

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

**DATE OF DEPOSIT**

NOV 27 2025

PA Public Utility Commission  
Secretary's Bureau

*In the Matter of:*

**MICHAEL ALLEN MOOREFIELD,**  
**Complainant,**

v.

**DUQUESNE LIGHT COMPANY,**  
Respondent.

**Docket No. C-2025-3057998**

NOTICE OF EVIDENTIARY MISREPRESENTATION BY DEFENDANT'S  
COUNSEL

Submitted by:

MICHAEL ALLEN MOOREFIELD  
Complainant / Affiant  
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(412) 853-4474

Date: November 24, 2025

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

**Michael Moorefield,**

Plaintiff,

v.

**Duquesne Light Company,**

Defendant.

**Docket No. C-2025-3057998**

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**NOTICE OF EVIDENTIARY MISREPRESENTATION BY DEFENDANT'S  
COUNSEL**

Plaintiff **Michael Moorefield** submits this Notice to inform the Court of a material and demonstrably false statement made by Defendant Duquesne Light Company ("DLC") through its counsel in recent filings. This Notice is submitted to ensure the accuracy of the record and to preserve Plaintiff's rights.

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**1. Misrepresentation to the Court**

In Defendant's Answer/Response, counsel for DLC denied that:

**"Duquesne Light Company uses The Bank of New York Mellon."**

This denial is **factually false, publicly refuted, and contradicted by mandatory regulatory filings** made by Duquesne Light Company itself.

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**2. Public Records Confirm the Relationship**

The following public filings—required by law and submitted under penalty of perjury—establish that:

**The Bank of New York Mellon ("BNY Mellon") is the Indenture Trustee for Duquesne Light Company.**

Evidence includes, but is not limited to:

1. **SEC Filings (Form 10-K / Form 8-K)**, publicly available via the Securities and Exchange Commission's EDGAR system, identifying BNY Mellon as the **Indenture Trustee** for DLC's bond issuances.
  
2. **Pennsylvania Public Utility Commission (PUC) Filings**, including financing approvals and compliance filings, listing BNY Mellon as the **Trustee** for DLC debt instruments.

3. **Bond Indenture and Offering Statements** for Duquesne Light Company debt securities, which name The Bank of New York Mellon as the **Indenture Trustee** responsible for administering the trusts in which DLC's financial instruments are held. These documents are matters of **public record**, and the Court may take **Judicial Notice** of them under Federal Rule of Evidence 201(b)(2).

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### 3. Legal Impact

Defendant's denial constitutes a **material misrepresentation of fact**, as it directly contradicts:

- DLC's SEC compliance filings,
- PUC regulatory documents, and
- its own publicly issued bond and indenture materials.

This misrepresentation:

- Misleads the Court,
- Obstructs the factual resolution of the billing and accounting issues central to this case,
- Undermines the credibility of Defendant's pleadings, and
- Impacts Plaintiff's ability to obtain accurate discovery and adjudication.

This conduct raises concerns under:

- **Rule 3.3 – Candor to the Tribunal,**
  - **Rule 4.1 – Truthfulness in Statements to Others,** and
  - **Rule 8.4(c) – Misconduct (dishonesty, misrepresentation)** of the Pennsylvania Rules of Professional Conduct.
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### 4. Request to Correct the Record

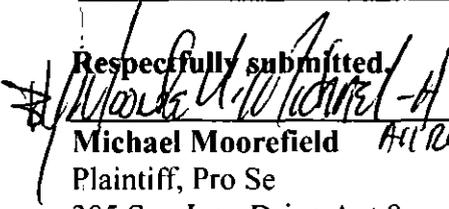
Plaintiff respectfully requests that the Court:

1. **Acknowledge that Defendant's denial is contradicted by indisputable public regulatory filings,**
2. **Direct Defendant to amend or clarify its response,** and
3. **Take judicial notice of the cited SEC and PUC records,** or permit Plaintiff to formally submit them with a Motion for Judicial Notice, if the Court deems necessary.

Plaintiff files this Notice **solely to preserve the integrity of the record** and avoid prejudice resulting from Defendant's inaccurate factual statements.

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Respectfully submitted,

  
Michael Moorefield

Plaintiff, Pro Se

305 San Juan Drive Apt 8

McKeesport Pa, 15133

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