ORIGINAL

FORMAL COMPLAINT

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BEFORE THE ARIZONA CORPORATION COMMISSI(

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FORMAL DOCKETED COMPLAINT AGAINST TUCSON ELECTRIC POWER

AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
DOCKETED
SEP 13 2011
DOCKETED BY nr

CUSTOMER: TYRONE HENRY
ADDRESS: 2018 N. Tucker Dr.
Tucson, AZ 85716

Current Account # 4305544122

E-01933A-11-0346

I am requesting that this be handled as a formal, numbered, docketed complaint. After speaking with TEP and their counsel, and based upon their subsequent unlawful actions, I do not wish to go through the informal process, as it would be futile to do so. I am requesting a hearing at which evidence will be presented and witnesses will be called.

PERTINENT BACKGROUND

On **June 7th, 2000**, I left the premises located at Kelso, and did not ever return. My bill was zeroed out by a friend. I was incarcerated at Pima County jail for the entire time of the disputed amount for the months of June, 2000 until the beginning of September, 2000. In September 2000, out on bond, I went to stay with my mother.

In **January, 2008**, I moved to the Tucker Road address, and my mother moved in with me. I applied for electric service and was granted same. At no time did TEP attempt to collect the disputed debt prior to providing this service.

According to my mother, Raye Stiles, a collection agency attempted to collect the disputed debt, which she disputed in writing in 2001.

In **June, 2011**, TEP added the disputed debt to my current

attempt collect a decade old disputed debt.

II.
DUPLICITOUS TAX CHARGES

It should be noted that TEP is also charging taxes on amounts that include taxes on the disputed debt. Again this is fraud and amounts to blatant double dipping, encouraged by their attorney.

III.
STATUTE OF LIMITATIONS

Eleven years after the bill was produced is well beyond the Arizona Statute of Limitations, which is six years.

IV.
FRAUD

It is my assertion that TEP has already offset this debt with the IRS as a bad debt, and was giving a credit. The fact that TEP upon the advice of their counsel, refused to deny this, lends credence to this allegation, and that the State of Arizona Department of Revenue was defrauded as well.

It defies logic that a business would carry a debt for eleven years without seeking some sort of offset.

V.
REQUESTED REMEDIES

1. TEP should be fined for these actions and all customers should be given credits to their accounts based upon TEP's failure to abide by the laws of this state and of this country.

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REQUESTED REMEDIES

1. TEP should be fined for these actions and all customers should be given credits to their accounts based upon TEP's failure to abide by the laws of this state and of this country.

2. TEP's actions have contributed to my financial hardship, and I wish to be made whole either via this process, (if it is procedurally permissible), or other legal channels.

3. I am requesting an audit of TEP and my current account and my prior account.

4. I am requesting that any payments due on my current account be suspended until such time as a proper bill is presented without the disputed debt, and until such time that this cause is concluded and/or resolved

5. I am requesting that the state audit TEP so as to ascertain whether or not this is a common practice of the company.

DATED this the 7th day of September, 2011.

Respectfully Submitted,

Tyrone Henry