

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Tony Gardner d/b/a K Fish Comestible

Complainant

v. Docket No. C-2025-3056317

PECO Energy Company

Respondent

EMERGENCY UPDATE: FOURTH POWER FAILURE AFTER PECO'S "PERMANENT" REPAIR

Date: September 7, 2025

To: Administrative Law Judge Emily A. Farren

Cc: Pennsylvania Public Utility Commission

Cc: Margaret A. Morris, Esquire - mmorris@regerlaw.com Reger Rizzo & Darnall LLP

Dear Judge Farren:

I must report a FOURTH catastrophic power failure at K Fish Comestible, occurring less than three weeks after PECO's "A Team" allegedly completed permanent repairs and assured us "everything is now new and we should not have any more problems."

Current Emergency

September 7, 2025 - 11:35 AM:

- Discovered complete power failure at our store
- Unknown when failure occurred (store closed since Friday September 5)
- PECO automated system minimizes this as "affecting one customer"
- No emergency response despite commercial food service impact

PECO's Failed "Permanent Solution"

August 20, 2025: PECO deployed their "A Team" who:

- Replaced transformer and infrastructure
- Explicitly stated "everything is now new"
- Assured us problems were permanently resolved
- Left us believing the matter was fixed

September 7, 2025: Complete power failure - AGAIN

Pattern of Gross Negligence Now Undeniable

1. **First Failure** (2024): PECO applies temporary fix
2. **Second Failure** (June 2025): More extensive damage

3. **Third Failure** (August 2025): Despite our written warnings
4. **Fourth Failure** (September 2025): After "permanent" repairs

PECO's "permanent solutions" last less than three weeks.

Immediate Intervention Required

This Commission must act immediately to:

1. **Order emergency restoration** - not in days or weeks, but hours
2. **Investigate PECO's systemic failures** in maintaining infrastructure
3. **Mandate independent inspection** of PECO's work quality
4. **Expedite proceedings** given continuous failures

Impact on Mediation

With respect to the ordered mediation, how can we mediate when:

- PECO's representations prove false within weeks
- Their "permanent" fixes fail immediately
- The pattern continues unabated
- Our losses mount daily

Request for Emergency Relief

We respectfully request an emergency conference or order requiring PECO to explain why their "permanent" solution failed in less than three weeks and what emergency measures they will implement immediately.

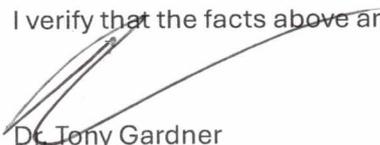
Four failures despite multiple repairs demonstrates either gross incompetence or willful disregard for customer safety and reliability. Our community cannot endure continued failures while PECO experiments with our electrical service.

Respectfully submitted,

Dr. Tony Gardner
Owner-Operator
K Fish Comestible

VERIFICATION

I verify that the facts above are true and correct to the best of my knowledge.


Dr. Tony Gardner
Date: September 7, 2025