

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

GLY Investments LLC	:	
	:	
v.	:	C-2026-3061344
	:	
PECO Energy Company-Electric	:	

INTERIM ORDER #2
CANCELLING THE EVIDENTIARY HEARING
AND CLOSING THE HEARING RECORD

On March 25, 2026, German Yakubov (Mr. Yakubov or Complainant) filed a Formal Complaint with the Pennsylvania Public Utility Commission (Commission) against PECO Energy Company (PECO) concerning utility service provided to GLY Investments. Complaint ¶ 1. The Complaint concerns allegations that there are incorrect charges on the bill. Complaint ¶ 4. For relief, Complainant requested that charges of \$3,301.35 accrued from February 2025 through February 2026 be removed or transferred because the property was tenant occupied. Complaint ¶ 5.

On April 15, 2026, PECO filed an Answer with New Matter and in its Answer denied the material allegations in the Complaint. Answer ¶ 4.

In its New Matter, properly endorsed with a Notice to Plead, PECO asserted that Complainant is a business entity and must be represented by a licensed attorney in adversarial proceedings. PECO concluded its Answer with New Matter by requesting dismissal of the Complaint, with prejudice.

Complainant did not file an Answer to PGW's New Matter.

On April 23, 2026, an Initial Telephonic Hearing Notice was sent to the parties scheduling a telephone hearing for June 11, 2026 at 1:00 p.m. Of relevance, the Hearing Notice states the following:

REPRESENTATION. If you are an individual, you may represent yourself or you may have an attorney represent you. All others, including a partnership, corporation, trust, association, or governmental agency or subdivision, must be represented by an attorney licensed to practice law in Pennsylvania, or admitted *pro hac vice*. Only an attorney may represent someone else.

April 23, 2026, Hearing Notice.

Also on April 23, 2026, a Prehearing Order was issued to the parties, providing the parties with the procedural rules that would govern the hearing. Of relevance, the Prehearing Order states the following:

7. **REPRESENTATION.** If you are an individual, you may represent yourself or you may have an attorney represent you. All others, including a partnership, corporation, trust, association, or governmental agency or subdivision, must be represented by an attorney licensed to practice law in Pennsylvania, or admitted *pro hac vice*. And, unless you are an attorney, you may not represent someone else.

April 23, 2026, Prehearing Order.

Once PECO filed an Answer to the Complaint, this proceeding became adversarial in nature. *See* 52 Pa. Code § 1.8 (“adversarial proceeding”). The Commission’s regulations require that persons in adversarial proceedings be represented by an attorney. *See* 52 Pa. Code § 1.21(b). The Commission’s regulations define a “person” as a term that includes individuals, corporations, partnerships, associations, joint ventures, other business organizations, *trusts*, trustees, legal representatives, receivers, agencies, governmental entities, municipalities, municipal corporations or other political subdivisions. *See* 52 Pa. Code § 1.8 (“person”).

Accordingly, upon the filing of the Answer in this matter, GLY Investments LLC was required to be represented by an attorney. Mr. Yakubov did not indicate that he was an attorney licensed to practice law in Pennsylvania, further, no attorney is listed on paragraph 10 of the Complaint titled “legal representation.” The absence of an attorney where one is required deprives the Commission of jurisdiction to adjudicate the matter. *Adventure Alley CLC, LLC v. PECO Energy Co. and Great Am. Power*, Docket No. C-2014-2430850 (Final Order entered Nov. 25, 2014) (citing *McCain v. Curione, Pa. Bd. of Prob. and Parole*, 527 A.2d 591 (Pa. Cmwlth. 1987)). In its New Matter, PECO argued that Complainant must be represented by an attorney once the matter became adversarial upon the filing of its Answer. An issue of subject matter jurisdiction may be raised at any stage of a proceeding by a party or *sua sponte* by the presiding officer or by the Commission. *Cars R Us c/o Holman Copeland v PGW*, Docket No. C-2008-2033437 (Order entered February 4, 2010).

On May 15, 2026, the Commission issued my Order which directed Complainant to have an attorney enter his or her appearance on behalf of GLY Investments LLC on or before June 1, 2026.

The Commission’s regulations provide that persons in adversarial proceedings be represented in accordance with 52 Pa. Code § 1.22 (relating to appearance by attorneys and legal interns). *See* 52 Pa. Code § 1.21. (b). Additionally, the Commission’s regulations define “person” as including individuals, corporations, partnerships, associations, joint ventures, other business organizations, trusts, trustees, legal representatives, receivers, agencies, governmental agencies, municipalities, municipal corporations or other political subdivisions. 52 Pa. Code § 8.

Complainant was informed of the representation requirements through Hearing Notice served April 23, 2026, Prehearing Order served April 23, 2026, and through my Interim Order #1, served May 15, 2026, directing Complainant to have counsel enter his or her appearance on behalf of GLY Investments LLC on or before June 1, 2026. No attorney entered his or her appearance on behalf of GLY Investments LLC on or before June 1, 2026. Therefore, in the Ordering paragraphs below, the evidentiary hearing scheduled in this matter will be cancelled, and the record will be closed for the purposes of preparing an Initial Decision.

THEREFORE,

IT IS ORDERED:

1. That the evidentiary hearing, in the matter of GLY Investments v PECO Energy Company-Electric at Docket No. C-2026-3061344, scheduled for June 11, 2026 at 1:00 p.m.is cancelled.

2. That the record in the matter of GLY Investments v PECO Energy Company-Electric at Docket No. C-2026-3061344, is closed.

3. That an Initial Decision in the matter of GLY Investments v PECO Energy Company-Electric at Docket No. C-2026-3061344 will be prepared and issued.

Date: June 4, 2026

/s/

Barbara Shadie Nause
Administrative Law Judge

C-2026-3061344 - GLY INVESTMENTS LLC v. PECO ENERGY COMPANY-ELECTRIC

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