and Preliminary Objection each included a Notice to Plead, directing Complainant to file a response within ten days. Complainant did not file a response to either pleading.

On May 1, 2025, the Commission issued a Hearing Notice assigning this matter to me and scheduling an evidentiary hearing for July 1, 2025. The Hearing Notice reads, in pertinent part,

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 by an attorney licensed to practice law in Pennsylvania, or admitted *pro hac vice*. Only an attorney may represent someone else.

See Hearing Notice, pg. 2 (emphasis added).

On May 1, 2025, I issued a Prehearing Order, which reads, in pertinent part,

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*. And, unless you are an attorney, you may not represent someone else.

See Prehearing Order, pg. 4 (citations omitted) (emphasis added).

At this juncture, it is unclear whether Complainant is raising claims on behalf of David Boscy or himself, or both. Therefore, it is appropriate to hold the Preliminary Objection in abeyance pending the hearing on July 1, 2025. At the beginning of the proceeding on July 1, 2025, I will give Complainant an opportunity to respond orally to the Company's Preliminary

Objection. After hearing argument from both parties, I intend to issue a ruling on the record, striking claims from the Complaint for which Complainant lacks standing.

THEREFORE,

IT IS ORDERED:

1. That the Preliminary Objection filed by Duquesne Light Company in the matter of James Bocsy v. Duquesne Light Company docketed at C-2025-3053828 is held in abeyance pending the evidentiary hearing on July 1, 2025.

2. That the parties shall appear at the hearing on July 1, 2025, and be prepared to provide oral argument on the Preliminary Objection.

Date: May 6, 2025

/s/
Emily I. DeVoe
Administrative Law Judge

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