

**BEFORE THE
PENNSYLVANIA
PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	R-2025-3059523, et al. C-2026-3060947
v. UGI Utilities, Inc. – Gas Division	eFiled

**Petition for Leave to Withdraw
Complainant's *Motion to Dismiss***

1. Complainant Shannon Brown, *pro se*, respectfully petitions the Administrative Law Judges, pursuant to 52 Pa. Code § 5.94, to grant leave to withdraw the *Motion to Dismiss Formal Complaint* filed on or about April 6, 2026.
2. Complainant incorporates by reference Complainant's *Formal Complaint, Docket Number C-2026-3060947*, and Defendant's *Answer of UGI Utilities, Inc – Gas Division in Opposition to Shannon Brown's Objections and Motion to Amend Protective Order* (hereinafter, *Answer-to-Amendment/Objection*) (served by email, 10 April 2026).

In support of this petition, Complainant states as follows:

3. On or about March 6, 2026, Complainant, a customer of Defendant UGI-Gas and thus with direct interest in this proceeding (see 52 Pa. Code § 5.41), timely filed a factually-dense *Formal Complaint, inter alia*, opposing the proposed rate increase; by showing a 77.51% cumulative rate increase from 2017 to 2026; raising issues such as whether UGI is even the real-party-in-interest; and suggesting that the data supports a net, **rate decrease**.
4. On or about April 6, 2026, Complainant filed a *Motion to Dismiss Formal Complaint* largely based on, then perceived, procedural-futility including **denial of medical disability accommodation**, denial of participation in a hearing, and impairment of discovery.

Circumstances Have Materially Changed

5. The Defendant's subsequent, extensive, *Answer-to-Amendment/Objection* reveals new

information, legal positions, procedural positions, or factual assertions that bear directly on the viability of Complainant's original claims and appear to raise issues subject to "repetition but evading review" (e.g., procedural orders without notice prior to complaint filing deadlines is capable of recurring while evading adjudication if complaints are dismissed).

6. Defendant, for example, states intent to oppose dismissal of the *Motion to Dismiss without prejudice*. *Answer-to-Amendment/Objection*, ¶30 ("...not oppose the dismissal of Shannon Brown's Complainant (sic) from the rate case docket and request the related formal complaint docket be dismissed **with prejudice**.) (emphasis added). The *Motion to Dismiss* plainly states voluntary dismissal only **without prejudice**. *Motion to Dismiss*, ¶6.

7. The *Motion to Dismiss* was filed based on a then-reasonable, but now-reconsidered, assessment of the procedural posture and situation.
8. *Inter alia*, Defendant's own subsequent *Answer-to-Amendment/Objection* demonstrates, for example, that the matter requires rigorous analysis and review as Defendant apparently sees no issue with orders or procedures that materially affect Customer-Party-Complainant and executed weeks before Defendant's stated deadline of March 29; before Complainant's timely *Formal Complaint*; and without any notice and opportunity to be heard.
9. Further, Defendant's own subsequent *Answer-to-Amendment/Objection* demonstrates that the so-called active/inactive status is no longer an issue of mere procedural efficiency but apparently applies to deter meritorious, substantive claims.

See *Answer-to-Amendment/Objection* ¶¶45-60

(alleging Complainant "failed" to appear in a

Prehearing Order conference, an Order dated **37 days** before the March 29 deadline and dated before Complainant timely filed a *Formal Complaint* and without any notice to Complainant, and thus prohibits Complainant from material, participation in a proceeding **designed to encourage affected-customer protection.**)

No Prejudice and Public Interest Served By Granting Withdrawal

10. Pennsylvania PUC proceedings exist precisely to protect ratepayers and the public. Dismissal of a legitimate complaint or petition,—later shown to be even more pressing by the Defendant Utility's own conduct—would undercut the Commission's consumer protection mission.
11. The Defendant's extensive *Answer-to-Amendment/Objection* raises substantive and procedural regulatory concerns that the Commission should have the opportunity to

examine on the merits. Permitting withdrawal of Complainant's *Motion to Dismiss* ensures those compelling issues are not foreclosed—or repeated.

12. No party will be prejudiced by the requested withdrawal. Defendant has not filed a responsive pleading specifically to the *Motion to Dismiss*. The *Answer-to-Amendment/Objection*, incorporated herein by reference, was filed in response to Complainant's *Motion to Amend*.

13. The public interest favors granting leave to withdraw, as the issues raised in the *Formal Complaint*—including a 77.51% cumulative rate increase—directly implicate the Commission's consumer protection mission and the interests of UGI's ratepayers.

14. WHEREFORE, Complainant respectfully requests that the Administrative Law Judges GRANT leave to withdraw Complainant's *Motion to Dismiss Formal Complaint* without prejudice while

Complainant's *Formal Complaint* shall remain
fully pending on the merits.

A handwritten signature in black ink, appearing to read 'S B', with a long horizontal line extending to the right.

Shannon Brown

Date 21 April 2026

52 Pa. Code § 1.36

Verification

I, SHANNON BROWN, hereby state that the facts above set forth are true and correct (or 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: 21 April 2026

Signature:

A handwritten signature in black ink, appearing to be 'S B' with a long horizontal line extending to the right.

Shannon Brown

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party).

List of Parties Served

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Dated this 21st day of April, 2026.

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