

February 19, 2026

Via Electronic Filing

Matthew Homsher, Esquire
Secretary
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

**Re: Docket No. C-2025-3056017
Erien Frazier, Trustee of the Erien Lois Frazier Revocable Living Trust v. FE PA
Reply Exceptions of FE PA (West Penn Rate District)**

Dear Secretary Homsher:

Pursuant to the Secretarial Letter, dated February 9, 2026, attached for filing is the Reply of FirstEnergy Pennsylvania Electric Company (West Penn Rate District) to the Exceptions filed by Erien Frazier, Trustee of the Erien Lois Frazier Revocable Living Trust (Complainant) in the above referenced proceeding.

A copy of the Reply Exceptions has been provided to the Complainant in the manner indicated on the attached Certificate of Service.

If there are any questions, please do not hesitate to contact me.

Very truly yours,

Reger Rizzo & Darnall LLP



Margaret A. Morris

MAM/co
Enclosures

cc: The Hon. Chad L. Allensworth, PA Public Utility Commission [w/encls.]
Office of Special Assistants, PA Public Utility Commission [w/encls.]
Tori Giesler, Esquire, FirstEnergy Service Company [w/encls.]
Erien Frazier, Erien Lois Frazier Revocable Living Trust [w/encls.]

**Re: Docket No. C-2025-3056017
Erien Frazier, Trustee of the Erien Lois Frazier Revocable Living Trust v. FE PA
Reply Exceptions of FE PA (West Penn Rate District)**


CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served upon the following person(s), in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

Via Electronic Mail

Erien Lois Frazier Revocable Living Trust
c/o Erien Frazier
erienfrazier@gmail.com

Dated: February 19, 2026



Margaret A. Morris, Esquire

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ERIEN FRAZIER, TRUSTEE OF THE
ERIEN LOIS FRAZIER REVOCABLE
LIVING TRUST

v.

FIRSTENERGY PENNSYLVANIA
ELECTRIC COMPANY

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Docket No. C-2025-3056017

**REPLY EXCEPTIONS OF FIRSTENERGY PENNSYLVANIA ELECTRIC COMPANY
TO THE EXCEPTIONS OF ERIEN LOIS FRAZIER, TRUSTEE FOR THE ERIEN LOIS
FRAZIER EVOCABLE LIVING TRUST**

February 19, 2026

Margaret A. Morris, Esq.
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*Counsel for FirstEnergy Pennsylvania Electric
Company (West Penn Rate District)*

I. Introduction

In accordance with the Commission's directive and Section 5.535 of the Commission's Regulation, 52 Pa. Code § 5.535, FirstEnergy Pennsylvania Electric Company, West Penn Rate District, (Respondent, FE PA, or Company), submits its Reply to the Exceptions of Erien Lois Frazier in her capacity of Trustee for the Erien Lois Frazier Revocable Living Trust (Complainant) which support the adoption of the Initial Decision of the Honorable Chad L. Allensworth (Judge Allensworth). The Initial Decision dismissed the Formal Complaint due to the Complainant's failure to have an attorney enter an appearance since the Complaint concerns utility service in the name of a trust or trustee.

The Commission should reject the Trustee's Exceptions since the Trustee is not an attorney and cannot represent the Complainant. The Initial Decision should be affirmed in its entirety. The findings of facts and conclusions of law set forth in the well-reasoned Initial Decision are based on the record evidence and sustain the dismissal of the Complaint.

II. Relevant History of Proceedings

On June 30, 2025, the Trustee filed the Formal Complaint on behalf of the Complainant alleging that FE PA (1) was threatening to shut off service or already had shut off service; (2) billed on a disputed account; (3) ignored lawful tender; and (4) refused to provide accounting or contract documentation. The Respondent timely filed its Answer and New Matter denying the material allegations. In its New Matte, the Respondent asserted that the Commission does not have jurisdiction to determine what is,

or is not, legal tender acceptable for payment of a utility bill and that Complainant must be represented by counsel in this proceeding.

On August 14, 2025, FE PA filed a Motion to Dismiss the Complaint asserting that Complainant must be represented by counsel in this proceeding. On August 19, 2025, the Trustee filed an Answer in opposition to the Motion asserting that the trustee is the real party in interest.

