

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

TODD ELLIOTT KOGER, SR., AND
ELLIOTT-TODD PARKER KOGER
COMPLAINANT(S)

V.

C-2024-3049627 and
C-2025-3054190

DUQUESNE LIGHT COMPANY
RESPONDENT

COMPLAINANT(S)' MOTION TO ADMIT AI-GENERATED ESTIMATE OF DAMAGES

Both Elliott-Todd Parker Koger and Todd Elliott Koger, Sr., Complainants, and respectfully moves this Honorable Commission, pursuant to **52 Pa. Code § 5.401 et seq.**, for an order admitting into evidence the AI-generated estimate of damages submitted to the Respondent and not objected to at any time.

1. Legal Basis

- **52 Pa. Code § 5.401:** The Commission is not bound by technical rules of evidence; relevant and material evidence is admissible.
- **Pa.R.E. 901:** Evidence may be authenticated by testimony or certification that it is what it purports to be.
- **Pa.R.E. 1006:** Summaries of voluminous data are admissible.
- **Waiver:** Respondent did not object to this evidence during discovery, thereby waiving any objection under **Pa.R.E. 103(a)**.

2. Application

- The AI-generated estimate was provided to the Respondents.

- Respondents raised no objection at any time.
- The estimate is relevant, material, and probative of damages.
- Under the Commission's relaxed evidentiary rules, the estimate should be admitted, with weight to be determined by the presiding officer.

3. Relief Requested

Complainant respectfully requests that this Honorable Commission enter an order:

1. Admitting into evidence the AI-generated estimate of damages submitted to the Respondents for which no objection has been filed.
2. Granting such other relief as may be just and proper.

Respectfully submitted,

/s/ Todd Elliott Koger, Sr., Complainant, Pro Se

/s Elliott-Todd Parker Koger, Complainant, Pro Se

Dated: October 25, 2025

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TODD ELLIOTT KOGER, SR., AND
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DUQUESNE LIGHT COMPANY
RESPONDENT

PROPOSED ORDER

AND NOW, on this the _____ day of _____, 2025, this matter, upon consideration of Complainant's Motion to Admit the AI-Generated Estimate of Damages, it is hereby **ORDERED** as follows:

1. The Motion is **GRANTED**.
2. The AI-generated estimate of damages, previously disclosed during discovery and not objected to by Respondent, is admitted into evidence in this proceeding.
3. The weight and credibility of this evidence shall be determined by the Presiding Officer in the context of the full record.
4. This Order is entered pursuant to **52 Pa. Code § 5.401**, which permits admission of relevant and material evidence, and in recognition of Respondent's waiver of objection by failing to raise any challenge during discovery.

BY THE COMMISSION:

_____ J.

CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts that require filing confidential information and documents differently than non-confidential information and documents.

/s/ Elliott-Todd Parker Koger

/s/ Todd Elliott Koger

(412) 758-4510

PROOF OF SERVICE

Both Elliott-Todd Parker Koger and Todd Elliott Koger, Sr., certify that on this the 25th day of October 2025, served the following on:

Megan E. Rulli, 17th North Second Street 12th Floor, Harrisburg, PA 17101

/s/ Elliott-Todd Parker Koger

/s/ Todd Elliott Koger

(412) 758-4510