

Eckert Seamans Cherin & Mellott, LLC 213 Market Street - 8th Floor Harrisburg, PA 17101 TEL 717 237 6000 FAX 717 237 6019 www.eckertseamans.com

Daniel Clearfield 717.237:7173 delearfield@cekertseamans.com

January 21, 2010

RECEIVED 2010 JAN 21 PM 3: 38 SECRETARY'S BUREAU

Via Hand Delivery

James McNulty, Secretary PA Public Utility Commission PO Box 3265 Harrisburg, PA 17105-3265

Re: Pennsylvania Public Utility Commission v. Philadelphia Gas Works Docket No. R-2009-2139884

Dear Secretary McNulty:

On behalf of Philadelphia Gas Works ("PGW") enclosed for filing is an original and three copies of its Objection to Office of Small Business Advocate's Interrogatory, Set I, No. 9 with regard to the above-referenced matter. Copies have been served in accordance with the attached Certificate of Service.

Very truly yours, Daniel Clearfield

DC/lww Enclosure

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cc: Certificate of Service w/enc.

HARRISBURG, PA BOSTON, MA CHARLESTON, WV PHILADELPHIA, PA PITTSBURGH, PA SOUTHPOINTE, PA WASHINGTON, DC WEST CHESTER, PA WHITE PLAINS, NY WILMINGTON, DE {L0398310.1} 300025-45

## BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility Commission	:
	:
v.	:
Philadelphia Gas Works	:

Docket No. R-2009-2139884

## PHILADELPHIA GAS WORKS' OBJECTION TO OFFICE OF SMALL BUSINESS ADVOCATE, INTERROGATORIES, SET I

Philadelphia Gas Works ("PGW") hereby objects to Office of Small Business Advocate's ("OSBA"), Interrogatory Set I, No. 9 (received on January 11, 2010) on the grounds that it seeks information: 1) subject to attorney/client privilege and/or attorney work product privilege; and 2) would reveal confidential commercial information the public release of which would harm PGW and/or its owner, the City of Philadelphia. Notwithstanding this objection, and without waiver thereof, PGW will provide any non-privileged information responsive to the request.

Respectfully submitted,

Daniel Clearfield, Esq. Eckert Seamans Cherin & Mellott, LLC 213 Market Street, 8th Floor Harrisburg, PA 17108-0865 (717) 237-7173

Of Counsel:

Gregory Stunder, Esq. Philadelphia Gas Works 800 West Montgomery Ave. Philadelphia, PA 19122

Dated: January 21, 2010



## **CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of PGW's Objections to OSBA

Interrogatory, Set I, No. 9 upon the participants listed below in accordance with the requirements

of § 1.54 (relating to service by a participant).

## VIA HAND DELIVERY &/OR FIRST CLASS MAIL

Richard A. Kanaskie, Esq. Office of Trial Staff PA Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105-3265 E-mail: <u>rkanaskie@state.pa.us</u>

William R. Lloyd, Jr., Esq. Sharon Webb, Esq. Lauren Lepkowski, Esq. Office of Small Business Advocate Commerce Building, Suite 1102 300 North 2nd Street Harrisburg, PA 17101 E-mail: <u>willloyd@state.pa.us</u> <u>swebb@state.pa.us</u> <u>lepkoski@state.pa.us</u>

Darryl Lawrence, Esq. Jennedy S. Johnson, Esq. Office of Consumer Advocate 5th Floor, Forum Place Bldg. 555 Walnut Street Harrisburg, PA 17101-1921 E-mail: <u>dlawrence@paoca.org</u> <u>ijohnson@paoca.org</u>

Todd Stewart, Esq. Hawke McKeon Sniscak & Kennard, LLP PO Box 1778 Harrisburg, PA 17105 <u>TSStewart@hmslegal.com</u> Philip Bertocci, Esq. Thu Tran, Esq. Community Legal Services 1424 Chestnut Street Philadelphia, PA 19102 Fax: (215) 981-0434 E-mail: <u>pbertocci@clsphila.org</u> <u>ttran@clsphila.org</u>

Charis Mincavage, Esq. Barry Naum, Esq. McNees Wallace Nurick 100 Pine Street PO Box 1166 Harrisburg, PA 17108-1166 <u>cmincavage@mwn.com</u> bnaum@mwn.com Philip L. Hinerman, Esq.

Philip L. Hinerman, Esq. Jill Guldin, Esq. Robert Clothier, Esq. Fox Rothschild LP 2000 Market St., 10<sup>th</sup> Fl. Philadelphia, PA 19103-3291 <u>phinerman@foxrothschild.com</u> <u>iguldin@foxrothschild.com</u> relothier@foxrothschild.com

Adam H. Cutler, Esq. Public Interest Law Center of Philadelphia 1709 Benjamin Franklin Parkway, 2<sup>nd</sup> Fl. Philadelphia, PA 19103 Paul R. Bonney, Esq. PECO Energy Company 2301 Market St. PO Box 8699 Philadelphia, PA 19101-8699 Paul.bonney@exeloncorp.com

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Daniel Clearfield, Esq.

Dated: January 21, 2010