The *Interim Order*, dated August 21, 2025, issued by Judge Allensworth, directed the Complainant, as a Trust, to retain counsel in conformity with Commission regulations and held the Respondent's Motion to Dismiss in abeyance to provide time for the Complainant to comply with the *Interim Order*.

An Amended Formal Complaint was filed on behalf of the Complainant requesting, *inter alia*, to amend the caption to substitute Erien Frazier, Trustee, as Complainant. FE PA filed its Answer and New Matter asserting that the Amended Complaint was defective since the Trustee cannot represent the Complainant in an adversarial proceeding.

A *Second Interim Order* was issued permitting the caption change but directing the Complainant to have counsel enter an appearance in this proceeding. To date, no attorney has entered an appearance on behalf of the Complainant.

III. Initial Decision

In the Initial Decision, Judge Allensworth ruled that:

Based on the pleadings, including Complainant’s own averments, it is uncontested that the complaint concerns electric service to the service address in the name of the Erien Lois Fraizer Revocable Living Trust or in the name of Erien Frazier, Trustee of the Erien Lois Frazier Revocable Living Trust. It is also uncontested that the complaint was signed by Erien Frazier in the role of trustee with no indication that Erien Frazier is a licensed attorney. Based on these uncontested facts, Complainant must be represented by an attorney in this proceeding.

Once the Answer and New Matter were filed, this became an adversarial proceeding. 52 Pa. Code § 1.8. Accordingly, Erien Lois Frazier, Trustee of the Erien Lois Frazier Revocable Living Trust, as either the trust itself or Erien Lois Frazier as trustee, is a “person” required to be represented by counsel. 52 Pa. Code § 1.8; *Famille S. Trust v. Duquesne Light Co.*, Docket C-2024-2440650 (Opinion and Order entered Mar. 17, 2016). No attorney is listed on the complaint, nor has one entered an appearance to represent Complainant. Likewise, there is no basis to find that Erien Lois Frazier satisfies Commission requirements to represent the trust or herself as the trustee in this matter. Therefore, Complainant cannot proceed with the complaint unless Complainant is represented by counsel pursuant to Commission regulations.

Where the procedural rules require a party to be represented by counsel, the party cannot be permitted to continue in the action without counsel.⁵ To do so would allow the unauthorized practice of law.⁶ The Commission cannot allow the unauthorized practice of law.⁷ Therefore, Complainant, as the trust itself or the trustee, is prohibited from proceeding in this matter without counsel.

ID at 11-12.

IV. Discussion

The Complainant excepts to the dismissal of the Complaint “based on a procedural objections raised by the Respondent.” The Complainant argues that Judge Allensworth failed to “give due weight to the Trustee’s verified submissions, exhibits and repeated attempts to seek redress on behalf of the Trust.”

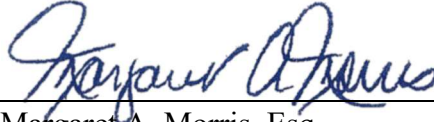
The Complainant does not have standing to file the Exceptions. The filing of the Exceptions constitute the practice of law and should be summarily dismissed consistent with the Commission ruling in *Ronald Angle Jr. c/o Sharon Angle v Met-Ed*, Docket No. F-2018-3006055, (Opinion and Order entered December 19, 2019). The Commission found that exceptions that are filed in an adversarial proceeding by a third party who is neither the complainant nor the complainant's attorney are improperly filed on the basis that the third party is not a licensed attorney and cannot properly act as the complainant's attorney in such a proceeding. See, *Betty Ricks v. PECO Energy Company*, Docket No. C-2012-23212440 (Opinion and Order entered March 6, 2014). Ms. Frazier is not a licensed attorney and cannot act as an attorney by filing Exceptions in an adversarial proceeding.

V. Conclusion

The record reflects that the Complainant failed to have an attorney enter an appearance in this proceeding in accordance with the *Orders* issued by Judge Allensworth. The filing of the Exceptions constitutes the practice of law. The Exceptions fail to address the requirement that an attorney is required by law. The Initial Decision

should be adopted without modification. The Formal Complaint of Erien Frazier, Trustee of the Erien Lois Frazier Revocable Living Trust should be dismissed with prejudice.

Respectfully submitted,



Dated: February 19, 2026

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