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June 30, 2025

Via Electronic Filing

Matthew L. Homsher, Secretary
Pa. Public Utility Commission
400 North Street
Harrisburg, PA 17120

Re: Jose Morales v. Pennsylvania Gas & Electric, Docket Nos. F-2025-3055635 and F-2025-3055636

Dear Secretary Homsher:

Enclosed for electronic filing please find a Motion to Consolidate on behalf of Pennsylvania Gas & Electric ("PAG&E") with regard to the above-referenced matters. Copies to be served in accordance with the attached Certificate of Service.

Sincerely,

/s/ Lauren M. Burge

Lauren M. Burge

Enclosure

cc: Cert. of Service w/enc.

CERTIFICATE OF SERVICE

I hereby certify that this day I served a copy of the enclosed Motion upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code Section 1.54.

Via Email Only

Jose Morales
1129 W. Tyler Street
Whitehall, PA 18052
moral7755@gmail.com

Date: June 30, 2025

/s/ Lauren M. Burge

Lauren M. Burge, Esquire

Counsel for Pennsylvania Gas & Electric

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Jose Morales,	:	
	:	
Complainant,	:	
	:	Docket No. F-2025-3055635
v.	:	Docket No. F-2025-3055636
	:	
	:	
Pennsylvania Gas & Electric,	:	
	:	
Respondent	:	

NOTICE TO PLEAD

To: Jose Morales
1129 W. Tyler Street
Whitehall, PA 18052

You are hereby notified that an Answer to the enclosed **Motion to Consolidate** of Pennsylvania Gas & Electric (PAG&E) must be filed within 20 days of the date of service. All pleadings, such as an Answer to Motion, must be filed with the Secretary of the Pennsylvania Public Utility Commission with a copy served to counsel for PAG&E and the Administrative Law Judge presiding over the proceeding.

File with:

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

With a copy to:

Lauren M. Burge, Esquire
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lburge@eckertseamans.com

Stephen M. Pemberton, Esquire
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Philadelphia, PA 19102
spemberton@eckertseamans.com

/s/ Lauren M. Burge

Lauren M. Burge, Esquire

Counsel for Pennsylvania Gas & Electric

Date: June 30, 2025

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Jose Morales,	:	
	:	
Complainant,	:	
	:	Docket No. F-2025-3055635
v.	:	Docket No. F-2025-3055636
	:	
Pennsylvania Gas & Electric,	:	
	:	
Respondent	:	

**MOTION TO CONSOLIDATE
OF PENNSYLVANIA GAS & ELECTRIC**

Pursuant to 52 Pa. Code § 5.81(a), Pennsylvania Gas & Electric (“PAG&E”) submits this Motion to Consolidate the above-captioned matters. In support of this Motion, PAG&E avers as follows:

1. On June 9, 2025, the Commission served on PAG&E two Formal Complaints filed by Jose Morales (“Complainant”) at Docket Nos. F-2025-3055635 and F-2025-3055636.
2. The Complaint at Docket No. F-2025-3055635 relates to Mr. Morales’ enrollment with PAG&E to receive electric generation supply services, and the Complaint at Docket No. F-2025-3055636 relates to Mr. Morales’ enrollment with PAG&E to receive natural gas supply services.
3. The Formal Complaints each allege that the respective enrollments were unauthorized, requesting that PAG&E be “held accountable” for the alleged improper enrollments and provide evidence of where and from whom the Complainant’s information was obtained.
4. PAG&E’s records show that the enrollments at issue occurred on the same date and at the same location.

5. The Formal Complaints involve the same or substantially similar issues of facts and law.

6. Contemporaneously with this Motion to Consolidate, PAG&E is filing an Answer to each of the Formal Complaints.

7. Section 5.81(a) of the Commission's regulations states that "[t]he Commission or presiding officer, with or without motion, may order proceedings involving a common question of law or fact to be consolidated. The Commission or presiding officer [also] may make orders concerning the conduct of the proceeding as may avoid unnecessary costs or delay." 52 Pa. Code § 5.81(a).

8. Other considerations in ruling on a consolidation include the following: (a) whether additional issues exist that could cloud the determination of common issues; (b) whether consolidation will reduce litigation costs and decision-making for the parties and the Commission; (c) whether the issues in one proceeding go to the heart of an issue in the other proceeding; (d) whether consolidation will unduly protract a hearing or produce a disorderly or unwieldy record; (e) whether different statutory and legal issues are involved; (f) whether the party with the burden of proof differs in the proceedings; (7) whether consolidation will unduly delay the resolution of one of the proceedings; and (8) whether supporting data in both proceedings will be repetitive.¹ As stated in the referenced order, no single consideration, nor group of these considerations, is dispositive of consolidation. Rather, all factors must be evaluated, and a balancing of those favoring and disfavoring consolidation is required.²

¹ See *PUC v. City of Lancaster Sewer Fund*, Docket No. R-2012-2310366, Second Prehearing Order at 3-4 (Nov. 26, 2012) ("*Lancaster Sewer Fund Prehearing Order*").

² *Id.* at 3.

9. As discussed above, although the Complainant has filed two separate Formal Complaints, the Complaints involve the same or substantially similar issues of fact and law. Both relate to the Complainant's enrollment with PAG&E – one for electric generation supply and one for natural gas supply – which according to PAG&E records occurred on the same date at the same location.

10. Additionally, a balancing of the other considerations referenced in the *Lancaster Sewer Fund Prehearing Order* support consolidation of these proceedings. Specifically, consolidation will reduce litigation costs and decision-making for the parties and the Commission; the issues are the same notwithstanding the filing of two separate complaints; consolidation will produce an orderly record; the Complainant carries the burden of proof in both proceedings; and consolidation will not unduly delay the resolution of either proceeding.

11. Consolidating these proceedings would promote judicial economy and conserve valuable resources of the parties and the Commission. Since the proceedings involve the same issues of fact and law, no reason exists to have them litigated on separate paths.

WHEREFORE, PAG&E respectfully requests that the Formal Complaints at Docket Nos. F-2025-3055635 and F-2025-3055636 be consolidated into one proceeding.

Respectfully submitted,

/s/ Lauren M. Burge

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Date: June 30, 2025

Counsel for Pennsylvania Gas & Electric

Verification

I, Martine Trinka, am Counsel, Retail Operations for Pennsylvania Gas & Electric (“PAG&E”), and I hereby state that the facts set forth in the foregoing **Motion** are true and correct to the best of my knowledge, information and belief and that I expect PAG&E 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).

Dated: June 30, 2025

/s/ Martine Trinka

Martine Trinka
Counsel, Retail Operations
Pennsylvania Gas & Electric