



COMMONWEALTH OF PENNSYLVANIA

August 8 2025

**E-FILED**

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

**Re: Pennsylvania Public Utility Commission v. Energy Center Harrisburg LLC / Docket  
No. R-2025-3055959**

Dear Secretary Homsher:

Enclosed please find the Complaint, Public Statement, and Verification, on behalf of the Office of Small Business Advocate (“OSBA”), in the above-referenced proceeding.

Copies will be served on all known parties in this proceeding, as indicated on the attached Certificate of Service.

If you have any questions, please do not hesitate to contact me

Sincerely,

*/s/ Steven C. Gray*

Steven C. Gray  
Senior Attorney  
Assistant Small Business Advocate  
Attorney ID No. 77538

*Enclosures*

cc: Kevin Higgins  
Parties of Record

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>Pennsylvania Public Utility Commission</b>	:	
	:	
v.	:	<b>Docket No. R-2025-3055959</b>
	:	
<b>Energy Center Harrisburg LLC</b>	:	

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**COMPLAINT OF THE  
OFFICE OF SMALL BUSINESS ADVOCATE**

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1. The Complainant is:  
  
NazAarah Sabree  
Small Business Advocate  
Forum Place  
555 Walnut Street, 1<sup>st</sup> Floor  
Harrisburg, PA 17101
  
2. The name and address of the Complainant’s attorney is:  
  
Steven C. Gray, Esq.  
Senior Attorney  
Assistant Small Business Advocate  
Office of Small Business Advocate  
Forum Place  
555 Walnut Street, 1st Floor  
Harrisburg, PA 17101  
[sgray@pa.gov](mailto:sgray@pa.gov)
  
3. The respondent utility is:  
  
Energy Center Harrisburg LLC  
900 Walnut Street  
Harrisburg, PA 17101

4. The Complainant is authorized and directed by the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50, to represent the interests of small business consumers of utility services in matters before the Pennsylvania Public Utility Commission (“Commission”).

5. On July 18, 2025, Energy Center Harrisburg LLC (“ECH” or the “Company”) filed Supplement No. 66 to Tariff Steam – PA PUC No. 4 (“Supplement No. 66”) with the Pennsylvania Public Utility Commission (“Commission”).

6. If approved by the Commission, proposed Supplement No. 66 would increase base revenues for steam service in the amount of \$894,300 per year. Customers of ECH will see an approximate 11.6% increase on a total bill basis.

7. If approved by the Commission, proposed Supplement No. 26 would increase ECH’s commercial customers using (40 Mlbs. per month) would pay \$1,217 per month, up \$143 or about 13% on a total bill basis.

8. After preliminary review of the materials filed by the Company in support of the Supplement No. 66, Complainant believes, and therefore avers, that those materials may be insufficient to justify the rate increase requested and that the ECH’s present and proposed rates, rules, and conditions of service may be unjust, unreasonable, unduly discriminatory, and otherwise contrary to law, particularly as they pertain to the Company’s small business customers.

9. Complainant believes, and therefore avers, that ECH’s proposed tariff changes, proposed rates, rate design, and revenue allocation are or may be unjust, unreasonable, and unlawfully discriminatory in violation of, *inter alia*, Sections 1301 and 1304 of the Public Utility Code, 66 Pa. C.S. §§1301 and 1304, and, furthermore, are contrary to appropriate public policy, sound ratemaking considerations, and may not be supported by the materials filed by ECH.

10. The OSBA also files this Complaint to ensure that the Company will provide a formal payment assistance plan for its small business customers.

11. In view of the foregoing, the Small Business Advocate respectfully requests that the Pennsylvania Public Utility Commission:

- A. Suspend and investigate the operation of Supplement No. 66;
- B. At the conclusion of such investigation, reject the proposed new rates and other tariff changes in Supplement No. 66 to the extent required to make certain that ECH's rates are lawful, just, reasonable, and not unduly discriminatory against small business customers; and
- C. Grant such other relief as may be necessary or appropriate.

Respectfully submitted,

*/s/ Steven Gray*

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Steven Gray  
Senior Attorney  
Assistant Small Business Advocate  
Attorney ID No. 77538

Commonwealth of Pennsylvania  
Office of Small Business Advocate  
Forum Place  
555 Walnut Street, 1<sup>st</sup> Floor  
Harrisburg, PA 17101

Dated: August 8, 2025

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>Pennsylvania Public Utility Commission</b>	:	
	:	
v.	:	<b>Docket No. R-2025-3055959</b>
	:	
<b>Energy Center Harrisburg LLC</b>	:	

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**PUBLIC STATEMENT OF  
THE OFFICE OF SMALL BUSINESS ADVOCATE**

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The Small Business Advocate is authorized and directed to represent the interest of small business consumers of utility services in Pennsylvania under the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50 (“Act”). The Act further provides that the Small Business Advocate is to issue publicly a written statement stating concisely the specific interest of small business consumers to be protected by her initiation of or intervention in any proceeding involving those interests before the Public Utility Commission (“Commission”) or any other agency or court. This public statement relates to the filing today by the Small Business Advocate of a complaint against the proposed tariff filing of Energy Center Harrisburg LLC (“ECH” or the “Company”), which would increase the annual steam service revenue by \$894,300 per year, or by 11.6%.

The Small Business Advocate files this formal complaint against ECH’s proposed tariff filing to protect the interests of the Company’s small business customers. A thorough inquiry by the Commission into all elements of ECH’s proposed tariff filing is necessary to ensure that the tariff filing is lawful, just, reasonable, and not discriminatory against the Company’s small business customers.

In view of the foregoing, the Small Business Advocate will participate in proceedings before the Public Utility Commission to investigate the reasonableness of the proposed tariff filing. The Small Business Advocate will ask the Commission to deny any proposed new rates and other tariff changes that apply to small business customers which are not proven by ECH to be lawful, just, reasonable, and not discriminatory against the Company's small business customers.

Dated: August 8, 2025

**VERIFICATION**

I, NazAarah Sabree, hereby state that the facts set forth herein above are true and correct to the best of my knowledge, information and belief and that I expect 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).

Date: August 8, 2025

  
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(Signature)

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>Pennsylvania Public Utility Commission</b>	:	
	:	
v.	:	<b>Docket No. R-2025-3055959</b>
	:	
<b>Energy Center Harrisburg LLC</b>	:	

**CERTIFICATE OF SERVICE**

I hereby certify that true and correct copies of the foregoing have been served via email (*unless otherwise noted below*) upon the following persons, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

The Honorable Charles E. Rainey, Jr.  
Chief Administrative Law Judge  
Pennsylvania Public Utility Commission  
400 North Street  
Commonwealth Keystone Building  
Harrisburg, PA 17120  
[crainey@pa.gov](mailto:crainey@pa.gov)

Darryl Lawrence, Esquire  
Consumer Advocate  
PA Office of Consumer Advocate  
Forum Place  
555 Walnut Street, 5th Floor  
Harrisburg, PA 17101-1923  
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Director  
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400 North Street  
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17 North Second Street  
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[dzambito@cozen.com](mailto:dzambito@cozen.com)  
[wlesser@cozen.com](mailto:wlesser@cozen.com)

Date: August 8, 2025

/s/ Steven C. Gray  
Steven C. Gray  
Senior Attorney  
Assistant Small Business Advocate  
Attorney I.D. No. 77538